

ORDINANCE No. 114502

COUNCIL BILL No. 107274

*Law Department*

# The City of Seattle--Legislative

AN ORDINANCE authorizing the sale by competitive bid or negotiated sale of certain City (Department of Engineering) property located south of N.E. 40TH STREET between LATONA AVENUE N.E. and EASTLAKE AVENUE N.E. (R/W No.'s 8910, 8911, 8912, 8913, 8914 and 1918)

## REPORT OF COMMITTEE

Honorable President:

Your Committee on

*Transportation*

to which was referred the within Council Bill No. 107274 report that we have considered the same and respectfully recommend

*Do Pass*

COMPTROLLER FILE No. \_\_\_\_\_

Introduced: APR 17 1989	By: Williams
Referred: APR 17 1989	To: Transportation
Referred:	To:
Referred:	To:
Reported: MAY 15 1989	Second Reading: MAY 15 1989
Third Reading: MAY 15 1989	Signed: MAY 15 1989
Presented to Mayor: MAY 16 1989	Approved: MAY 18 1989
Returned to City Clerk: MAY 18 1989	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained: 

*James Williams*

Committee Chair

7/2/85

*Law Department*

# The City of Seattle--Legislative Department

Date Reported  
and Adopted

## REPORT OF COMMITTEE

Honorable President:

Your Committee on *Transportation*

to which was referred the within Council Bill No. 107274  
report that we have considered the same and respectfully recommend that the same:

*Do Pass*

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*James Williams*

Committee Chair

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

ORDINANCE 114502

#4

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2 tiated sale of certain City (Department of Engineering)  
3 property located south of N.E. 40TH STREET between LATONA  
4 AVENUE N.E. and EASTLAKE AVENUE N.E. (R/W No.'s 8910,  
5 8911, 8912, 8913, 8914 and 1918)

6 WHEREAS, the real property hereinafter described was acquired  
7 by the City under the authorization of ORDINANCE'S 94640,  
8 94874, 95360 and 95877 for the purpose of relocating N.E.  
9 PACIFIC STREET, which was widened, instead of relocated;  
10 and

11 WHEREAS, the property is no longer needed; and

12 WHEREAS, The Director of Engineering has recommended the sale  
13 and conveyance of the property following competitive  
14 bid or by negotiated sale; Now, Therefore,

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

16 Section 1. The Director of Engineering (hereinafter the  
17 Director) or his designee is hereby authorized to offer for  
18 sale, at a minimum bid or sale price established by a current  
19 appraisal, by competitive bid procedures or negotiated sale,  
20 the following described real estate located in the City of  
21 Seattle, King County, State of Washington:

22 Lot 6, Block 5, Latona Addition to the City of Seattle, as  
23 per plat recorded in Volume 4 of Plats, page 28, Records  
24 of King County, Washington. (ACSF)

25 Lot 7, Block 5, Latona Addition to the City of Seattle, as  
26 per plat recorded in Volume 4 of Plats, page 28, Records  
27 of King County, Washington. (CSF)

28 That portion of Lot 5, Block 5, Latona Addition to the  
City of Seattle, as per plat recorded in Volume 4 of  
Plats, page 28, Records of King County, Washington; and of  
Lot 9, Block 12, Latona First Addition to the City of  
Seattle as per plat recorded in Volume 5 of Plats, page  
16, Records of King County, Washington; described as  
follows: Beginning at a point on the south line of said  
Lot 5, at a point distant 75.06 feet west of the east line  
of City of Seattle's transmission line right of way, as  
established by Deed recorded under Auditor's file No.  
5346454, said distance being measured along the south line  
of said Lot 5 and its production east; thence east 75.06  
feet along said south line of Lot 5 and its production  
east to an intersection with the east line of said right  
of way; thence north 12.03 feet along said east line of  
said right of way; thence southwesterly in a straight line  
to the point of beginning. (ACSF)

Lot 5, Block 6, Latona Addition to the City of Seattle, as  
plat recorded in Volume 4 of Plats, page 28, Records of  
King County, Washington. (CSF)

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That portion of Lot 4, Block 6, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington, described as follows; Beginning at the southwest corner of said Lot 4; thence east along the south line thereof a distance of 79.14 feet; thence northwesterly along a straight line to a point on the west line of said lot, distant 19 feet north of said southwest corner; thence south along said west line to the beginning. (ACSF)

Lots 13 and 14, Block 6, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Record of King County, Washington. (ACSF)

Lots 1, 2 and 3, Block 7, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington. (ACSF)

Lot 4, Block 7, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington. (ACSF)

Lots 20 and 21, Block 7, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington. (ACSF)

Lots 1, 2 and 3, Block 13, of Lake View Addition to the City of Seattle, as per plat recorded in Volume 5 of Plats, page 34, Records of King County, Washington; EXCEPT that portion thereof lying south of a line which is 100 feet north of and parallel with the north line of Block 24, Lake Union Shore Lands, heretofore condemned in King County Superior Court Cause No. 125369 for street purposes, as provided by Ordinance No. 37483 of the City of Seattle; ALSO EXCEPT; any portion of said Lot 3 lying within Northlake Avenue. (ACSF)

After receiving and evaluating bids, or negotiating a sale, the Director shall submit to the Mayor and the Mayor is hereby authorized and directed to execute, and the City Comptroller to attest for and on behalf of The City of Seattle, any such form of deed and/or real estate contract as may be necessary to effectuate the real property sale herein authorized.

Section 2. All proceeds from the sale of said property, after reimbursement of the Engineering Department Operating Fund for expenses incurred by the Engineering Department in the administration thereof, shall be deposited in the Arterial City Street Fund (ACSF), or City Street Fund (CSF).

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(To be used for all Ordinances except Emergency.)

Section 3. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and confirmed.

Section 4. 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 15<sup>th</sup> day of May, 1989  
and signed by me in open session in authentication of its passage this 15<sup>th</sup> day of May, 1989.  
President of the City Council

Approved by me this 18<sup>th</sup> day of May, 1989.  
Mayor.

Filed by me this 18<sup>th</sup> day of May, 1989.

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

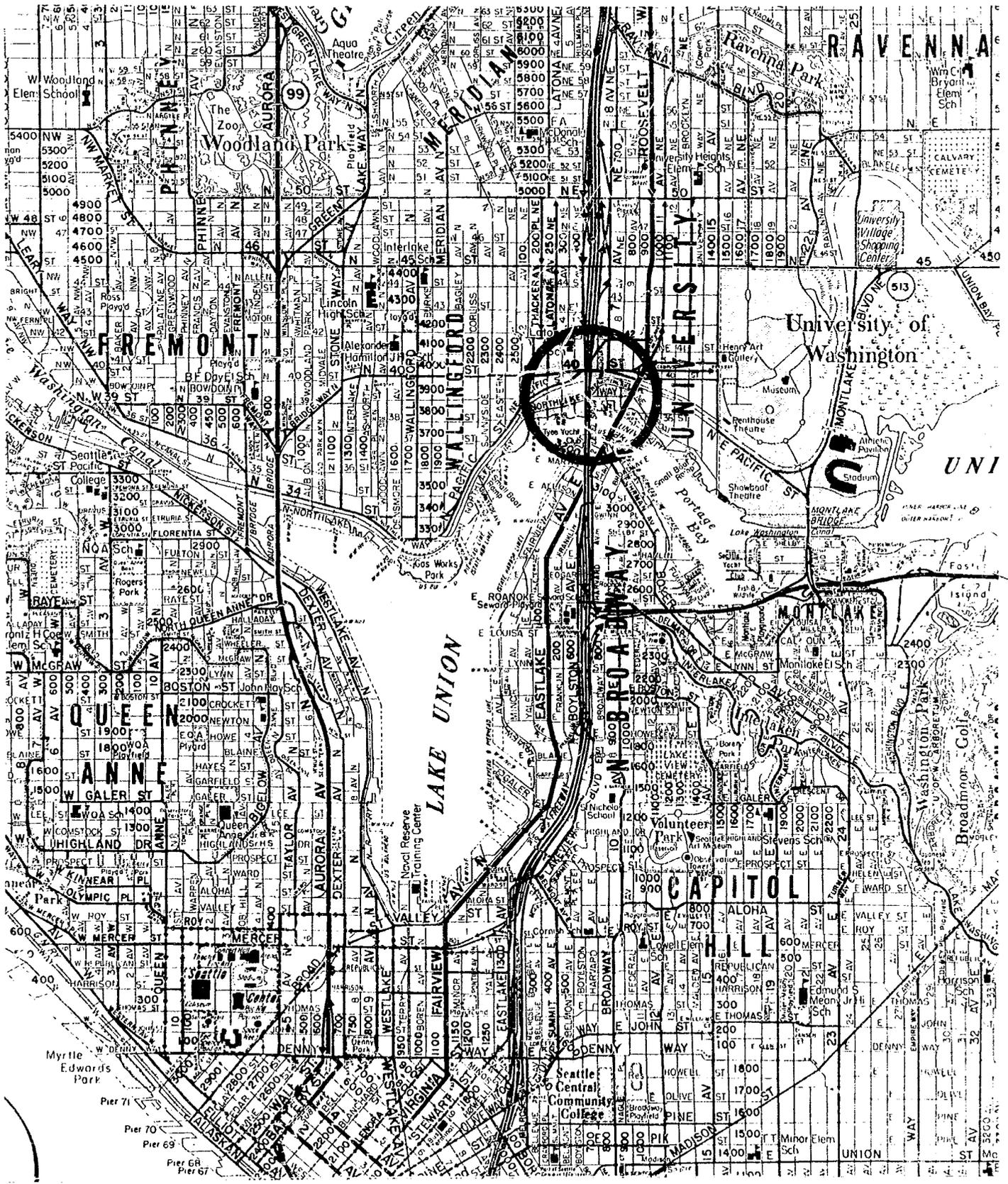
(SEAL)

Published.....

By *J. Theresa Dunbar*  
Deputy Clerk.

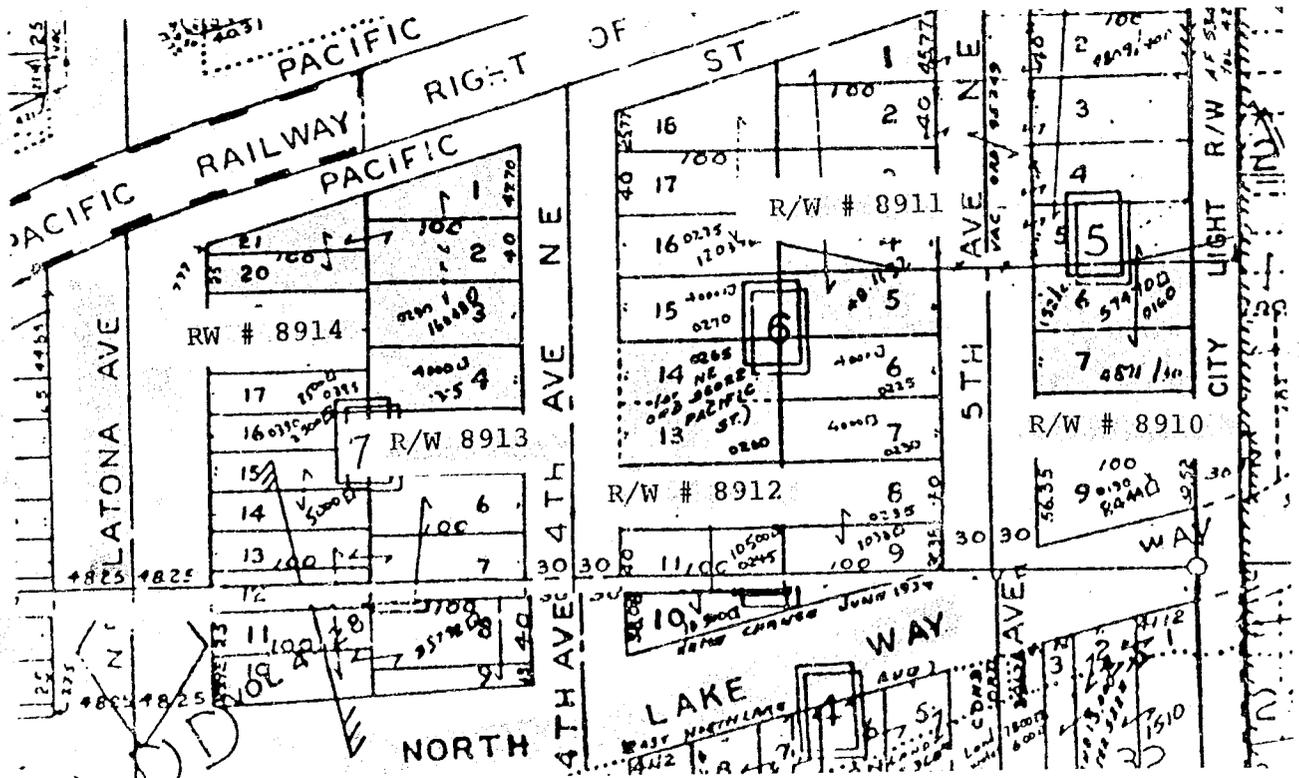
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PACIFIC STREET - SURPLUS PROPERTIES

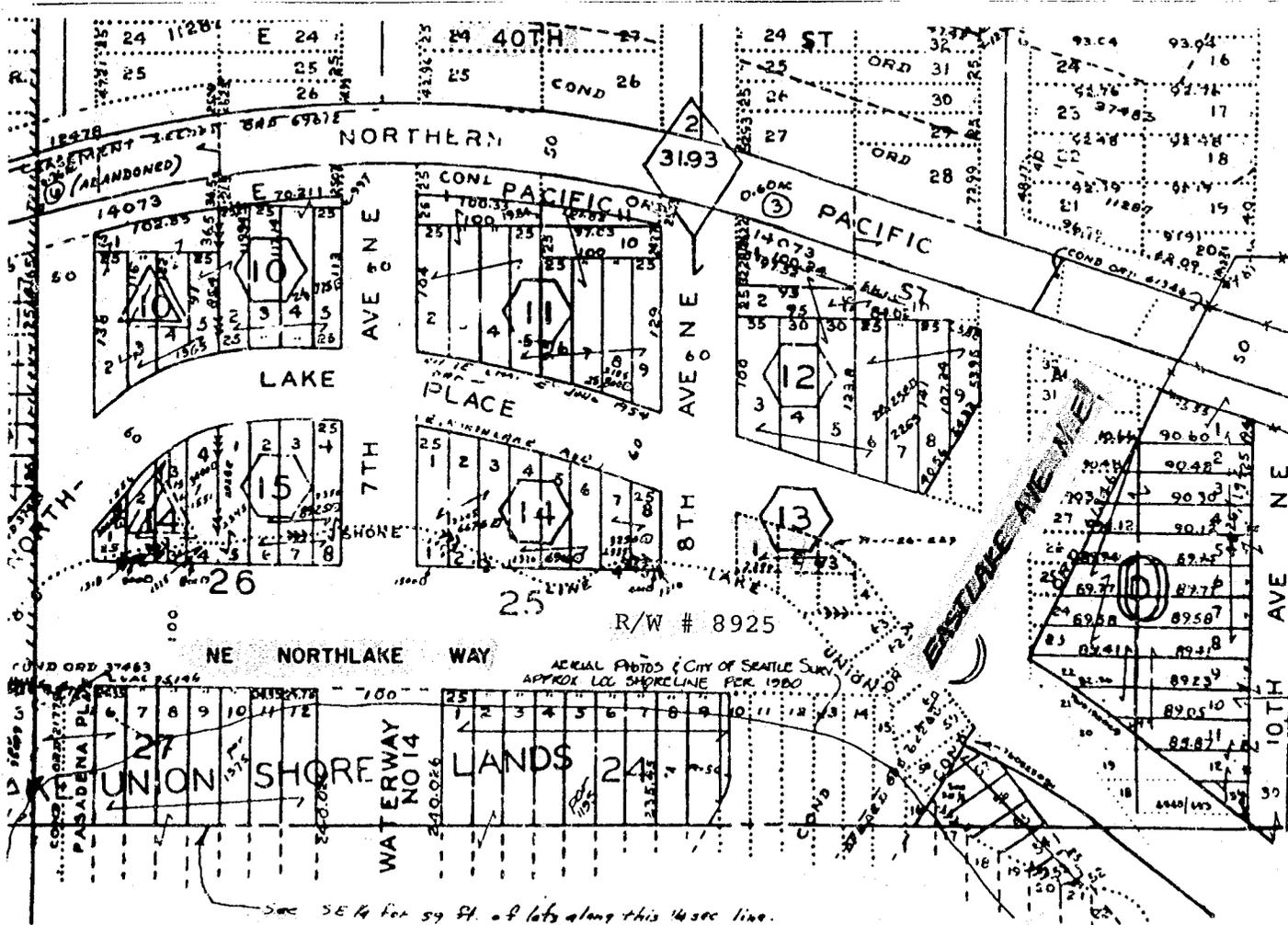


PACIFIC STREET - SURPLUS PROPERTIES

N. 40TH ST.



PACIFIC STREET - SURPLUS PROPERTIES



# City of Seattle

Executive Department-Office of Management and Budget

James P. Ritch, Director  
Charles Royer, Mayor



March 28, 1989

COPY RECEIVED

MAR 31 1989

The Honorable Douglas Jewett  
City Attorney  
City of Seattle

SEATTLE CITY ATTORNEY

*Team / Monroe*  
*DR*  
*MBW*  
*4/5/89*

Dear Mr. Jewett:

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

REQUESTING DEPARTMENT: Engineering Department

SUBJECT: An ordinance authorizing the sale by competitive bid or negotiated sale of certain City (Department of Engineering) property located south of N.E. 40th Street between Latona Avenue N.E. and Eastlake Avenue N.E. (R/W No.'s 8910, 8911, 8912, 8913, 8914 and 1918).

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 Joe Pestinger.

Sincerely,

Charles Royer  
Mayor

by

Handwritten signature of James P. Ritch.

JAMES P. RITCH  
Budget Director

JR/ts/ncr

Enclosure

cc: Director, SED

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Seattle  
Engineering Department



MAR 24 1989

APR 7 5 1989

Gary Zarker, Director of Engineering  
Charles Royer, Mayor

March 16, 1989

Honorable Mayor Royer  
Mayor, The City of Seattle  
Seattle, Washington 98104

Attention: Jim Ritch, Director  
Office of Management and Budget

Subject: Surplusing of Pacific Street Properties

Dear Mayor Royer:

REQUEST. We request City Council adoption of the attached proposed ordinance authorizing the sale of surplus Engineering Department properties.

BACKGROUND. These properties were acquired in the late 1960's and early 1970's to relocate N.E. PACIFIC STREET. However, N.E. PACIFIC STREET was widened, instead of relocated, and the properties are no longer needed.

On March 13, 1989 The City Council passed CB#10720, which approved the use of \$244,000.00 from the Engineering Department Operating Fund to help fund the extension of the Burke-Gilman Trail from Latona to Gasworks Park (a Parks Department Project which the Engineering Department is designing and building). The Engineering Department Operating Fund will be reimbursed from the Arterial City Street Fund. The Arterial City Street Fund will be reimbursed by a portion of the proceeds from the sale of the PACIFIC STREET properties.

FUNDING. Based on preliminary appraisals, the total proceeds expected from the sale of these properties amounts to \$445,000.00. Approximately \$72,000.00 will accrue to the City Street Fund and approximately \$373,000.00 will accrue to the Arterial City Street Fund. The \$244,000.00 will be deducted from the total sale proceeds.

Sincerely,

Gary Zarker  
Director of Engineering

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100% recycled paper

"An Equal Employment Opportunity - Affirmative Action Employer"

Seattle's Engineering Department, Room 910, Seattle Municipal Building, 600 Fourth Avenue, Seattle, WA 98104, (206) 625-2391

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:

*Janetta Williams*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**FOR CITY COUNCIL PRESIDENT USE ONLY**

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

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

CS 20 28

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STATE OF WASHINGTON - KING COUNTY

15663  
City of Seattle, City Clerk

-ss.

No.

Affidavit of Publication

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

ORD/114502

was published on

05/25/89

The amount of the fee charged for the foregoing publication is the sum of \$ \_\_\_\_\_, which amount has been paid in full.

\_\_\_\_\_  
Subscribed and sworn to before me on

5-25-89  
\_\_\_\_\_  
John Ray

Notary Public for the State of Washington,  
residing in Seattle

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# City of Seattle

ORDINANCE 114522

AN ORDINANCE authorizing the sale by competitive bid or negotiated sale of certain City (Department of Engineering) property located south of N.E. 40TH STREET between LATONA AVENUE N.E. and EASTLAKE AVENUE N.E. (R/W No.'s 8910, 8911, 8912, 8913, 8914 and 1918)

WHEREAS, the real property hereinafter described was acquired by the City under the authorization of ORDINANCE'S 94640, 94874, 95360 and 95877 for the purpose of relocating N.E. PACIFIC STREET, which was widened, instead of relocated; and

WHEREAS, the property is no longer needed; and

WHEREAS, The Director of Engineering has recommended the sale and conveyance of the property following competitive bid or by negotiated sale; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Director of Engineering (hereinafter the Director) or his designee is hereby authorized to offer for sale, at a minimum bid or sale price established by a current appraisal, by competitive bid procedures or negotiated sale, the following described real estate located in the City of Seattle, King County, State of Washington:

Lot 6, Block 5, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington. (ACSF)

Lot 7, Block 5, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington. (CSF)

That portion of Lot 5, Block 5, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington; and of Lot 9, Block 12, Latona First Addition to the City of Seattle as per plat recorded in Volume 5 of Plats, page 16, Records of King County, Washington; described as follows: Beginning at a point on the south line of said Lot 5, at a point distant 75.06 feet west of the east line of City of Seattle's transmission line right of way, as established by Deed recorded under Auditor's File No. 5346454, said distance being measured along the south line of said Lot 5 and its production east; thence east 75.06 feet along said south line of Lot 5 and its production east to an intersection with the east line of said right of way; thence north 12.35 feet along said east line of said right of way, thence southwesterly in a straight line to the point of beginning. (ACSF)

Lot 5, Block 6, Latona Addition to the City of Seattle, as per plat recorded in Volume 4 of Plats, page 28, Records of King County, Washington. (CSF)

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After receiving and evaluating bids, or negotiating a sale, the Director shall submit to the Mayor and the Mayor is hereby authorized and directed to execute, and the City Comptroller to attest for and on behalf of The City of Seattle, any such form of deed and/or real estate contract as may be necessary to effectuate the real property sale herein authorized.

Section 2. All proceeds from the sale of said property, after reimbursement of the Engineering Department Operating Fund for expenses incurred by the Engineering Department in the administration thereof, shall be deposited in the Arterial City Street Fund (ACSF), or City Street Fund (CSF).

Section 3. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and confirmed.

Section 4. 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 15th day of May, 1989, and signed by me in open session in authentication of its passage this 15th day of May, 1989.

SAM SMITH,  
President of the City Council.  
Approved by me this 18th day of May, 1989.  
CHARLES ROYER,  
Mayor.

Filed by me this 18th day of May, 1989.  
Attest: NORWARD J. BROOKS,  
City Comptroller and City Clerk.  
(Seal) By THERESA DUNBAR,  
Deputy Clerk.  
Publication ordered by NORWARD J. BROOKS, Comptroller and City Clerk.

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Passed by the City Council the 15th day of May, 1989, and signed by me in open session in authentication of its passage this 15th day of May, 1989.

SAM SMITH,  
President of the City Council.  
Approved by me this 18th day of May, 1989.  
CHARLES ROYER,  
Mayor.

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Attest: NORWARD J. BROOKS,  
City Comptroller and City Clerk.  
(Seal) By: THERESA DURBAR,  
Deputy Clerk.  
Publication ordered by NORWARD J. BROOKS, Comptroller and City Clerk.  
Date of official publication in Daily Journal of Commerce, Seattle, May 23, 1989.  
(15863)

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