

ORDINANCE No. 113993

COUNCIL BILL No. 106749

*Law Department*

# The City of Seattle--Legisla

AN ORDINANCE vacating a portion of 36th Avenue South on the petition of Darigold Inc., accepting an easement for combined sewer purposes (Comptroller File No. 291533).

## REPORT OF COMMITTEE

Honorable President:

You: Committee on Transportation

to which was referred the within Council Bill No. 106749 report that we have considered the same and respectfully recomm

*Do Not*

### COMPTROLLER FILE No.

|  |                                    |
|--|------------------------------------|
| Introduced: <u>MAY 23 1988</u>             | By: <u>WILLIAMS</u>                |
| Referred: <u>MAY 23 1988</u>               | To: <u>Transportation</u>          |
| Referred:                                  | To:                                |
| Referred:                                  | To:                                |
| Reported: <u>MAY 31 1988</u>               | Second Reading: <u>MAY 31 1988</u> |
| Third Reading: <u>MAY 31 1988</u>          | Signed: <u>MAY 31 1988</u>         |
| Presented to Mayor: <u>MAY 31 1988</u>     | Approved: <u>JUN 9 1988</u>        |
| Returned to City Clerk: <u>JUN 10 1988</u> | Published:                         |
| Vetoed by Mayor:                           | Veto Published:                    |
| Passed over Veto:                          | Veto Sustained: <u>(OK)</u>        |

*231615 9 me*

*[Signature]*  
Committee Chair

Law Department

TRANS

# The City of Seattle--Legislative Department

## REPORT OF COMMITTEE

Date Reported  
and Adopted

Honorable President:

Your Committee on Sanitation

to which was referred the within Council Bill No. 106749  
report that we have considered the same and respectfully recommend that the same:

Do Pass

0m @ 5/21/88

[Signature]  
Committee Chair

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

# 31  
C.B. 106749

ORDINANCE 113993

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AN ORDINANCE vacating a portion of 36th Avenue South on the petition of Darigold, Inc. accepting an easement for combined sewer purposes (Comptroller File No. 291553)\*

WHEREAS, there has been filed with the City Council the petition of Darigold, Inc. (Comptroller's File No. 291553), for the vacation of 36th Avenue South as therein fully described; and

WHEREAS, following a public hearing on said petition, which commenced on the February 27, 1984, said petition was granted by the City Council; and

WHEREAS, pursuant to Section 35.79.030 and Seattle Municipal Code Chapter 15.62, the petitioner has to the City \$77,700, which amount is one-half the appraised value of the property approved for vacation according to an appraisal obtained by the Director of Engineering; and Now, Therefore;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

36th Avenue South from the north margin of South Dakota Street to the south margin of South Andover Street

be and the same is hereby vacated; RESERVING to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any rights of way abutting upon said property after said vacation.

Section 2. That the easement executed by Darigold, Inc. on the 12th day of January, 1989 (King County Recording No. 8804060239) granting and conveying the right for the City to construct, operate and maintain a combined sewer with necessary appertenances over, under, through, across and upon the following described property in Seattle, King County, Washington:

Portion of 36th Ave South as platted in Squires Lakeside Addition, according to plat thereof recorded in Volume 11 of Plats page 50, records of King County, Washington, lying between lines : : : on each side of the centerline thereof from the north line of South Dakota Street to the south line of South Andover Street.

be and the same is hereby accepted for combined sewer purposes.

\* S/B 291554

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(To be used for all Ordinances except Emergency.)

Section 3. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 31<sup>st</sup> day of May, 1988,  
and signed by me in open session in authentication of its passage this 31<sup>st</sup> day  
May, 1988.

*[Handwritten signature]*  
President of the City Council.

Approved by me this 9<sup>th</sup> day of June, 1988  
Charles Royce  
Mayor.

Filed by me this 10<sup>th</sup> day of June, 1988

Attest: *Norward J. Brooks*  
City Comptroller and City Clerk.

(SEAL)

Published \_\_\_\_\_  
By *Margaret Carter*  
Deputy Clerk.

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# 31  
C.B. 106749

ORDINANCE 113993

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AN ORDINANCE vacating a portion of 36th Avenue South on the petition of Darigold, Inc. accepting an easement for combined sewer purposes (Comptroller File No. 291553).

WHEREAS, there has been filed with the City Council the petition of Darigold, Inc. (Comptroller's File No. 291553), for the vacation of 36th Avenue South as therein fully described; and

WHEREAS, following a public hearing on said petition, which commenced on the February 27, 1984, said petition was granted by the City Council; and

WHEREAS, pursuant to Section 35.79.030 and Seattle Municipal Code Chapter 15.62, the petitioner has to the City \$77,700, which amount is one-half the appraised value of the property approved for vacation according to an appraisal obtained by the Director of Engineering; and Now, Therefore;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

36th Avenue South from the north margin of South Dakota Street to the south margin of South Andover Street

be and the same is hereby vacated; RESERVING to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any rights of way abutting upon said property after said vacation.

Section 2. That the easement executed by Darigold, Inc. on the 12th day of January, 1989 (King County Recording No. 8804060239) granting and conveying the right for the City to construct, operate and maintain a combined sewer with necessary appertenances over, under, through, across and upon the following described property in Seattle, King County, Washington:

Portion of 36th Ave South as platted in Squires Lakeside Addition, according to plat thereof recorded in Volume 11 of Plats, page 50, records of King County, Washington, lying between lines 10 feet on each side of the centerline thereof from the north line of South Dakota Street to the south line of South Andover Street.

be and the same is hereby accepted for combined sewer purposes.

RECEIVED THIS DAY

JUN 15 12 13 PM '88  
BY THE DIVISION OF  
RECORDS & UTILITIES  
KING COUNTY

88/06/15 #0604 D  
RECD F 6.00  
CASHSL \*\*\*\*\*1.00  
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NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE, IT IS DUE TO THE QUALITY OF THE DOCUMENT.

(To be used for all Ordinances except Emergency.)

8806150604

CITY OF WASHINGTON )  
COUNTY OF KING ) SS  
CITY OF SEATTLE )  
I, 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 my department.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of The City of Seattle, this 15th day of June, 1988.  
NORWARD J. BROOKS  
Comptroller and City Clerk  
By: Margaret Carter  
Deputy Clerk

Section 3. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council this 31st day of May, 1988,  
and signed by me in open session in authentication of its passage this 31st day of May, 1988.  
Approved by me this 9th day of June, 1988.  
Filed by me this 10th day of June, 1988.

Attest: Norward J. Brooks  
City Comptroller and City Clerk.

By: Margaret Carter  
Deputy Clerk.

(SEAL)

Published

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# City of Seattle

Executive Department-Office of Management and Budget  
James P. Ritch, Director  
Charles Royer, Mayor



May 3, 1988

**COPY RECEIVED**

MAY 5 1988

The Honorable Douglas Jewett  
City Attorney  
City of Seattle

Douglas N. Jewett  
CITY ATTORNEY

*From [Signature] 5-11-88*

Dear Mr. Jewett:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING  
DEPARTMENT: Seattle Engineering Department

SUBJECT: Vacation of a Portion of 36th Avenue South C.F. No. 291553.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation to your office for review and drafting.

After reviewing this request and any necessary redrafting of the enclosed legislation, return the legislation to OMB. Any specific questions regarding the legislation can be directed to Marian Merkel.

Sincerely,

Charles Royer  
Mayor

by

*Marian Merkel for*

JAMES P. RITCH  
Budget Director

JR/mm/cg

Enclosure

cc: Gary Zarker, Director, SED

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Seattle  
Engineering Department

Gary Zarker, Director of Engineering  
Charles Royer, Mayor

RECEIVED  
CITY OF SEATTLE



April 27, 1988

MAY 3 1988

The Honorable Charles Royer  
Mayor of the City of Seattle  
1200 Municipal Building  
600 Fourth Avenue  
Seattle, Washington 98104

689887

VIA: Office of Management and Budget

SUBJECT: Vacation of a Portion of  
36th Avenue South  
C.F. No. 291553

Dear Mayor Royer:

Here for City Council approval is a Council Bill vacating a portion of 36th Avenue South (Comptroller's File Number 291553).

The vacation was approved by the City Council following a public hearing held on February 27, 1984.

The petitioner has satisfied the conditions of the vacation and has paid the required fee of \$77,700, which is one-half the appraised value of the property according to an appraisal obtained by the Director of Engineering.

I recommend approval of this Council Bill.

Sincerely,

GARY ZARKER  
Director of Engineering

GZ/LAK:ms24.2

Enclosure

cc: J. G. Ralph, Director of Operations

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C-509-X  
City of Seattle

ORDINANCE 113993

AN ORDINANCE vacating a portion of 36th Avenue South on the petition of Darigold, Inc. accepting an easement for combined sewer purposes (Comptroller File No. 291553).

WHEREAS, there has been filed with the City Council the petition of Darigold, Inc. (Comptroller's File No. 291553), for the vacation of 36th Avenue South as therein fully described, and

WHEREAS, following a public hearing on said petition, which commenced on the February 27, 1981, said petition was granted by the City Council; and

WHEREAS, pursuant to Section 35.70.030 and Seattle Municipal Code Chapter 15.62, if a petitioner has to the City \$77,700, which amount is one-half the appraised value of a property approved for vacation according to an appraisal obtained by the Director of Engineering; and Now, Therefore:

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

36th Avenue South from the north margin of South Dakota Street to the south margin of South Anderson Street

be and the same is hereby vacated; RESERVING to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above-described property in the reasonable original grading of any rights of way abutting upon said property after said vacation.

Section 2. That the easement executed by Darigold, Inc. on the 12th day of January, 1980 (King County Recording No. 889409239) granting and conveying the right for the City to construct, operate and maintain a combined sewer with necessary appurtenances over, under, through, across and upon the following described property in Seattle, King County, Washington:

Portion of 36th Ave South as platted in Squires Lakeside Addition, according to plat thereof recorded in Volume 11 of Plat, page 50, records of King County, Washington, lying between lines 10 feet on each side of the centerline thereof of the north line of South Dakota Street and the south line of South Anderson Street.

be and the same is hereby accepted for combined sewer purposes.

Section 3. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 31st day of May, 1981, and signed by me in execution in authentication of its passage this 31st day of May, 1981.

SAM SMITH,  
President of the City Council.  
Approved by me this 9th day of June, 1981.

CHARLES ROYER,  
Mayor.  
Filed by me this 10th day of June, 1981.  
Attest: NORWARD J. BROOKS,  
City Comptroller and City Clerk.  
(Sc3) By MARGARET CARTER,  
Deputy Clerk.

Publication ordered by NORWARD J. BROOKS, Comptroller & City Clerk.  
Date of official publication in Daily Journal of Commerce, Seattle, June 21, 1981.  
(C-509-X)

Affidavit of Publication

STATE OF WASHINGTON  
KING 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 No. 113993

was published on June 21, 1988

*A. J. ...*  
Subscribed and sworn to before me on

June 21, 1988

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

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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:

*Senator Dickstein*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: *Transportation*  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
PRESIDENT'S SIGNATURE

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