

ORDINANCE No.

113090

COUNCIL BILL No.

105732

AN ORDINANCE relating to historic preservation, imposing controls upon Hiawatha Playfield, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code (Ordinance 106348).

COMPTROLLER FILE No.

Introduced: <u>9-2-86</u>	By: <u>Street</u>
Referred: <u>9-2-86</u>	To: <u>Land Use</u>
Referred:	To:
Referred:	To:
Reported: <u>SEP 29 1986</u>	Second Reading: <u>SEP 29 1986</u>
Third Reading: <u>SEP 29 1986</u>	Signed: <u>SEP 29 1986</u>
Presented to Mayor: <u>SEP 30 1986</u>	Approved: <u>OCT 6 1986</u>
Returned to City Clerk: <u>OCT 6 1986</u>	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained: <u>OK</u>

*Land Department***The City of Seattle--Legislative****REPORT OF COMMITTEE**

Honorable President:

Your Committee on

LANDUSE

to which was referred the within Council Bill No. _____
report that we have considered the same and respectfully re

RECD CLERK SEP 30 1986



Committee Chair

Law Department

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

Honorable President:

Your Committee on

LAND USE

to which was referred the within Council Bill No.

105732

report that we have considered the same and respectfully recommend that the same:

Pass

9/29/86



Committee Chair

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REC'D ONLY SEP 30 1986

ORDINANCE 113090

1 AN ORDINANCE relating to historic preservation, imposing
2 controls upon Hiawatha Playfield, a Landmark
3 designated by the Landmarks Preservation Board under
4 Chapter 25.12 of the Seattle Municipal Code (Ordinance
5 106348).

6 WHEREAS, the Landmarks Ordinance, Chapter 25.12 of the
7 Seattle Municipal Code (SMC), establishes a procedure
8 for the designation and preservation of structures and
9 areas having historical, cultural, architectural,
10 engineering or geographic importance; and

11 WHEREAS, The Landmarks Preservation Board after a public
12 hearing on May 2, 1984, voted to approve the
13 nomination of Hiawatha Playfield at 2700 California
14 Avenue SW in Seattle as a Landmark under SMC Chapter
15 25.12; and

16 WHEREAS, after a public hearing on June 6, 1984, the Board
17 voted to approve the designation of Hiawatha Playfield
18 as a Landmark under SMC Chapter 25.12; and

19 WHEREAS, on June 5, 1985, the Board and the owners of the
20 designated property agreed to controls and incentives;
21 and

22 WHEREAS, the Board recommends to the City Council approval
23 of controls and incentives; Now, Therefore,

24 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

25 Section 1. That the designation by the Landmarks
26 Preservation Board of Hiawatha Playfield more particularly
27 described as: tract of land bordered by S.W. Lander
28 Street; S.W. Stevens Street; California Avenue S.W.; Walnut
Avenue S.W., as a Landmark based upon satisfaction of the
following criteria of SMC Section 25.12.350:

- 1) It is associated in a significant way with a
significant aspect of the cultural, political, or
economic heritage of the community, city, state
or nation; and
- 2) It is an outstanding work of a designer or
builder

is hereby acknowledged.

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Section 2. The following controls upon alteration of the landmark are hereby imposed:

A Certificate of Approval, issued by the Landmarks Preservation Board must be obtained, pursuant to Ordinance 106348 or the time for denying a Certificate of Approval must have expired before significant changes, as described below, may be made to the entire Hiawatha Playfield.

Significant changes shall be any proposed change to the playfield that, in the opinion of the City Historic Preservation Officer, does not conform to the original plan (attached as Appendix A) or the existing plan (attached as Appendix B) including, but not limited to, replacement of trees, shrubs, plant materials and ground cover and configuration of the pathway.

In-kind replacement, maintenance and repair shall be excluded from the Certificate of Approval requirement.

Section 3. The following incentives are hereby noted as potentially available to the owner although the listing shall not be construed as inclusive:

1) Sections 24.74.020, 23.44.026 and 23.45.124 of the Seattle Municipal Code authorize, under certain circumstances, uses in a designated Landmark that are not otherwise permitted in the zone in which the Landmark is located.

2) Building and Energy Code exceptions on an application basis.

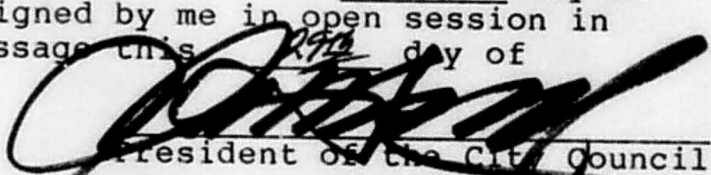
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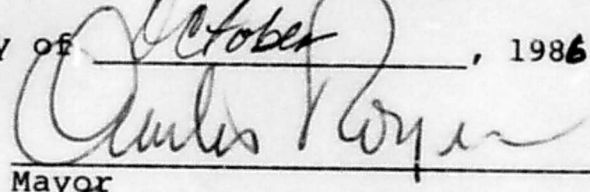
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Section 4. Enforcement of this Ordinance and penalties for its violation shall be as provided in Section 25.12.910 of the Seattle Municipal Code.

Section 5. The City Clerk is hereby directed to record this ordinance with the King County Director of Records and Elections, deliver two copies to the City Historic Preservation Officer, 400 Yesler Building, and deliver one copy to the Director of the Department of Construction and Land Use.

Section 6.

PASSED by the City Council the 29th day of September, 1986, and signed by me in open session in authentication of its passage this 29th day of September, 1986.

President of the City Council

Approved by me this 6th day of October, 1986

Mayor

Filed by me this 6th day of October, 1986

ATTEST:

Norward J. Brooks
City Comptroller and City Clerk

By: Margaret Carter, Deputy Clerk

(SEAL)

Published _____

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30.15

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

FILED
CITY OF SEATTLE

1986 NOV 26 PM 2:59

COMPTROLLER AND CITY CLERK

86/10/13

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ORDINANCE 113090

AN ORDINANCE relating to historic preservation, imposing controls upon Hiawatha Playfield, a Landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code (Ordinance 106348).

WHEREAS, the Landmarks Ordinance, Chapter 25.12 of the Seattle Municipal Code (SMC), establishes a procedure for the designation and preservation of structures and areas having historical, cultural, architectural, engineering or geographic importance; and

WHEREAS, The Landmarks Preservation Board after a public hearing on May 2, 1984, voted to approve the nomination of Hiawatha Playfield at 2700 California Avenue SW in Seattle as a Landmark under SMC Chapter 25.12; and

WHEREAS, after a public hearing on June 6, 1984, the Board voted to approve the designation of Hiawatha Playfield as a Landmark under SMC Chapter 25.12; and

WHEREAS, on June 5, 1985, the Board and the owners of the designated property agreed to controls and incentives; and

WHEREAS, the Board recommends to the City Council approval of controls and incentives; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the designation by the Landmarks Preservation Board of Hiawatha Playfield more particularly described as: tract of land bordered by S.W. Lander Street; S.W. Stevens Street; California Avenue S.W.; Walnut Avenue S.W., as a Landmark based upon satisfaction of the following criteria of SMC Section 25.12.350:

- 1) It is associated in a significant way with a significant aspect of the cultural, political, or economic heritage of the community, city, state or nation; and
- 2) It is an outstanding work of a designer or builder

is hereby acknowledged.

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8610130791

Oct 13 2 48 PM '86
BY THE DIVISION OF
RECORDS & INFORMATION
KING COUNTY

RECEIVED THIS DAY

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Section 2. The following controls upon alteration of the landmark are hereby imposed:

A Certificate of Approval, issued by the Landmarks Preservation Board must be obtained, pursuant to Ordinance 106348 or the time for denying a Certificate of Approval must have expired before significant changes, as described below, may be made to the entire Hiawatha Playfield.

Significant changes shall be any proposed change to the playfield that, in the opinion of the City Historic Preservation Officer, does not conform to the original plan (attached as Appendix A) or the existing plan (attached as Appendix B) including, but not limited to, replacement of trees, shrubs, plant materials and ground cover and configuration of the pathway.

In-kind replacement, maintenance and repair shall be excluded from the Certificate of Approval requirement.

Section 3. The following incentives are hereby noted as potentially available to the owner although the listing shall not be construed as inclusive:

1) Sections 24.74.020, 23.44.026 and 23.45.124 of the Seattle Municipal Code authorize, under certain circumstances, uses in a designated Landmark that are not otherwise permitted in the zone in which the Landmark is located..

2) Building and Energy Code exceptions on an application basis.

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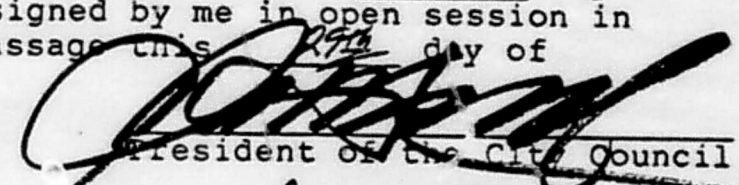
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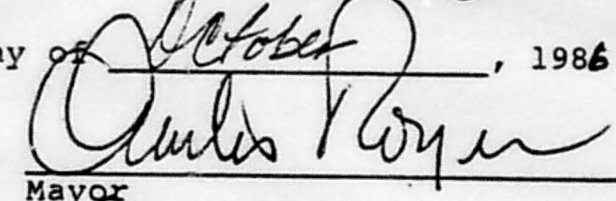
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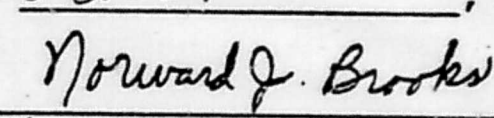
Section 4. Enforcement of this Ordinance and penalties for its violation shall be as provided in Section 25.12.910 of the Seattle Municipal Code.

Section 5. The City Clerk is hereby directed to record this ordinance with the King County Director of Records and Elections, deliver two copies to the City Historic Preservation Officer, 400 Yesler Building, and deliver one copy to the Director of the Department of Construction and Land Use.

Section 6.

PASSED by the City Council the 29th day of September, 1986, and signed by me in open session in authentication of its passage this 29th day of September, 1986.

President of the City Council

Approved by me this 6th day of October, 1986

Mayor


Filed by me this 6th day of October, 1986

ATTEST: Norward J. Brooks
City Comptroller and City Clerk

By: Margaret Carter, Deputy Clerk

(SEAL)

Published _____

STATE OF WASHINGTON)
COUNTY OF KING) SS
CITY OF SEATTLE)
NORWARD J. BROOKS, Comptroller and City Clerk of the City of Seattle,
do hereby certify that the within and foregoing is a true and correct copy of
the original instrument as the same appears on file, and of record in this
department.
IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal
of The City of Seattle, this 13th day of October, 1986


NORWARD J. BROOKS
Comptroller and City Clerk
By: Margaret Carter
Deputy Clerk

FILED FOR RECORD AT REQUEST OF
Return to:
NORWARD J. BROOKS CITY COMPTROLLER
101 SEATTLE MUNICIPAL BUILDING
SEATTLE, WA 98104

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EXHIBIT A: ORIGINAL PLAN

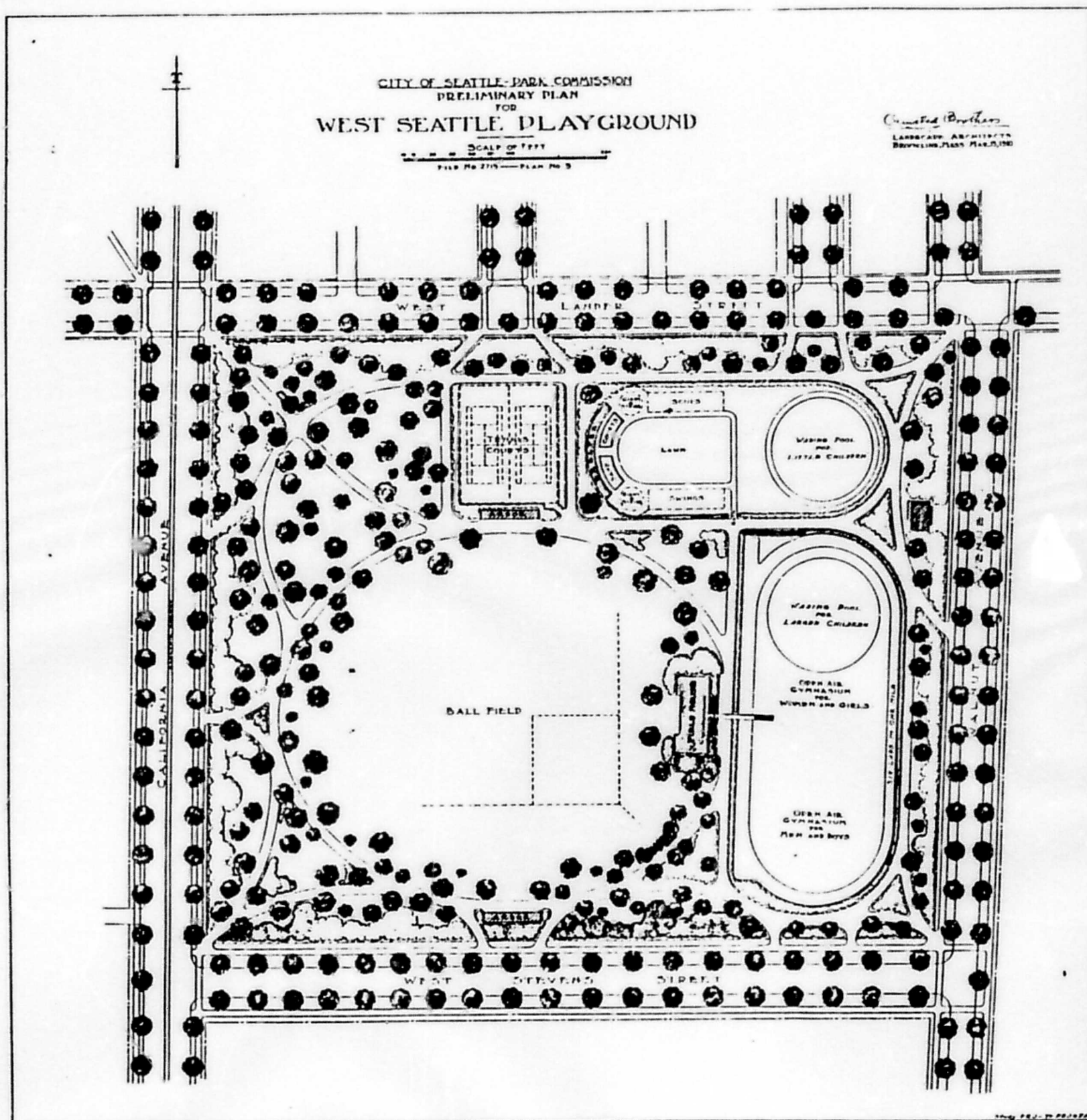
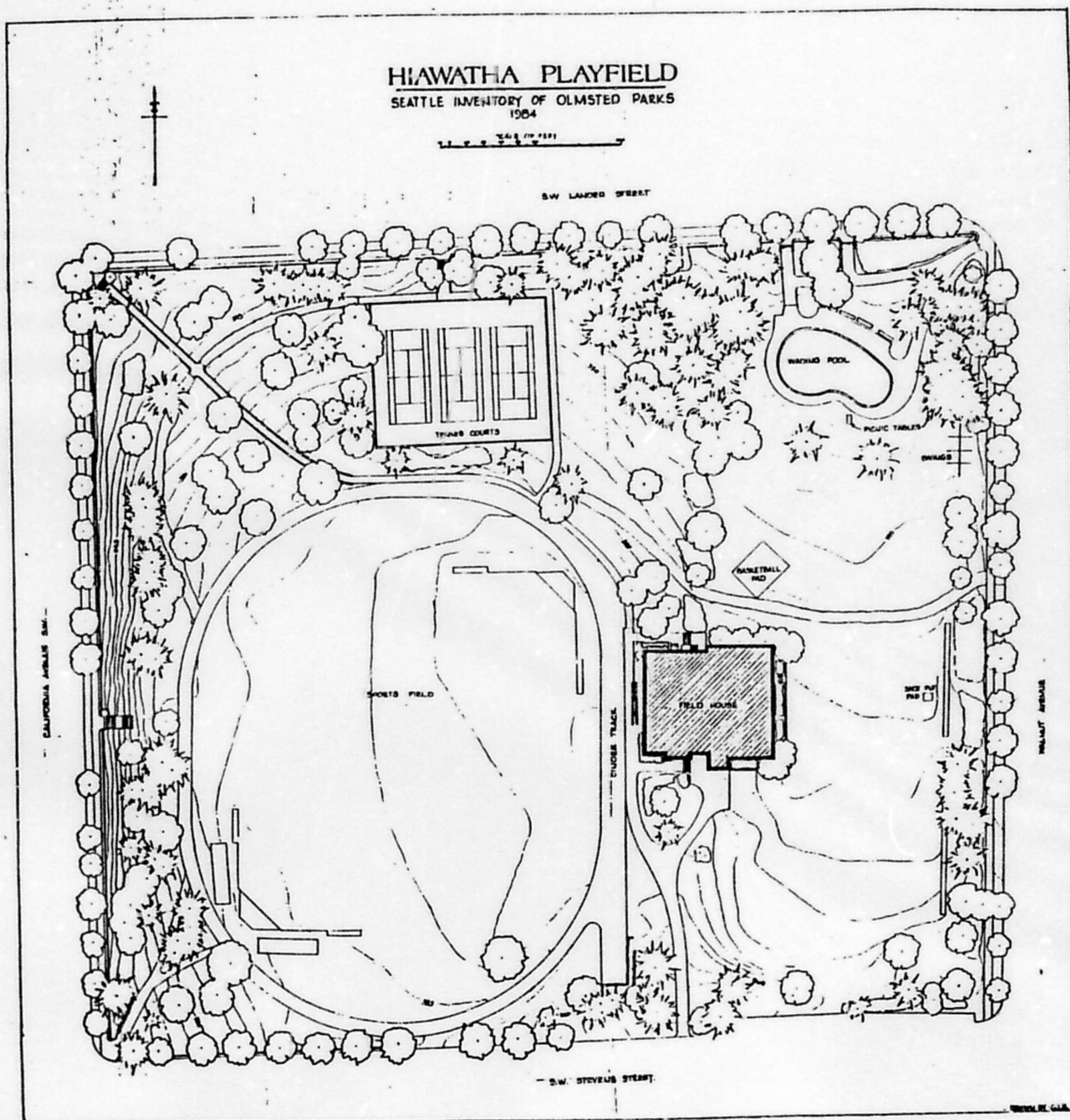


EXHIBIT B: EXISTING PLAN



Affidavit of Publication

C-507X

City of Seattle

ORDINANCE 113090

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Section 6.

Passed by the City Council the 29th day of September, 1986, and signed by me in open session in authentication of its passage this 29th day of September, 1986.

SAM SMITH,
President of the City Council.

Approved by me this 6th day of October, 1986.

CHARLES ROYER,
Mayor.

Filed by me this 6th day of October, 1986.

Attest: NORWARD J. BROOKS,
City Comptroller and City Clerk.

(Seal) By MARGARET CARTER,
Deputy Clerk.

Publication ordered by NORWARD J. BROOKS, Comptroller and City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, October 10, 1986. (C-507-X)

OF WASHINGTON COUNTY—SS.

signed, on oath states that he is an owner of The Daily Journal of Commerce, a newspaper is a legal newspaper and it is now and has been for more than the date of publication hereinafter the English language continuously in Seattle, King County, Washington, all of said time was printed in an aforesaid place of publication of the Journal of Commerce was on the date approved as a legal newspaper by King County.

set form annexed, was published in the Journal of Commerce, which was its subscribers during the below

notice, a _____

90 _____

October 10, 1986 _____

described and sworn to before me on _____

October 10, 1986 _____

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of Publication

OF WASHINGTON COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

Ordinance 113090

was published on October 10, 1986

Subscribed and sworn to before me on

October 10, 1986

Notary Public for the State of Washington,
residing in Seattle.

Ordinance 113090
City of Seattle
The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

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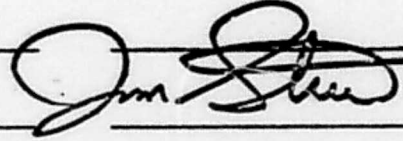
October 10, 1986

Notary Public for the State of Washington,
residing in Seattle.

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY
THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:



FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

C.S. 20.28

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