

Ordinance No. 120813

Council Bill No. 114144

The City of Seattle - Legislative Department  
Council Bill/Ordinance sponsored by: \_\_\_\_\_

AN ORDINANCE vacating a portion of Union Bay Place Northeast on the petition of the University of Washington and accepting deeds in relation herein. (Clerk File 22912).

**Committee Action:**

5/30/02 - Passed as amended with  
3-0 Unks, Conlin

6-3-02 Passed 8-0 (Excused)

CF No. \_\_\_\_\_

Date Introduced:	APR 8 2002	
Date 1st Referred:	APR 8 2002	
Date Re - Referred:	CONLIN	
Date Re - Referred:	TRANSPORTATION	
Date of Final Passage:	6-3-02	
Date Presented to Mayor:	6-4-02	
Date Returned to City Clerk:	6/10/02	
Date Vetted by Mayor:	Date Published:	T.O. <input checked="" type="checkbox"/> E.T. <input checked="" type="checkbox"/>
Date Passed Over Veto:	Date Veto Published:	
	Veto Sustained:	

This file is complete and ready for presentation to Full Council. Com

*Law Department*

Law Dept. Review

OMP  
Review

*Pg*  
City Clerk  
Review

Department

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by:

*Richard Conlin*

Councilmember

Northeast on the petition of the  
statute herein. (Clerk File 292912).

Action:

Committee Action:

*(RC)*

*5/30/02 - Passed as amended unanimously  
3-0 Wills, Conlin, McIner*

*6-3-02 Passed 8-0 (Excused: Wills)*

NLIN

PORTATION

cl. Com

This file is complete and ready for presentation to Full Council.

Committee:

*RC 5/30/02*  
(initial/date)

*8/02*

T.C.

E.T.

*Law Department*

*RC*

*RC 5/30/02  
Submitted  
for Council  
Pass 6/3/02  
No Fiscal Note*

Law Dept. Review

OMP  
Review

City Clerk  
Review

Electronic  
Copy Loaded

Indexed

*RC*



Section 4. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

PASSED by the City Council of the City of Seattle this 3<sup>rd</sup> day of June, 2002, and signed by me in open session in authentication of its passage this 3<sup>rd</sup> day of June, 2002.

Peter Steinhilber  
President of the City Council

Approved by me this 8 day of June, 2002.

[Signature]  
Mayor

Filed by me this 10<sup>th</sup> day of June, 2002.

Jedrich E. Pappan  
City Clerk

(Seal)

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FILED  
CITY OF SEATTLE

2002 AUG 12 AM 11:00

**Return Address:**

Seattle City Clerk's Office  
600 4th Avenue, Room 104  
Seattle, WA 98104



CITY CLERK

20020619000935

SEATTLE CITY CLERK 21.00  
PAGE 001 OF 003  
08/19/2002 10:13  
KING COUNTY, WA

Please print or type information WASHINGTON STATE RECORDER'S Cover Sheet (RCW 65.04)

<b>Document Title(s)</b> (or transaction contained therein): (all areas applicable to your document <u>must</u> be filled in.)  1. ORDINANCE #120813
<b>Re -</b> _____ of document. AN ORDINANCE vacating a portion of Union Bay Place Northeast on the petition of the University of Washington and accepting deeds in relation herein, (Clerk File 292912).
<b>Grantor(s)</b> (Last name first, then first name and initials) 1.City of Seattle <input type="checkbox"/> Additional names on page----- of document.
<b>Grantee(s)</b> (Last name first, then first name and initials) 1.N/A 2.
<b>Legal description</b> (abbreviated: i.e. lot, block, r/lat or section, township, range) <input type="checkbox"/> Additional reference #s on page -----of document N/A
<b>Assessor's Property Tax Parcel/Account Number/</b> N/A  <input type="checkbox"/> Assessor Tax # not yet assigned.

L:\forms\recorder.doc

2002 061 9000935

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
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ORDINANCE 120813

AN ORDINANCE vacating a portion of Union Bay Place Northeast on the petition of the University of Washington and accepting deeds in relation herein, (Clerk File 292912).

WHEREAS, there has been filed with the City Council the petition of the University of Washington, (Clerk File 292912) for the vacation of a portion of Union Bay Place Northeast as herein fully described; and

WHEREAS, following a public hearing on said petition, which commenced on May 23, 1984, said petition was granted; and

WHEREAS, the petitioner has conveyed to the City property as required in 1984; Now Therefore;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

A portion of Union Bay Place Northeast as established by Ordinance 31996, being specifically that portion lying southerly of the following described line: beginning at the intersection of the south line of Northeast 41<sup>st</sup> Street as established by Ordinance 26926 and the east section line of Section 16, Township 25 North, Range 4 East. W.M.; thence westerly and northwesterly along a curve to the right having a radius of 183.54 feet, the center of which is located on said Section Line, through an angle of 60°45'40" to a point on the southwesterly line of said Union Bay Place Northeast.

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. The Quitclaim Deeds, Recording Numbers 8611180559, 8611180560, 8611180561 and 8611180562, copies of which are attached hereto as Attachment A, conveying property to the City of Seattle, are hereby accepted for General Municipal purposes and assigned to the Department of Parks and Recreation.

Section 3. Should the City Council wish to acquire the property known as the Fifth Parcel, the University of Washington shall work cooperatively with the City Council to request that the State Legislature eliminate the deed restrictions on the Fifth Parcel which limit conveyance and the University of Washington shall then subsequently convey said parcel to the City

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Section 4. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

PASSED by the City Council of the City of Seattle this 3<sup>rd</sup> day of June, 2002, and signed by me in open session in authentication of its passage this 3<sup>rd</sup> day of June, 2002.

Peter Steinhilber  
President of the City Council

Approved by me this 8 day of July, 2002.  
[Signature]  
Mayor

Filed by me this 10<sup>th</sup> day of June, 2002.  
Judith E. Papp  
City Clerk

(Seal)

2002 06 1 9000935

STATE OF WASHINGTON  
COUNTY OF KING  
CITY OF SEATTLE  
I, JUDITH E. PAPP, DO HEREBY  
CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT  
COPY OF ORDINANCE 120813  
AS THE SAME APPEARS ON FILE AND RECORDED IN THIS DEPARTMENT.

IN WITNESS WHEREOF, I HAVE HEREONTO SET MY HAND AND AFFIXED  
THE SEAL TO THE CITY OF SEATTLE, THIS 10<sup>th</sup> day of June, 2002  
JUDITH E. PAPP  
CITY CLERK  
BY Margaret Carter  
DEPUTY CLERK



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# City of Seattle

Gregory J. Nickels, Mayor

## Office of the Mayor

March 28, 2002

Honorable Peter Steinbrueck  
President,  
Seattle City Council  
Municipal Building, 11<sup>th</sup> Floor

Dear Council President Steinbrueck:

I am transmitting the attached ordinance for Council consideration.

This legislation vacates a portion of Union Bay Place Northeast, south of Northeast 41<sup>st</sup> Street and accepts related deeds (Clerk File 292912).

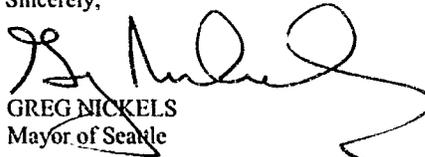
The vacation petition was filed by the University of Washington for the construction of the Center for Urban Horticulture. The City Council granted conditional approval of the vacation in 1984. Under the vacation process, the petitioner proceeded with the project and the vacation ordinance, Council Bill 106052, was forwarded to the City Council in 1987.

In May of 2001, the Center for Urban Horticulture suffered an arson fire that necessitated major reconstruction. During design activities, the UW discovered that the final step in the vacation process was never completed.

The UW was to pay the vacation fee by deeding four parcels of property to the City. When the City Council received the council bill, they did not approve the ordinance but requested that the UW deed a fifth parcel. The fifth parcel is subject to deed restrictions and could not be conveyed to the City. The record does not indicate why the Council did not then complete the vacation.

Thank you for your consideration of this legislation. Should you have questions please contact Moira Gray at 684-8272.

Sincerely,



GREG NICKELS  
Mayor of Seattle

Enclosure

600 Fourth Avenue, 12<sup>th</sup> Floor, Seattle, WA 98104-1873

Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, E-mail: [mayors.office@ci.seattle.wa.us](mailto:mayors.office@ci.seattle.wa.us)

An equal employment opportunity, affirmative action employer. Accommodations for people with disabilities provided upon request.



EXHIBIT LIST

ATTACHMENT A: Quitclaim Deeds, Recording Numbers 8611180559, 8611180560,  
8611180561, 8611180562 conveying property to the City of Seattle.  
(Hard copy only attached to legislation)

Vicinity Map

Vacation Map

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
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STATE OF WASHINGTON )  
 ) ss  
COUNTY OF KING )

THIS IS TO CERTIFY that on this 25th day of April, 1986  
before me personally appeared Edward E. Carlson and Jennifer Peters, to  
me known to be President and Secretary, respectively, of the Board of  
Regents of the University of Washington, and acknowledged the said  
instrument to be the free and voluntary act and deed of said Board of  
Regents of the University of Washington for the uses and purposes therein  
mentioned, and on oath stated that they were authorized to execute said  
instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my  
official seal the day and year first above written.

Neal T. Lenneman  
Notary Public in and for the State of  
Washington, residing at Seattle

8611180559



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3

FILED FOR RECORD AT REQUEST OF:  
The Board of Regents of the University of Washington

FILED for Record at Request of  
CITY OF SEATTLE  
912 MUNICIPAL BUILDING  
SEATTLE, WASHINGTON 98104

KING COUNTY  
NO EXCISE TAX  
NOV 18 1986  
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FIELD F  
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QUITCLAIM DEED

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NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
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THE GRANTOR, THE BOARD OF REGENTS OF THE UNIVERSITY OF WASHINGTON, an agency of the State of Washington, for and in consideration of mutual and off-setting benefits and other valuable consideration, receipt of which is hereby acknowledged, conveys and quit claims to the City of Seattle, a Washington municipal corporation, the following described real estate, situated in the County of King, State of Washington, together with all after acquired title of the Grantor therein:

That portion of Government Lot 2, Section 15, Township 25 North, Range 4 East, W.M. lying south of N.E. 41st Street, as established by City of Seattle Ordinance No. 25926, and west of the west line of the Belvoir Addition to the City of Seattle, as recorded on page 2, volume 29 of Plats, Records of King County, Washington.

Except that portion of said Government Lot 2 lying west of a line parallel to and at a distance of 605.93 feet east of the west line of said Section 15; and except that portion of Government Lot 2 heretofore deeded to the City of Seattle for street purposes and accepted by City of Seattle Ordinance No. 53608.

Dated April 25, 1986

THE BOARD OF REGENTS OF THE  
UNIVERSITY OF WASHINGTON

(BY)

Approved as to form  
James B. Wilson  
James B. Wilson  
Senior Assistant Attorney General

Edward E. Carlson  
Edward E. Carlson  
President

By Jennifer Peters  
Jennifer Peters  
Secretary



861180561



FILED FOR RECORD AT REG. OF:  
The Board of Regents of the University of Washington

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FILED for Record at Request of  
CITY OF SEATTLE  
912 MUNICIPAL BUILDING  
SEATTLE, WASHINGTON 98104

KING COUNTY  
NO EXCISE TAX  
NOV 18 1986  
E0910160

QUITCLAIM DEED

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THE GRANTOR, THE BOARD OF REGENTS OF THE UNIVERSITY OF WASHINGTON, an agency of the State of Washington, for and in consideration of mutual and off-settling benefits and other valuable consideration, receipt of which is hereby acknowledged, conveys and quit claims to the City of Seattle, a Washington municipal corporation, the following described real estate, situated in the County of King, State of Washington, together with all after acquired title of the Grantor therein:

That portion of the old canal right-of-way (Canal Reserve) in the northeast quarter of Section 21, Township 25 North, Range 4 East, W.M., conveyed by King County to the City of Seattle on January 24, 1949 (reference: City of Seattle Ordinance No. 78364), and by the City of Seattle to the University of Washington (with a reservation of a tract certain) on October 26, 1949 (reference: City of Seattle Ordinances Nos. 78354 and 78355) lying north of the northwesterly line of Primary State Highway No. 52, east of the center line of said Section, and south of the south line of the tract reserved by the City of Seattle on October 26, 1949 pursuant to RCW 28B.20.354.

Dated April 25, 1986

(18) *James J. Wilson*  
James J. Wilson  
Senior Assistant Attorney General  
State of Washington

THE BOARD OF REGENTS OF THE  
UNIVERSITY OF WASHINGTON  
By *Edward E. Carlson*  
Edward E. Carlson  
President

By *Jennifer Peters*  
Jennifer Peters  
Secretary

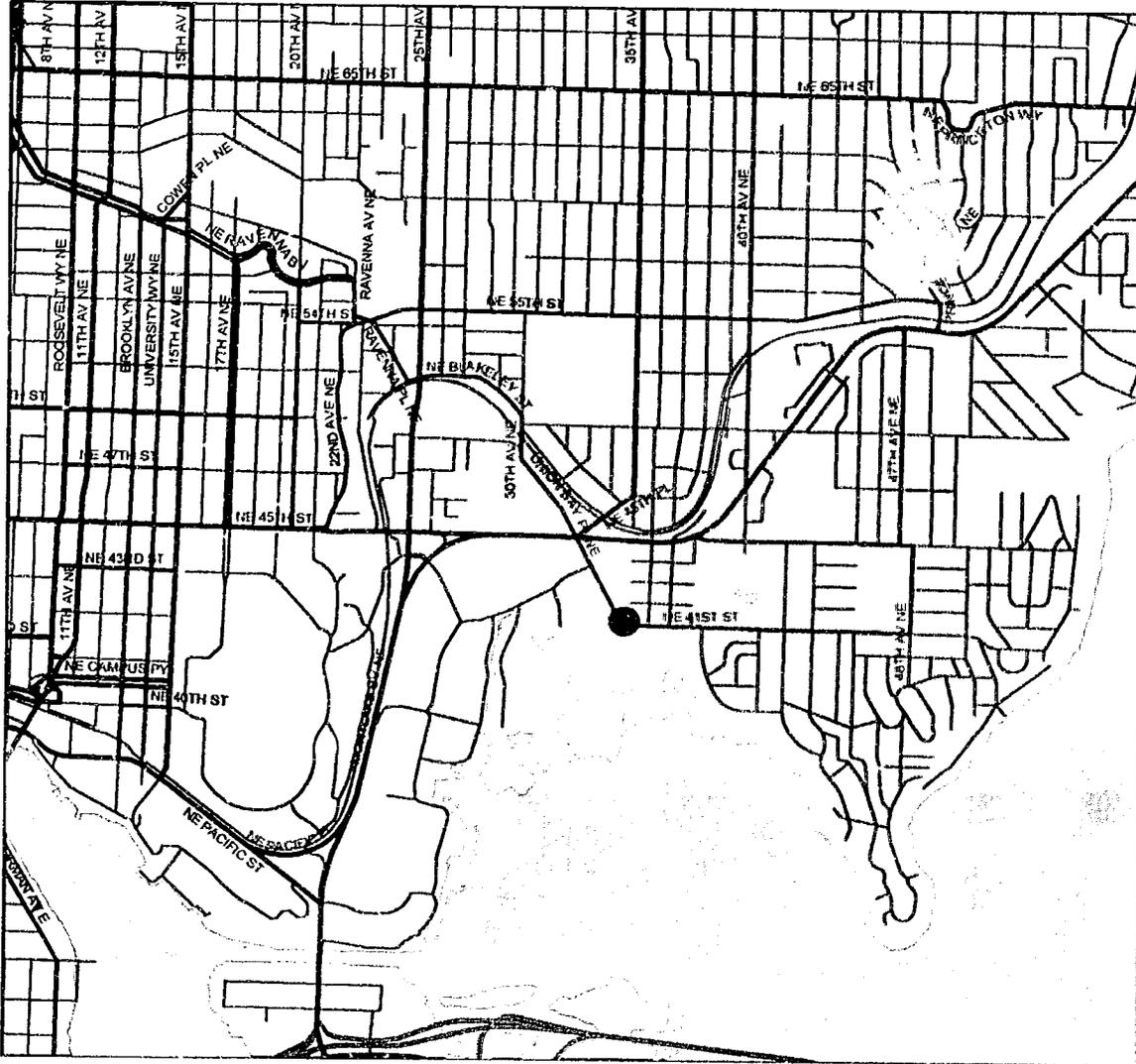
ACTING  
CITY  
CLERK

861160562





# The City of Seattle



### Legend

- SND Floating Bridges
- State Highway
- Interstate Freeway
- Streets
- Residential
- Arterials
- State Highway
- Interstate Freeway
- Text Displays at 1:24,000 and larger Arterial Names
- Arterials & Local Streets - large scale
- Residential
- Principal Arterial
- Minor Arterial
- Collector Arterial
- State Route/Treeway

500 0 500 Feet

Produced by the City of Seattle

March 21, 2002

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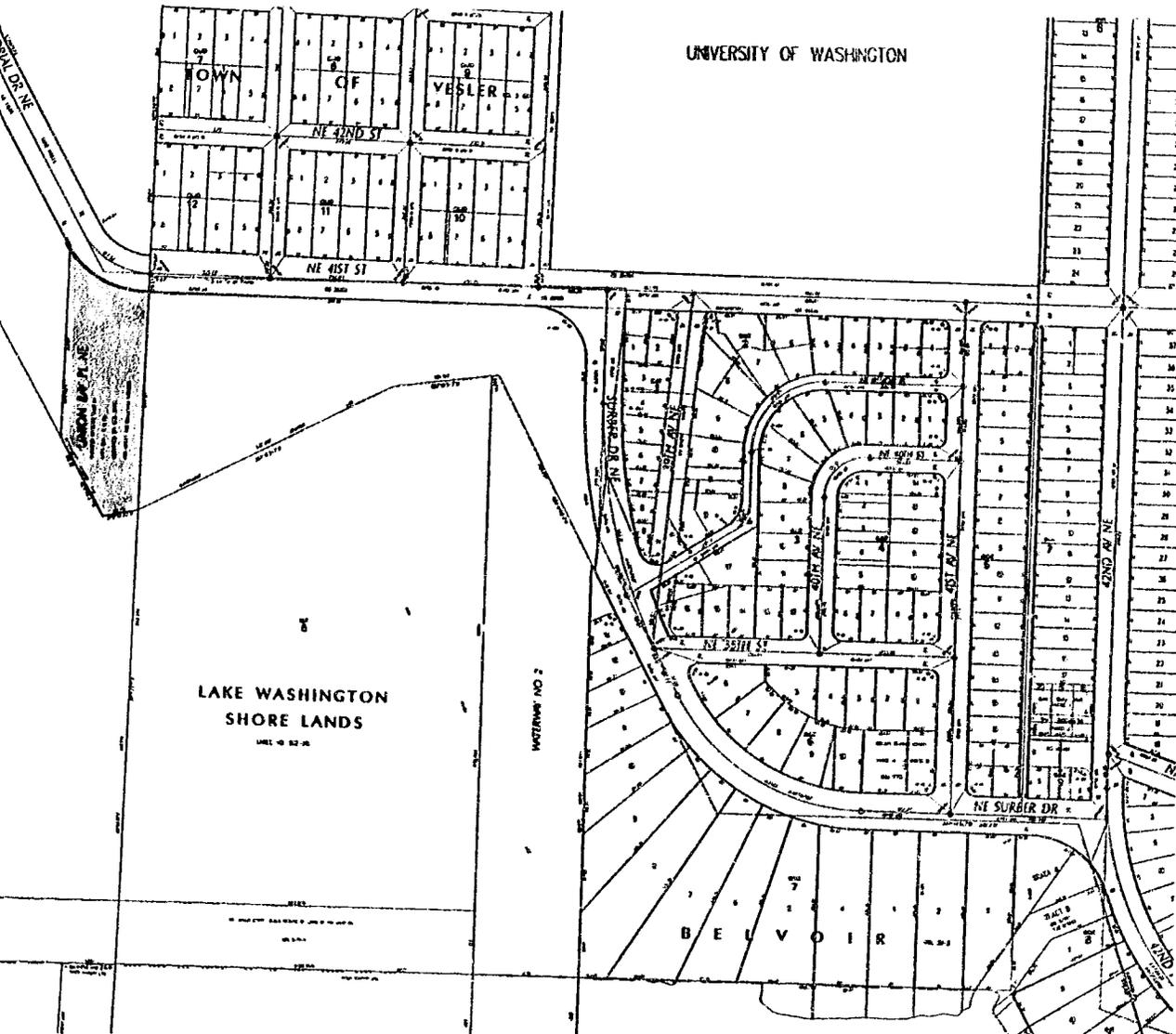
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ACTING CITY CLERK



UNIVERSITY OF WASHINGTON

LAKE WASHINGTON  
SHORE LANDS

BE L V O I R



ORDINANCE \_\_\_\_\_

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5 AN ORDINANCE vacating a portion of Union Bay Place Northeast on the petition of the  
6 University of Washington and accepting deeds in relation herein, (Clerk File 292912).

7 WHEREAS, there has been filed with the City Council the petition of the University of  
8 Washington, (Clerk File 292912) for the vacation of a portion of Union Bay Place  
9 Northeast as herein fully described; and

10 WHEREAS, following a public hearing on said petition, which commenced on May 23, 1984,  
11 said petition was granted; and

12 WHEREAS, the petitioner has conveyed to the City property as required in 1984; Now  
13 Therefore;

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

15 Section 1. That

16 **A portion of Union Bay Place Northeast as established by Ordinance 31906,**  
17 **being specifically that portion lying southerly of the following described line:**  
18 **beginning at the intersection of the south line of Northeast 41<sup>st</sup> Street as**  
19 **established by Ordinance 26926 and the east section line of Section 16,**  
20 **Township 25 North, Range 4 East, W.M.; thence westerly and northwesterly**  
21 **along a curve to the right having a radius of 183.54 feet, the center of which is**  
22 **located on said Section Line, through an angle of 60°45'40" to a point on the**  
23 **southwesterly line of said Union Bay Place Northeast.**

24 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.

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1  
2 Section 2. The Quitclaim Deeds, Recording Numbers 8611180559, 8611180560,  
3 8611180561 and 8611180562, copies of which are attached hereto as Attachment A,  
4 conveying property to the City of Seattle, are hereby accepted for General Municipal  
5 purposes and assigned to the Department of Parks and Recreation.

6 Section 3. This ordinance shall take effect and be in force thirty (30) days from and  
7 after its approval by the Mayor, but if not approved and returned by the Mayor within ten  
8 (10) days after presentation, it shall take effect as provided by Municipal Code Section  
9 1.04.020.

10 PASSED by the City Council of the City of Seattle this \_\_\_\_ day of  
11 \_\_\_\_\_, 2002, and signed by me in open session in authentication of its passage  
12 this \_\_\_\_ day of \_\_\_\_\_, 2002.

13 \_\_\_\_\_  
President of the City Council

14 Approved by me this \_\_\_\_ day of \_\_\_\_\_, 2002.

15 \_\_\_\_\_  
Mayor

16 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2002.

17 \_\_\_\_\_  
City Clerk

18  
19 (Seal)  
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STATE OF WASHINGTON - KING COUNTY

--SS.

146226  
City of Seattle, Clerk's Office

No. ORDINANCE IN FULL

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 12<sup>th</sup> 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

CT:ORD# 120813

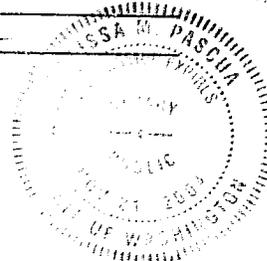
was published on

6/18/2002

*J. Stedman*  
\_\_\_\_\_  
Subscribed and sworn to before me on

6/18/2002

*Michael P. Paschia*  
\_\_\_\_\_  
Notary public for the State of Washington,  
residing in Seattle



Affidavit of Publication

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

State of Washington, King County

City of Seattle

ORDINANCE 220113

AN ORDINANCE vacating a portion of Union Bay Place Northeast on the petition of the University of Washington and accepting deeds in relation herein, (Clerk File 292912).

WHEREAS, there has been filed with the City Council the petition of the University of Washington, (Clerk File 292912) for the vacation of a portion of Union Bay Place Northeast as herein fully described; and

WHEREAS, following a public hearing on said petition, which commenced on May 23, 1984, said petition was granted; and

WHEREAS, the petitioner has conveyed to the City property as required in 1984; Now, Therefore;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

A portion of Union Bay Place Northeast as established by Ordinance 31996, being specifically that portion lying easterly of the following described line: beginning at the intersection of the south line of Northwest 41st Street as established by Ordinance 26986 and the east section line of Section 16, Township 25 North, Range 4 East, W.M.; thence westerly and northwesterly along a curve to the right having a radius of 163.54 feet, the center of which is located on said Section Line, through an angle of 69°47'40" to a point on the southwesterly line of said Union Bay Place Northeast.

do 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. The Quitclaim Deeds, Recording Numbers 86111-2559, 86111-18060, 861118061 and 861118052, copies of which are attached hereto as Attachment A, conveying property to the City of Seattle, and hereby accepted for general Municipal purposes and assigned to the Department of Parks and Recreation.

Section 3. Should the City Council wish to acquire the property known as the Fifth Parcel, the University of Washington shall work cooperatively with the City Council to request that the State Legislature eliminate the deed restrictions on the Fifth Parcel which limit conveyance and the University of Washington shall then subsequently convey said parcel to the City.

Section 4. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.070.

PASSED by the City Council of the City of Seattle this 2nd day of June, 2002, and signed by me in open session in substantiation of its passage this 3rd day of June, 2002.

PETER STEINBRUDEN, President of the City Council. Approved by me this 6th day of June, 2002.

GREGORY L. NICKELS, Mayor.

Filed by me this 10th day of June, 2002.

(Scrib) JUDITH E. PIPPIN, City Clerk.

Publication ordered by JUDITH PIPPIN, City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, June 18, 2002. 6/18/02(626C1)

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