

Ordinance No. 127304

Council Bill No. 115786

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at page 15 of the Official Land Use Map, to rezone a portion of the property located at 3012 NE 140th Street, from Single Family 7200 (SF 7200) to Lowrise 3 (L3) multifamily residential and accepting a Property Use and Development Agreement in connection therewith. (Petition of Todd Curry, C.F. 307580, Project Number 3002989)

# The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Peter Stanbury

Councilmember

*Passed*

**Committee Action:**

*2-0  
PS, RC*

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

Date Introduced:	<u>11-13-06</u>	
Date 1st Referred:	To: (committee)	
	<u>Urban Development &amp; Planning</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote:	
<u>11-20-06</u>	<u>9-0</u>	
<del>Date Presented to Mayor:</del>	Date Approved:	
	<u>11-20-06</u>	
Date Returned to City Clerk:	Date Published:	T.O. <input type="checkbox"/>
<u>11-20-06</u>	<u>4</u>	F.T. <input checked="" type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

11-20-06 Passed 9-0

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This file is complete and ready for presentation to Full Council. Committee: \_\_\_\_\_ (initial/date)

*Law Department*

Law Dept. Review      OMP Review      City Clerk Review      Electronic Copy Loaded      Indexed *CW*

ORDINANCE 122304

1  
2 AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle  
3 Municipal Code at page 8 of the Official Land Use Map, to rezone a portion of the  
4 property located at 3012 NE 140th Street, from Single Family 7200 (SF 7200) to Lowrise  
5 3 (L3) multifamily residential and accepting a Property Use and Development Agreement  
6 in connection therewith. (Petition of Todd Curry, C.F. 307580, Project Number  
7 3002989)

8  
9 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

10 Section 1. This Ordinance affects the following described property (the "Property"):

11 That portion of Lot 5, Block 17, Suburban Home Tracts according to the plat thereof,  
12 recorded in Volume 7 of Plats, Page 93 in King County, Washington described as follows:

13 Beginning at the Westerly of two existing monuments in the vicinity of the intersection of  
14 NE 143rd Street and 30th Avenue NE from which an existing monument at the intersection of  
15 NE 143rd Street and 32nd Avenue NE bears S 88°12'20" E;

16 Thence S 88°12'20" E along the centerline of NE 143rd Street, a distance of 6.27 feet to  
17 the centerline of 30th Avenue NE to the South;

18 Thence S 01°22'10" W along said centerline, a distance of 666.35 feet to an existing  
19 monument at the intersection of NE 140th Street;

20 Thence S 88°11'36" E along the centerline of said NE 140th Street, a distance of 125.00  
21 feet;

22 Thence N 01°22'10" E parallel with said centerline of 30th Avenue NE a distance of  
23 91.37 feet, more or less, to the North line of the South 60.00 feet of said Lot 5 and the True Point  
24 of Beginning of the herein described parcel;  
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1 Thence S 88°12'20" E a distance of 21.92 feet to the Southwest corner of Parcel Y as  
2 shown on Exhibit A of Superior Court of the State of Washington Stipulation and Agreed  
3 Judgment Quieting Title (No. 85-2-13957-7);

4 Thence N 00°30'04" E along the West line of said Parcel Y, a distance of 4.80 feet;

5 Thence N 89°50'46" E along the North line of said Parcel Y, a distance of 49.99 feet to  
6 the Northeast corner thereof;

7  
8 Thence S 00°30'06" W along the East line of said Parcel Y, a distance of 6.50 feet to the  
9 North line of the South 60.00 feet of said Lot 5;

10 Thence S 88°12'20" E a distance of 45.51 feet to the West line of Parcel B of City of  
11 Seattle Short Plat 77-217 as recorded under Recording No. 7803160946;

12 Thence S 00°28'36" W along said West line, a distance of 60.02 feet to the South line of  
13 said Lot 5 and the North margin of NE 140th Street;

14 Thence N 88°12'20" W along said South line and said North margin, a distance of 118.36  
15 feet;

16  
17 Thence N 01°22'10" E parallel with the centerline of said 30th Avenue NE, a distance of  
18 60.00 feet to the True Point of Beginning;

19 Situate in King County, Washington.  
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22 Section 2. The Official Land Use Map zone classification for the Property, as shown on  
23 page 8 of the Official Land Use Map, which was adopted by Ordinance 110381, is amended to  
24 rezone a 3,149 square feet portion of the Property from Single Family 7200 (SF 7200) to  
25 Lowrise 3 (L3) multifamily residential, as shown in "Exhibit A," attached to this Ordinance.  
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1 Section 3. The Property Use and Development Agreement, attached to this Ordinance as  
2 "Exhibit B," executed by Todd Curry, owner ("Owner") of the Property by which said Owner  
3 agrees to certain restrictions upon the Property to ameliorate the adverse impacts of uses and  
4 developments otherwise permitted in the L3 zone upon property in the vicinity, is hereby  
5 approved and accepted.

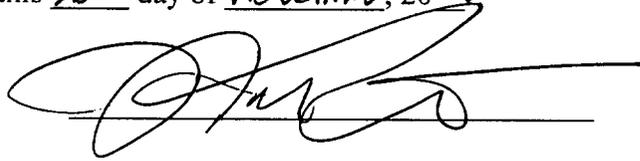
6 Section 4. The period of the rezone of the Property, as calculated by S.M.C. Section  
7 23.76.060, is two (2) years from the effective date of this ordinance, unless, within the two (2)  
8 year period, an application is filed for a Master Use Permit, which permit is subsequently issued.

9 Section 5. The City Clerk is hereby authorized and directed to file said Property Use and  
10 Development Agreement, attached to this ordinance as Exhibit B, at the King County Records  
11 and Elections Division; to file, upon return of the recorded agreement from the King County  
12 Records and Elections Division, the original of said Property Use and Development Agreement  
13 with this Ordinance at the City Clerk's Office; and to deliver copies of the same to the Director  
14 of the Department of Planning and Development and to the King County Assessor's Office.

15 Section 6. This Ordinance, effectuating a quasi-judicial decision of the City Council and  
16 not subject to mayoral approval or disapproval, shall take effect and be in force thirty (30) days  
17 from and after its passage and approval by the City Council.  
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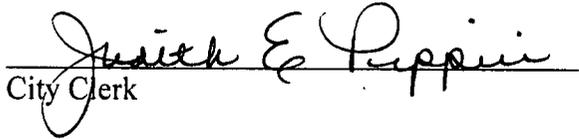


1 Passed by the City Council the 20<sup>th</sup> day of November, 2006 and signed by me in open  
2 session in authentication of its passage this 20<sup>th</sup> day of November, 2006

3 

4 President \_\_\_\_\_ of the City Council

5  
6 Filed by me this 20 day of Nov, 2006

7  
8   
9 City Clerk

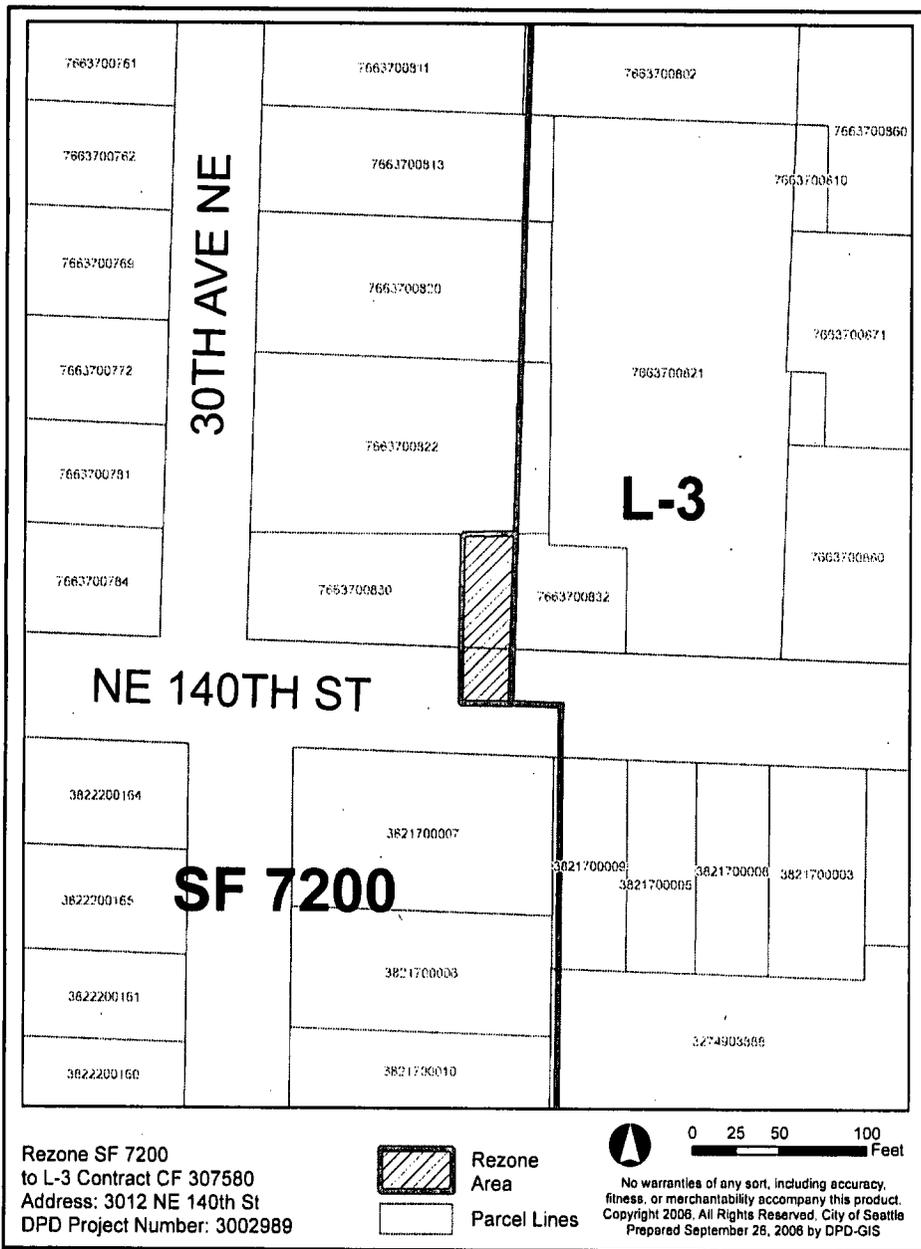
10 (Seal)

11  
12 **Exhibit A:** Rezone Map

13  
14 **Exhibit B:** Property Use and Development Agreement



**Exhibit A - Rezone Map**



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When Recorded, Return to:

THE SEATTLE CITY CLERK  
600 Fourth Avenue, Floor 3  
PO Box 34025  
Seattle, Washington 98124-4025



20061023001771

CURRY  
PAGE 001 OF 004 AG 35.00  
10/23/2006 14:51  
KING COUNTY, WA

## PROPERTY USE AND DEVELOPMENT AGREEMENT

<b>Grantors:</b> 1) <u>Todd Curry</u> 2) _____ <input type="checkbox"/> Additional on page _____
<b>Grantee:</b> 1) <u>The City of Seattle</u> 2) _____ <input type="checkbox"/> Additional on page _____
<b>Legal Description (abbreviated):</b> PORTION OF LOT 5, BLOCK 17, SUBURBAN HOME TRACTS, ACCORDING TO THE PLAT THEREON, RECORDED IN VOL. 7 OF PLATS, PAGE 93, IN KING COUNTY
<input type="checkbox"/> Additional on : _____
<b>Assessor's Tax Parcel ID #:</b> <u>7663700832</u>
<b>Reference Nos. of Documents Released or Assigned:</b> _____

THIS PROPERTY USE AND DEVELOPMENT AGREEMENT (the "Agreement") is executed this 23rd day of October 2006, in favor of the CITY OF SEATTLE (the "City"), a Washington municipal corporation, by Todd Curry (the "Owner").

### RECITALS

A. Todd Curry is the owner of that certain real property (the "Property") in the City of Seattle zoned Single Family 7200 (SF 7200) and Lowrise 3 (L3) and described as:

THAT PORTION OF LOT 5, BLOCK 17, SUBURBAN HOME TRACTS ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 7 OF PLATS, PAGE 93 IN KING COUNTY, WASHINGTON DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY OF TWO EXISTING MONUMENTS IN THE VICINITY OF THE INTERSECTION OF NE 143RD STREET AND 30TH AVENUE NE FROM WHICH AN EXISTING MONUMENT AT THE INTERSECTION OF NE 143RD STREET AND 32ND AVENUE NE BEARS S 88°12'20" E;  
THENCE S 88°12'20" E ALONG THE CENTERLINE OF NE 143RD STREET, A DISTANCE OF 6.27 FEET TO THE CENTERLINE OF 30TH AVENUE NE TO THE SOUTH;  
THENCE S 01°22'10" W ALONG SAID CENTERLINE, A DISTANCE OF 666.35 FEET TO AN EXISTING MONUMENT AT THE INTERSECTION OF NE 140TH STREET;  
THENCE S 88°11'36" E ALONG THE CENTERLINE OF SAID NE 140TH STREET, A DISTANCE OF 125.00 FEET;  
THENCE N 01°22'10" E PARALLEL WITH SAID CENTERLINE OF 30TH AVENUE NE A DISTANCE OF 91.37 FEET, MORE OR LESS, TO THE NORTH LINE OF THE SOUTH 60.00 FEET OF SAID LOT 5 AND THE TRUE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL;  
THENCE S 88°12'20" E A DISTANCE OF 21.92 FEET TO THE SOUTHWEST CORNER OF PARCEL Y AS SHOWN ON EXHIBIT A OF SUPERIOR COURT OF THE STATE OF WASHINGTON STIPULATION AND AGREED JUDGMENT QUIETING TITLE (No. 85-2-13957-7);  
THENCE N 00°30'04" E ALONG THE WEST LINE OF SAID PARCEL Y, A DISTANCE OF 4.80 FEET;  
THENCE N 89°50'46" E ALONG THE NORTH LINE OF SAID PARCEL Y, A DISTANCE OF 49.99 FEET TO THE NORTHEAST CORNER THEREOF;  
THENCE S 00°30'06" W ALONG THE EAST LINE OF SAID PARCEL Y, A DISTANCE OF 6.50 FEET TO THE NORTH LINE OF THE SOUTH 60.00 FEET OF SAID LOT 5;  
THENCE S 88°12'20" E A DISTANCE OF 45.51 FEET TO THE WEST LINE OF PARCEL B OF CITY OF SEATTLE SHORT PLAT 77-217 AS RECORDED UNDER RECORDING No. 7803160946;  
THENCE S 00°28'36" W ALONG SAID WEST LINE, A DISTANCE OF 60.02 FEET TO THE SOUTH LINE OF SAID LOT 5 AND THE NORTH MARGIN OF NE 140TH STREET;  
THENCE N 88°12'20" W ALONG SAID SOUTH LINE AND SAID NORTH MARGIN, A DISTANCE OF 118.36 FEET;  
THENCE N 01°22'10" E PARALLEL WITH THE CENTERLINE OF SAID 30TH AVENUE NE, A DISTANCE OF 60.00 FEET TO THE TRUE POINT OF BEGINNING;  
SITUATE IN KING COUNTY, WASHINGTON.

**B.** On September 1, 2005, Owner submitted to the City of Seattle's Department of Planning and Development an application for a contract rezone to change the existing SF 7200/Lowrise 3 (L3) zoned lot to L3 multifamily residential. The purpose of the application is to allow the Property to be used for more intense multi-family residential development.

**C.** Seattle Municipal Code (SMC) Section 23.34.004 allows the City to approve a contract rezone subject to "self-imposed restrictions upon the use and

development of the property in order to ameliorate adverse impacts which could occur from unrestricted use and development permitted in the zone.”

NOW, THEREFORE, in consideration of the mutual agreements contained herein, the parties agree as follows:

## **AGREEMENT**

**Section 1. Agreement.** Pursuant to 23.34.004, Owner hereby covenants, bargains and agrees, on behalf of itself and its successors and assigns, that it will comply with the following limitations and conditions in consideration of the rezone of the Property from SF7200/L3 to L3:

A. Future development shall be limited to the 6 unit, three story ground related townhouse structure shown in Master Use Permit #3002989, including the design, siting and uses as depicted in plans submitted to DPD and dated August 10, 2005, and as revised on February 10, 2006, March 14, 2006 and April 17, 2006;

B. Curbs and sidewalks constructed to City of Seattle standards shall be constructed along the project right of way frontage.

**Section 2. Agreement Runs With the Land.** This Agreement shall be recorded in the records of King County by the City Clerk. The covenants hereof shall be deemed to attach to and run with the Property and shall be binding upon the Owner, its heirs, successors and assigns, and shall apply to after-acquired title of the Owner of the Property.

**Section 3. Termination.** The covenants herein and the rezone of the Property, as calculated by S.M.C. Section 23.76.060, is two (2) years from the effective date of this ordinance, unless, within the two (2) year period, an application is filed for a Master Use Permit, which permit is subsequently issued.

**Section 4. Amendment.** This Agreement may be amended or modified by agreement between Owner and the City; provided, such amendment shall be approved by the legislative authority of the City by ordinance.

**Section 5. Exercise of Police Power.** Nothing in this Agreement shall prevent the City Council from making such further amendments to the Seattle Municipal Code or Land Use Code as it may deem necessary in the public interest.

**Section 6. No Precedent.** The conditions contained in this Agreement are based on the unique circumstances applicable to this Property and this Agreement is not intended to establish precedent for other rezones in the surrounding area.

**Section 7. Benefited.** This Agreement is made for the benefit of the City and for the benefit of the owners of property within 300 feet of the Property and either the City or any such property owners may institute and prosecute any proceeding at law or in equity to enforce this Agreement.



When Recorded, Return to:

**THE SEATTLE CITY CLERK**  
600 Fourth Avenue, Floor 3  
PO Box 34025  
Seattle, Washington 98124-4025

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**B.** On September 1, 2005, Owner submitted to the City of Seattle's Department of Planning and Development an application for a contract rezone to change the existing SF 7200/Lowrise 3 (L3) zoned lot to L3 multifamily residential. The purpose of the application is to allow the Property to be used for more intense multi-family residential development.

**C.** Seattle Municipal Code (SMC) Section 23.34.004 allows the City to approve a contract rezone subject to "self-imposed restrictions upon the use and development of the property in order to ameliorate adverse impacts which could occur from unrestricted use and development permitted in the zone."



NOW, THEREFORE, in consideration of the mutual agreements contained herein, the parties agree as follows:

## AGREEMENT

**Section 1. Agreement.** Pursuant to 23.34.004, Owner hereby covenants, bargains and agrees, on behalf of itself and its successors and assigns, that it will comply with the following limitations and conditions in consideration of the rezone of the Property from SF7200/L3 to L3:

A. Future development shall be limited to the 6 unit, three story, ground related townhouse structure shown in Master Use Permit #3002989, including the design, siting and uses as depicted in plans submitted to DPD and dated August 10, 2005, and as revised on February 10, 2006, March 14, 2006 and April 17, 2006;

B. Curbs and sidewalks constructed to City of Seattle standards shall be constructed along the project right of way frontage.

**Section 2. Agreement Runs With the Land.** This Agreement shall be recorded in the records of King County by the City Clerk. The covenants hereof shall be deemed to attach to and run with the Property and shall be binding upon the Owner, its heirs, successors and assigns, and shall apply to after-acquired title of the Owner of the Property.

**Section 3. Termination.** The covenants herein and the rezone of the Property, as calculated by S.M.C. Section 23.76.060, is two (2) years from the effective date of this ordinance, unless, within the two (2) year period, an application is filed for a Master Use Permit, which permit is subsequently issued.

**Section 4. Amendment.** This Agreement may be amended or modified by agreement between Owner and the City, provided, such amendment shall be approved by the legislative authority of the City by ordinance.

**Section 5. Exercise of Police Power.** Nothing in this Agreement shall prevent the City Council from making such further amendments to the Seattle Municipal Code or Land Use Code as it may deem necessary in the public interest.

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**Section 7. Benefited.** This Agreement is made for the benefit of the City and for the benefit of the owners of property within 300 feet of the Property and either the City or any such property owners may institute and prosecute any proceeding at law or in equity to enforce this Agreement.

**Section 8. Repeal as Additional Remedy.** Owner acknowledges that compliance with the conditions of this Agreement is a condition of the subject rezone and that if Owner or its successor avails itself of the benefits of this rezone but then fails to comply with the

conditions of this Agreement with the City, in addition to pursuing any other remedy, the City may revoke the rezone by ordinance and require the use of the Property to conform to the requirements of the previous SF 7200/L3 zoning.

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

**Todd Curry**

By: \_\_\_\_\_  
Printed Name: \_\_\_\_\_  
Its: \_\_\_\_\_

STATE OF WASHINGTON }

ss.

COUNTY OF KING

On this day personally appeared before me \_\_\_\_\_,  
known to be Todd Curry executed the foregoing instrument, and acknowledged such  
instrument to be the free and voluntary act and deed of such corporation, for the uses and  
purposes therein mentioned, and on oath stated that she/he was duly authorized to execute  
such instrument.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this \_\_\_ day of \_\_\_\_\_, 2006.

Printed Name

NOTARY PUBLIC in and for the State of \_\_\_\_\_,  
residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Legislative	Michael Jenkins, 5-1331	NA

**Legislation Title:**

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at page 8 of the Official Land Use Map, to rezone a portion of the property located at 3012 NE 140<sup>th</sup> Street , from Single Family 7200 (SF 7200) to Lowrise 3 (L3) multifamily residential and accepting a Property Use and Development Agreement in connection therewith. (Petition of Todd Curry, C.F. 307580, Project Number 3002989)

• **Summary of the Legislation:**

This is legislation for a quasi-judicial rezone of portions of property located at 3012 NE 140<sup>th</sup> Street. The proposed rezone would change the zone designation of the property from Single Family 7200 (SF 7200) / Lowrise 3 (L3) to L3, a multifamily residential zone and adopt a Property Use and Development Agreement (PUDA) limiting development on the site.

- **Background:** *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

The legislation is a petitioner-generated rezone subject to the Council's rules for quasi-judicial decisions. The original petition, Department of Planning and Development recommendation, Hearing Examiner's Findings and Recommendation, and record established by the Hearing Examiner are contained in related Clerk's File 307580.

- *Please check one of the following:*

X      **This legislation does not have any financial implications.**



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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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205277  
CITY OF SEATTLE, CLERKS OFFICE

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 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

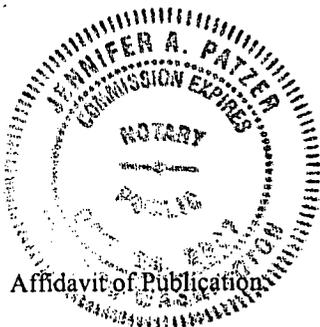
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

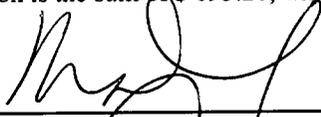
CT:122304 ORDINANCE

was published on

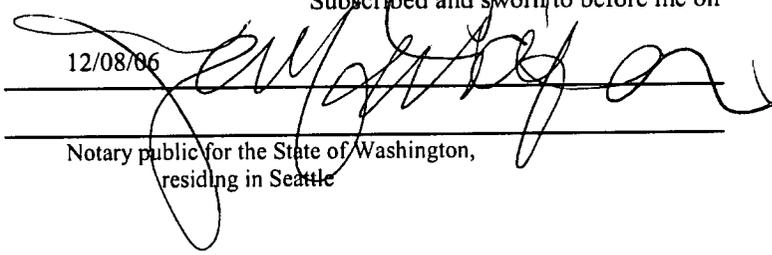
12/08/06

The amount of the fee charged for the foregoing publication is the sum of \$ 193.20, which amount has been paid in full.



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

12/08/06

  
\_\_\_\_\_  
Notary public for the State of Washington,  
residing in Seattle

# State of Washington, King County

## City of Seattle

### ORDINANCE 122304

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at page 8 of the Official Land Use Map; to rezone a portion of the property located at 3012 NE 140th Street, from Single Family 7200 (SF 7200) to Lowrise 3 (L3) multifamily residential and accepting a Property Use and Development Agreement in connection therewith. (Petition of Todd Curry, C.F. 307580, Project Number 3002989)

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Beginning at the Westerly of two existing monuments in the vicinity of the intersection of NE 143rd Street and 30th Avenue NE from which an existing monument at the intersection of NE 143rd Street and 32nd Avenue NE bears S 88°12'20" E;

Thence S 88°12'20" E along the centerline of NE 143rd Street, a distance of 6.27 feet to the centerline of 30th Avenue NE to the South;

Thence S 01°22'10" W along said centerline, a distance of 666.35 feet to an existing monument at the intersection of NE 140th Street;

Thence S 88°11'36" E along the centerline of said NE 140th Street, a distance of 125.00 feet;

Thence N 01°22'10" E parallel with said centerline of 30th Avenue NE a distance of 91.37 feet, more or less, to the North line of the South 60.00 feet of said Lot 5 and the True Point of Beginning of the herein described parcel;

Thence S 88°12'20" E a distance of 21.82 feet to the Southwest corner of Parcel Y as shown on Exhibit A of Superior Court of the State of Washington Stipulation and Agreed Judgment Quieting Title (No. 85-2-13957-7);

Thence N 00°30'04" E along the West line of said Parcel Y, a distance of 4.80 feet;

Thence N 89°50'46" E along the North line of said Parcel Y, a distance of 49.99 feet to the Northeast corner thereof;

Thence S 00°30'06" W along the East line of said Parcel Y, a distance of 6.50 feet to the North line of the South 60.00 feet of said Lot 5;

Thence S 88°12'20" E a distance of 45.51 feet to the West line of Parcel B of City of Seattle Short Plat 77-217 as recorded under Recording No. 7803160946;

Thence S 00°28'36" W along said West line, a distance of 60.02 feet to the South line of said Lot 5 and the North margin of NE 140th Street;

Thence N 88°12'20" W along said South line and said North margin, a distance of 118.36 feet;

Thence N 01°22'10" E parallel with the centerline of said 30th Avenue NE, a distance of 60.00 feet to the True Point of Beginning;

Situate in King County, Washington.

Section 2. The Official Land Use Map zone classification for the Property, as shown on page 8 of the Official Land Use Map, which was adopted by Ordinance 110381, is amended to rezone a 3,149 square foot portion of the Property from Single Family 7200 (SF 7200) to Lowrise 3 (L3) multifamily residential, as shown in "Exhibit A," attached to this Ordinance.

Section 3. The Property Use and Development Agreement, attached to this Ordinance as "Exhibit B," executed by Todd Curry, owner ("Owner") of the Property by which said Owner agrees to certain restrictions upon the Property to ameliorate the adverse impacts of uses and developments otherwise permitted in the L3 zone upon property in the vicinity, is hereby approved and accepted.

Section 4. The period of the rezone of the Property, as calculated by S.M.C. Section 23.76.060, is two (2) years from the effective date of this ordinance, unless, within the two (2) year period, an application is filed for a Master Use Permit, which permit is subsequently issued.

Section 5. The City Clerk is hereby authorized and directed to file said Property Use and Development Agreement, attached to this ordinance as Exhibit B, at the King County Records and Elections Division; to file, upon return of the recorded agreement from the King County Records and Elections Division, the original of said Property Use and Development Agreement with this Ordinance at the City Clerk's Office; and to deliver copies of the same to the Director of the Department of Planning and Development and to the King County Assessor's Office.

Section 6. This Ordinance, effectuating a quasi-judicial decision of the City Council and not subject to mayoral approval or disapproval, shall take effect and be in force thirty (30) days from and after its passage and approval by the City Council.

Passed by the City Council the 20th day of November, 2006, and signed by me in open session in authentication of its passage this 20th day of November, 2006.

Nick Licata  
President of the City Council

Filed by me this 20th day of November, 2006.

(Seal) Judith Pippin  
City Clerk

Exhibit A: Rezone Map

Exhibit B: Property Use and Development Agreement

See City Clerk for Exhibits

Publication ordered by JUDITH PIPPIN,  
City Clerk

Date of publication in the Seattle Daily Journal of Commerce, December 8, 2006.

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