

Ordinance No. 123359

Council Bill No. 116899

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property located on 8th Avenue between Marion and Columbia Streets, otherwise known as Lot 4 Block 71, Terry's First Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 49, in King County, Washington and; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and authorizing acquisition by condemnation.

CF No. _____

Date Introduced:	<u>June 28, 2010</u>	
Date 1st Referred:	<u>June 28, 2010</u>	
To: (committee)	<u>Parks and Seattle Center</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	<u>7-26-10</u>	
Full Council Vote:	<u>B-0</u>	
Date Presented to Mayor:	<u>7-27-10</u>	
Date Approved:		
Date Returned to City Clerk:	Date Published:	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
<u>July 30, 2010</u>		
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Sg Bagshaw
Councilmember

Committee Action:

7/15/10 APPROVED 3-0 SB/BH/TR

7-26-10 Passed 8-0 Excerpt: ~~SB~~
BH

This file is complete and ready for presentation to Full Council. Committee: SgR
(initial/date)
July 15, 2010

Law Department

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

1 WHEREAS, a site located on 8th Avenue between Marion and Columbia Streets is well-suited
2 for open space, park, and recreation uses; and

3 WHEREAS, the City has determined that the property on 8th Avenue between Marion and
4 Columbia Streets will provide a new neighborhood park that meets the criteria to address
5 open space needs established in Seattle's Park and Recreation Comprehensive Plan,
6 Seattle's Parks and Recreation Plan 2000, and Seattle's 2006 Open Space Gap Report
7 Update, that it is in the public's best interest to acquire the same for open space, park,
8 and recreation purposes; NOW, THEREFORE,

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

10 Section 1. That public convenience and necessity require that the following described
11 real property, situated in the City of Seattle, County of King, State of Washington, and
12 commonly known as the 8th Avenue parcel, between Marion and Columbia Streets ("Property"),
13 together with all rights, privileges and other property pertaining thereto, be acquired for open
14 space, park, and recreation purposes:

15 *Lot 4, Block 71, Terry's First Addition to the Town of Seattle, according to the plat*
16 *thereof recorded in Volume 1 of Plats, page 49, in King County, Washington.*

17 Section 2. The Superintendent of Parks and Recreation, or his or her designee, is
18 authorized, on behalf of the City of Seattle, to negotiate and enter into an agreement to acquire
19 the Property upon payment of just compensation therefore, and to accept a deed for the Property
20 by attaching to the deed the Superintendent's written acceptance thereof, and recording the
21 same. The Property shall be accepted for open space, park, and recreation purposes, and placed
22 under the jurisdiction of the Seattle Department of Parks and Recreation.

23 Section 3. The Seattle City Attorney is authorized to commence and prosecute
24 proceedings in the manner provided by law to condemn, take, damage, and appropriate the
25 Property in fee simple, after just compensation has been made or paid into court for the owners
26
27
28



1 thereof, in the manner provided by law; and to stipulate for the purposes of minimizing
2 damages.

3 Section 4. The entire cost of the acquisition provided for above shall be paid from the
4 2000 Parks Levy fund, the 2008 Parks Levy fund, or from such general fund of the City of Seattle
5 as may be provided by law.
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7 Section 5. Any acts consistent with the authority and prior to the effective date of this
8 ordinance are hereby ratified and confirmed.
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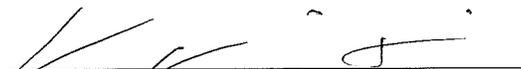
1 Section 6. This ordinance shall take effect and be in force 30 days from and after its
2 approval by the Mayor, but if not approved and returned by the Mayor within ten days after
3 presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 26th day of July, 2010, and
5 signed by me in open session in authentication of its passage this

6
7 26th day of July, 2010.

8 
9 President _____ of the City Council

10 Approved by me this 30th day of July, 2010.

11
12
13 
14 Michael McGinn, Mayor

15 Filed by me this 30th day of July, 2010.

16
17 
18 City Clerk

19 (Seal)

FISCAL NOTE FOR CAPITAL PROJECTS ONLY

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Parks and Recreation	Donald Harris/684-8018	Jennifer Devore/615-1328

Legislation Title:

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property located on 8th Avenue between Marion and Columbia Streets, otherwise known as Lot 4 Block 71, Terry's First Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 49, in King County, Washington and; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and authorizing acquisition by condemnation.

Summary and background of the Legislation:

This proposed legislation authorizes the Department of Parks and Recreation (DPR) to acquire property located on 8th Avenue between Marion and Columbia Streets by negotiation or condemnation. The legislation also allows for the acceptance and transfer of the deed to the subject property for open space, park, and recreation purposes.

The 2000 Parks Levy identified property at the corner of Terry Avenue and Cherry Street to serve First Hill, but it was not able to be acquired. An alternate site was identified at 8th and Madison, and legislation was passed authorizing its acquisition in 2008, but it was not able to be acquired. In the meantime, substantial development of residential properties in the 8th Avenue Residential District makes the subject property a desirable location better suited to the needs of the neighborhood.

The property, which is currently being used as a commercial parking lot, is well-suited for development as a park. The property is close to pedestrian and transit routes on Madison Street, as well as pedestrian routes on 8th Avenue. The purchase and development of this site will provide a new neighborhood park, in an underserved area, that meets the criteria to address open space needs established in Seattle's Park and Recreation Comprehensive Plan and Seattle's 2006 Park and Recreation Development Plan.

DPR has kept the First Hill Improvement Association and First Hill Community Council apprised of its progress in siting a park in the neighborhood and hosted a public meeting on December 1, 2009.



Project Name:	Project I.D.	Project Location:	Start Date:	End Date
Neighborhood Park Acquisitions – First Hill Neighborhood Park	K733001	First Hill	August 2002	December 2010

- Please check any of the following that apply:

 This legislation creates, funds, or anticipates a new CIP Project. (Please note whether the current CIP is being amended through this ordinance, or provide the Ordinance or Council Bill number of the separate legislation that has amended/is amending the CIP.)

 This legislation does not have any financial implications. (Stop here and delete the remainder of this document prior to saving and printing.)

 X **This legislation has financial implications.** (Please complete all relevant sections that follow.)

Appropriations:

Fund Name and Number	Department	Budget Control Level*	Existing 2009 Appropriation	New 2010 Appropriation (if any)	2011 Anticipated Appropriation
TOTAL					

Notes: Costs for this acquisition will be appropriated from the 2000 Parks Levy Fund (33850) and/or the 2008 Parks Levy Fund (33860) via future legislation.

Spending Plan and Future Appropriations for Capital Projects:

Spending Plan and Budget	2010	2011	2012	2013	2014	2015	Total
Spending Plan							
Current Year Appropriation							
Future Appropriations							

Notes: Costs for this acquisition will be appropriated from the 2000 Parks Levy Fund (33850) and/or the 2008 Parks Levy Fund (33860) via future legislation.



Funding source:

Funding Source (Fund Name and Number, if applicable)	2010	2011	2012	2013	2014	2015	Total
TOTAL							

Notes: Costs for this acquisition will be appropriated from the 2000 Parks Levy Fund (33850) and/or the 2008 Parks Levy Fund (33860) via future legislation.

Bond Financing Required: N/A

Type	Amount	Assumed Interest Rate	Term	Timing	Expected Annual Debt Service/Payment
TOTAL	N/A	N/A	N/A	N/A	N/A

Uses and Sources for Operation and Maintenance Costs for the Project:

O&M	2010	2011	2012	2013	2014	2015	Total
Uses							
Start Up							
On-going	223	1,135	1,158	1,181	1,205	1,229	6,131
Sources (itemize)							
Parks & Recreation Fund (10200)	223	1,135	1,158	1,181	1,205	1,229	6,131

Notes: Assumes property is acquired December 2010; planning/development funding not as yet identified. The property is currently a parking lot and the O&M costs above assume the maintenance will be contracted with a parking lot operator until the site is developed into a park. DPR will perform a limited number of maintenance tasks that could include graffiti removal, concrete sidewalk repairs, and other miscellaneous maintenance items. DPR will also perform legally required yearly testing of the water service. The maintenance items that DPR will be responsible for are all included in the table above. If DPR assumes full responsibility for maintenance of the parking lot, the O&M costs will increase accordingly. This estimate above does not include maintenance of the park once it is developed, as accurate O&M estimates can only be made once DPR has gone through planning and public involvement processes to determine the magnitude of development. Note that a 2% inflation factor has been used for each successive year. The 2010 funding is included in the appropriations for the 2010 Adopted Budget.



Periodic Major Maintenance costs for the project: N/A

Major Maintenance Item	Frequency	Cost	Likely Funding Source
TOTAL	N/A	N/A	N/A

Funding sources for replacement of project: As real property, this acquisition will not be subject to replacement.

Total Regular Positions Created, Modified, Or Abrogated Through This Legislation, Including FTE Impact: N/A

Position Title and Department*	Position # for Existing Positions	Fund Name & #	PT/FT	2010 Positions	2010 FTE	2011 Positions **	2011 FTE **
TOTAL	N/A	N/A	N/A	N/A	N/A	N/A	N/A

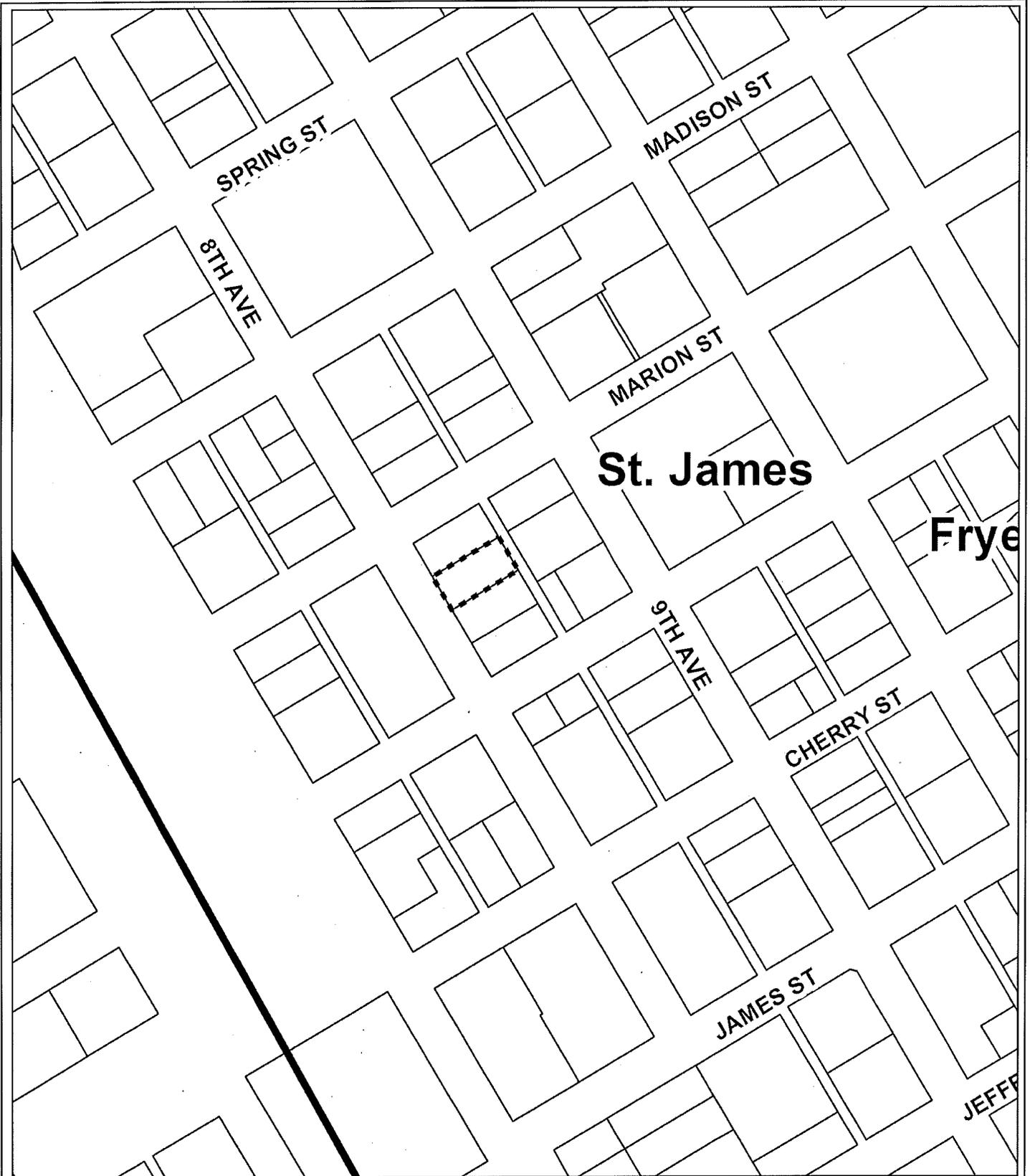
Notes:

- **Do positions sunset in the future?** N/A
- **What is the financial cost of not implementing the legislation:** If this property is not acquired, there will be a delay in achieving one of the goals of the Neighborhood Parks Acquisitions category of the 2008 Parks Levy Ordinance, which is acquiring property and expanding open space in the First Hill neighborhood. This delay and further staff costs to meet this goal with another property would consume additional resources from the 2008 Parks Levy Fund.
- **Does this legislation affect any departments besides the originating department?** No
- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** The Department could try to find another opportunity like this in the same area, but to do this would require spending additional resources and would delay the goal for park acquisition and development in this underserved area as mentioned in the 2008 Parks Levy. City Council approval is required for authorization to acquire and accept a deed for real property or to acquire by condemnation.



- **Is the legislation subject to public hearing requirements:** No. However, RCW 8.25.290 requires public notice of the Council Bill after its passage by the City Council Parks and Seattle Center Committee and before it is approved by the full Council. DPR staff will coordinate the required public notice.
- **Other Issues:** None
- **List attachments to the fiscal note below:**
Attachment 1: Proposed First Hill Park Site (map)

Attachment 1

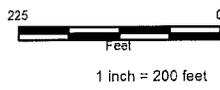


First Hill Urban Center Village - Proposed Acquisition



Legend

- Proposed Acquisition
- Parcel Boundary
- First Hill UCV
- Park Boundary

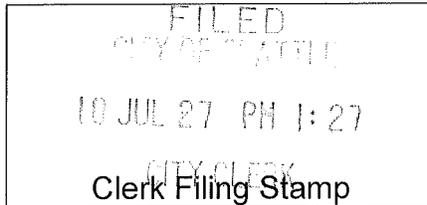


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No warranties of any sort, including accuracy, fitness or merchantability accompany this product.

Map date: May 18, 2010





**CERTIFICATE OF MAILING AND PUBLICATION OF NOTICE FOR
Council Bill 116899**

I, Lise A. Ward, Senior Real Property Agent, hereby certify as follows:

(Check all that apply below.)

- X 1. On the 24th day of June, 2010, I mailed via US Postal Service Certified Mail a
 notice of condemnation or
 other _____,
a true and correct representative copy of which is attached and designated as
Attachment A, to those persons whose names and addresses appear on the
attached list as Attachment B.
- X 2. For condemnation legislation: The notice designated in Attachment A constitutes
adequate notice to property owners, pursuant to RCW 8.12 and 8.25, that the
City may take final action to authorize condemnation of the subject property.
- X 3. The notice designated in Attachment A was published in the Seattle Times on
July 18, 2010 and July 25, 2010, and the Daily Journal of Commerce on July 16,
2010 and July 23, 2010.
- X 4. This Certificate of Mailing and Publication and complete Attachments A and B
are hereby filed with the City Clerk of the City of Seattle.

Dated this 26th day of July, 2010.

The City of Seattle, Washington

Lise A. Ward

(Signature)

Senior Real Property Agent

Dept of Parks and Recreation

(206) 733-9106



City of Seattle
Parks and Recreation

BY CERTIFIED MAIL

June 24, 2010

William and Peggy Cameron
909 E Newton Street, #A1
Seattle, WA 98102

**Notice of Seattle City Council Final Action to Adopt an Ordinance Authorizing
Condemnation (Eminent Domain) of real property located on 8th Avenue,
between Marion and Columbia Streets in the City of Seattle, Washington (King
County Tax Parcel No. 859040-0880)**

Dear Property Owner:

The purpose of this Notice is to inform you that the City of Seattle City Council is expected to vote to approve an ordinance authorizing the acquisition of your real property rights located on 8th Avenue, between Marion and Columbia Streets in the City of Seattle (King County of Tax Parcel No. 859040-0880). A copy of the proposed ordinance and a map depicting the project location are enclosed for your information.

This ordinance if adopted will contain authorization for the City to use condemnation to acquire your property as part of the Seattle Parks & Green Spaces Levy Acquisition Project.

You are identified by the tax rolls of King County as the owner of property affected by this legislation. The City is required by RCW 8.25.290 to provide each property owner affected by the ordinance with formal written notice before the City takes final action authorizing condemnation of property. The time, date, and place of the final action to approve the ordinance are described below.

The City will take public comment and discuss the ordinance at the Seattle City Council Parks and Seattle Center Committee as a regular part of the committee meeting beginning at 9:30 a.m. on Thursday, July 1, 2010, in the City Council Chambers, located at 600 4th Avenue, 2nd Floor, Seattle, WA. The Council's chambers and offices are physically accessible; and print and communications accesses are provided on request. Call 206-684-8888 (TDD: 206-233-0025) for further information.

Lise A. Ward, Senior Real Property Agent
Parks and Recreation
800 Maynard Avenue South
Third Floor
Seattle, WA 98134

Tel (206) 733-9106
Fax (206) 233-7038
TDD (206) 233-7061
lise.ward@seattle.gov

William and Peggy Cameron

June 15, 2010

Page Two

If you attend the meeting, you will have the opportunity to express your views on the ordinance during the public comment period. Public comments are received by the committee at the start of the meeting and are generally limited to a total of 10 minutes of comments for each agenda item. You may also submit comments in writing to Committee Chair Sally Bagshaw at sally.bagshaw@seattle.gov or mail to Sally Bagshaw; Seattle City Council, 600 4th Avenue; Seattle, WA 98104.

If you have questions about the committee meeting format, the agenda for the meeting, or the public comment section, please contact Philip Roewe of Councilmember Bagshaw's office at (206) 684-8801, or visit the Parks and Seattle Center Committee's website at the following address: http://www.seattle.gov/council/com_assign.htm#parks If the Committee approves the ordinance, it will be forwarded to the full City Council for final action.

Final Action

The ordinance authorizing condemnation of your property will be presented for final action (adoption) to the Seattle City Council on Monday, July 12, 2010, 2:00 p.m., in the City Council Chambers, located at 600 4th Avenue, 2nd Floor, Seattle, WA. After approval of the ordinance the City of Seattle will be authorized to acquire your property for the Parks & Green Spaces Levy Acquisition Project through negotiation or may use its powers of eminent domain to condemn your property.

Please contact the undersigned at (206) 733-9106 with any questions.

Thank you.

Lise A. Ward
Senior Real Property Agent

Enclosure

Cc: Councilmember Sally Bagshaw
Karen S. Cameron by Certified Mail
Larry Smith, Graham & Dunn PC by Certified Mail

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

William + Pessy Cameron
 909 E. Newton St, #A1
 Seattle, WA 98102

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
 William D. Cameron

D. Is delivery address different from Item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7001 2510 0001 2690 2220

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Ms. Karen Cameron
 1822 10th Ave. East
 Seattle WA 98102

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
 William D. Cameron

D. Is delivery address different from Item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7001 2510 0001 2690 2213

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Larry Smith
 Graham + Dunn, PC
 2801 Alaskan Way
 Suite 300
 Seattle, WA 98121-1128

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
 [Signature]

D. Is delivery address different from Item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7001 2510 0001 2690 2206

10 search results for "all ads in Legal stuff"

Sort results by Category name

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Photo	Item	Category	Price
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Hearing notices -

	U.S. DEPARTMENT OF HOMELAND SECURITY U.S. Customs and Border Protection Notice of Intent to Hold Public Scoping Meeting and Prepare an Environmental Assessment for Proposed U.S. ... Posted 07/21 More details		
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Hearing notices -

	U.S. DEPARTMENT OF HOMELAND SECURITY U.S. Customs and Border Protection Notice of Intent to Hold Public Scoping Meeting and Prepare an Environmental Assessment for Proposed ... Posted 07/21 More details		
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Hearing notices -

	NOTICE OF PUBLIC HEARING FOR ISSUANCE OF TAX-EXEMPT SPECIAL FUND REVENUE BONDS BY THE WASHINGTON HEALTH CARE FACILITIES AUTHORITY The Washington Health Care Facilities ... Posted 07/16 More details		
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Legal notices -

	Legal Notice of Application Notification is hereby given that KeyBank National Association, 127 Public Square, Cleveland, Ohio 44114, has filed an application with the ... Posted 07/19 More details		
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Legal notices -

	Legal Notice of Application Notification is hereby given that KeyBank National Association, 127 Public Square, Cleveland, Ohio 44114, has filed an application with the ... Posted 07/19 More details		
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Legal notices -

	NOTICE OF FINAL ACTION AUTHORIZING CONDEMNATION Property location: 8th Avenue, between Marion and Columbia Streets, Seattle, WA 98104 (King County Parcel No. 859040-0880) ... Posted 07/18 More details		
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Legal notices -

	LEGAL NOTICE CITY OF KENMORE P.O. Box 82607 18120 68th Ave. NE Kenmore, WA 98028 PUBLIC HEARING ON THE PROPOSAL TO AMEND THE SIX-YEAR TRANSPORTATION IMPROVEMENT PROGRAM ... Posted 07/16 More details		
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Legal notices

NOTICE OF FINAL ACTION AUTHORIZING

CONDEMNATION Property location: 8th Avenue, between Marion and Columbia Streets, Seattle, WA 98104 (King County Parcel No. 859040-0880) by condemnation. The property is legally described as: Lot 4, Block 71, Terry's First Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 49, in King County, Washington. As required by State law, the Department of Parks and Recreation is notifying you of its intention to acquire ownership of the above property located in Seattle, WA using its power of eminent domain.

Municipal legislation will be presented for final action by adoption by the Seattle City Council of the Council Bill 116899, authorizing condemnation, on Monday July 26, 2010 at 2:00 PM in Seattle City Council Chambers located on the 2nd floor of Seattle City Hall, 600 Fourth Avenue, Seattle, WA 98104. All persons claiming an interest in the property may appear and be heard on the date and time identified above before adoption of Council Bill 116899. For further information, please contact Donald Harris, Parks and Greenspaces Acquisition Manager, at (206) 684-8018.

To best avoid scams and fraud, deal locally. Deals that involve wire transfers or cashier's checks can be fraudulent, as can sellers who refuse to meet in person. Do a thorough inspection of any item before purchase. More information

0) days request for termination of parent-child relationships has been filed in the above-entitled court. The petitioners are asking the court to enter an order permanently terminating the parent-child relationship between you and the child named Bryan E. Smith...

Julie Lee Johnson was born on July 31, 1961 in Tarrant County Texas. Jacob Robert Johnson was born on June 5, 2005 in Seattle, Washington. The name of the children's father is Richard J. Johnson...

One method of serving a copy of your response on the petitioners is to send it by certified mail with return receipt requested. If service is made by mail, the service shall be deemed complete upon the third day following the day upon which the response is placed in the mail...

BY ION KNT JURT OF King. IRRIDGE OF Cromwell, George E. herein within thirty days of the date this Summons is served upon you is grounds to terminate your parent-child relationships with respect to the children...

Response NDERSEN, GARRETT NDERSEN Avenue NE, 8105. Phone: 86(258044)

BY ION KNT JURT OF King. IRRIDGE OF Cromwell, George E. herein within thirty days of the date this Summons is served upon you is grounds to terminate your parent-child relationships with respect to the children...

If the children are Indian children as defined by the Indian Child Welfare Act of 1978, 25 U.S.C. 1901 et seq., and if you acknowledge paternity of the children or if your paternity is established prior to the termination of the parent-child relationships, your parental rights may give valid cause for termination of your parent-child relationships...

respond to this by filing a copy of your response on the petitioners and with the clerk of court within 60 days of July 20, 2010, after an order of you, and the court her notice to you, I approve or disapprove of the hearing requested in the case of a default judgment. If you do not appear at the hearing, the court may enter an order in your absence terminating your parental rights.

SPOKANE COUNTY SUMMONS No. 10-1701328-1 IN AND FOR THE COUNTY OF Spokane.

In Re the Welfare of Javier Lafrombois. Case No. 10-7-01328-1. To: Oscar Sanchez A Petition to Terminate Parental Rights was filed on May 25, 2010; a Fact Finding hearing will be held on this matter on August 5, 2010 at 9:00 am at the Juvenile Justice Center, 1208 W. Mallon, Spokane, WA 99201. You should be present at this hearing.

The Hearing will determine if your parental rights to your child are terminated. If you do not appear at the hearing, the court may enter an order in your absence terminating your parental rights. To request a copy of the Notice, Summons, and Termination Petition, call DSHS at (509) 363-

or parties unknown claiming any right, title, estate, lien, or interest in the real estate described in the Complaint herein; Defendants No. 09-2-35928-6 KNT. SUMMONS BY PUBLICATION. (RCW 4.28.110)

The State of Washington to the said defendants Bryan E. Smith: You are hereby summoned to appear within sixty (60) days after the date of the first publication of this summons, to wit, within sixty (60) days after the 23rd day of July, 2010, and defend the above entitled action in the above entitled court, and answer the complaint of the Plaintiff, Meridian Firs Owners Association, a Washington nonprofit association, and serve a copy your answer upon the undersigned attorney for Plaintiff, Meridian Firs Owners Association, at his office below stated; and in case of your failure to do so, judgment will be rendered against you according to the demand of the complaint, which has been filed with the clerk of said court.

The object of this action is to foreclose a lien for delinquent assessments which have accrued against Lot 58 of Meridian Firs Pursuant to the Declaration of Meridian Firs Owners Association. The real property address is 25002 - 14th Avenue SE, Kent, WA 98042. Plaintiff Bryan E. Smith, as his separate estate is the owner of the unit located at 25002 - 14th Avenue SE, Kent, WA 98042. Plaintiff seeks judgment against said defendant as stated in its Complaint.

Dated this 7th day of July, 2010. LAW OFFICES OF JAMES STRICHARTZ, MICHAEL A. PADILLA, WSPA #26284, Attorneys for Plaintiff Meridian Firs Owners Association, a Washington nonprofit corporation, 201 Queen Anne Avenue North, Suite 400, Seattle, Washington 98101-4824, (206) 388-0600. Date of first publication in the Seattle Daily Journal of Commerce, July 23, 2010. 8/27(257949)

Intercity Transit

PUBLIC NOTICE DISADVANTAGED BUSINESS ENTERPRISE

FFY 2011 - 2013 GOAL Notice is hereby given pursuant to U. S. Department of Transportation (DOT) / Federal Transit Administration (FTA), 49 C.F.R. Part 26, that Intercity Transit is establishing a goal for the utilization of Disadvantaged Business Enterprises (DBEs) in conjunction with DOT/FTA-funded procurements and contracts for Intercity Transit.

The proposed Intercity Transit (IT) overall annual DBE goal will be subject to Intercity Transit Authority approval is seven tenths of one percent (0.7%) of DOT/FTA funds for DBE participation on all procurements, construction and consultant contracts for which DOT/FTA funds are received pursuant to the above stated regulation for federal fiscal years (FFY) 2011-2013, a period beginning October 1, 2010, until September 30, 2013.

Documentation detailing Intercity Transit goal setting methodology and DBE Program is available for inspection between the hours of 8:00 AM and 5:00 PM, Monday through Friday, for a period of 30 days following the date of this notice at Intercity Transit, 526 Pattison SE, Olympia, Washington, 98501. Public comments on IT's DBE goal will be accepted for 45 days from the date of this notice at the above address or may be directed to Bob Holman, Intercity Transit Grants Program Administrator and DBE Liaison Officer at bholman@intercitytransit.com. Comments may also be directed to FTA Region X, Civil Rights Officer, 915 Second Avenue, Suite 3142, Seattle, Washington, 98174. Firms interested in being certified as a DBE may contact Washington State's Office of Minority and Women's Business Enterprises at http://www.wmbe.wa.gov.

Date of publication in the Seattle Daily Journal of Commerce, July 23, 2010. 7/23(257931)

SUMMONS BY PUBLICATION Superior Court No. 10-2-07488-1 SEA

IN THE SUPERIOR COURT OF the State of Washington in and for the County of King. Plaintiff: Great Lakes Union

used for that purpose. The attorney is acting as a debt collector. SUNDBERG & PODY LAW OFFICE, PLLC. KRIS J. SUNDBERG, WSPA #14549, DEAN H. PODY, WSPA #27585, PATRICK M. McDONALD, WSPA #36615, PATRICIA ARMY, WSPA #27418, Attorneys for plaintiff, 3023 - 80th Avenue SE, #200, P.O. Box 1577, Mercer Island, WA 98040, 206-230-0212. Date of first publication in the Seattle Daily Journal of Commerce, June 18, 2010. 7/23(256426)

SUMMONS BY PUBLICATION Superior Court No. 10-2-11064-0 SEA

IN THE SUPERIOR COURT OF the State of Washington in and for the County of King. Village Square Homeowners Association, Plaintiff, v. All Unknown Heirs, Devises or Legatees of Joan L. Pernula, and all other persons or parties unknown claiming any right, title, estate, lien, or interest in the real estate described in the complaint herein, Defendants. No. 10-2-11064-0 SEA. Summons by Publication. (60 Days.)

The State of Washington, to: All Unknown Heirs, Devises or Legatees of Joan L. Pernula, and all other persons or parties unknown claiming any right, title, estate, lien, or interest in the real estate described in the complaint herein, Defendants. You are hereby summoned to appear within sixty days after the date of the first publication of this summons, to wit, within sixty days after the 18th day of June, 2010, and defend the above entitled action in the above entitled court, and answer the complaint of the plaintiff and serve a copy of your answer upon the undersigned attorney for plaintiff at his (or their) office below stated; and in case of your failure to do so, judgment will be rendered against you according to the demand of the complaint, which has been filed with the clerk of said court. The object of this action being to collect unpaid assessments and foreclose a lien for the same. This concerns collection of a debt. Any information obtained or provided will be used for that purpose. The attorney is acting as a debt collector.

SUNDBERG & PODY LAW OFFICE, PLLC. KRIS J. SUNDBERG, WSPA #14549, DEAN H. PODY, WSPA #27585, PATRICK M. McDONALD, WSPA #36615, PATRICIA ARMY, WSPA #27418, Attorneys for plaintiff, 3023 - 80th Avenue SE, #200, P.O. Box 1577, Mercer Island, WA 98040, 206-230-0212. Date of first publication in the Seattle Daily Journal of Commerce, June 18, 2010. 7/23(256437)

PUBLIC NOTICE The Washington State Department of Transportation (WSDOT), Eastside Corridor

Suite 405, Bellevue, Washington 98004 is seeking coverage under the Washington State Department of Ecology Construction Stormwater General Permit. The proposed project, I-405, NE 116th Street Interchange and Street Improvement Project, is located at the intersection of I-405 and NE 116th Street in the City of Kirkland, in King County. This project involves 4 acres of soil disturbance for completion of the following construction activities:

- Finishing reconstruction of the NE 116th Street Interchange to a Half-Single Point Urban Interchange.
-Widening NE 116th Street from approximately 800 feet west of the railroad bridge to 124th Ave NE.
-Constructing bike lanes and pedestrian improvements along NE 116th Street from approximately 114th Avenue NE to 124th Ave NE.
-Constructing pedestrian improvements on 120th Avenue NE in the vicinity of the NE 116th Street/120th Avenue NE Interchange.

-Installing landscaping at the NE 116th Street interchange. These work activities will include clearing and grubbing, grading, roadway excavation and embankment, constructing storm sewers, paving with asphalt concrete, constructing temporary BMPs, constructing permanent flow control and runoff treatment, demolition of one existing bridge and construction of one new bridge, adding two turn

SEATTLE CITY NOTICES

City of Seattle NPDES CSO #41 Outfall Rehab Bid Date: August 11

City of Seattle NPDES CSO #41 OUTFALL REHAB Bid Opening Date: August 11, 2010 Ordinance 122863 FWW 2010-048

PROJECT LOCATION: This Project is located south of Genesee Park, near the intersection of Lake Washington Boulevard South and 56th Avenue South. The project site is a section of Lake Washington Boulevard South of an outfall pipe in Lake Washington.

PROJECT DESCRIPTION: This Project is to replace a deteriorated CSO outfall pipe from the beach to its discharge point in Lake Washington and to install a new maintenance hole access on the beach. The Project consists of the following elements: Work involving land-based and water-based (e.g., divers, barges) operations:

- Removal and disposal of an existing brick access structure and approx. 135 feet of existing 15" CMP (locally buried and partially exposed on the lake bed);
-Installation of 160 feet of new 16" ductile iron pipe on land and in water;
-Installation of a new maintenance hole access structure on land.

- Installation and maintenance of erosion control on land and in water, combined sewer outfall bypass, and fish exclusion; and
- Protection and restoration of the park site and other related and incidental work as may be necessary in conjunction therewith.

New ductile iron pipe will be furnished by the City of Seattle. NOTE: The Hydraulic Project Approval (HPA) permit from the Department of Fish and Wildlife and the Nationwide Permit from the US Army Corps of Engineers only allow work within the lake from July 15, 2010 until December 31, 2010. Seattle Parks and Recreation only allows work in the park after August 31, 2010. Seattle Public Utilities requests that work requiring the temporary outfall bypass to be completed by October 31, 2010 to avoid the potential need to bypass increased overflows.

ESTIMATE: The Engineer's Estimate for this Project is \$330,000.00. BID SUBMITTAL: Sealed bids will be received for this project by the Purchasing & Contracting Services Division of the City of Seattle Department of Finance and Administrative Services no later than 2:00 p.m. Wednesday, August 11, 2010 at the following street address: 700 - 6th Ave, Suite 4112 Seattle Municipal Tower Seattle, WA 98104.

If sending by courier (UPS, FedEx, etc.) the street address must be used. If mailing by regular US mail, the following mailing address must be used: Purchasing & Contracting Services Division Department of Finance and Administrative Services PO Box 44687 Seattle, WA 98124-4687.

Bidders are responsible for ensuring that the proper Zip code is used. The City of Seattle will not be responsible for a late returned envelope. Bids received by 2:00 p.m. August 11, 2010, will be publicly opened and read immediately after 2:00 p.m.

PRE-BID SITE INSPECTION: It is MANDATORY for Bidders to attend the pre-bid site inspection. Bids will not be accepted from Bidders who have not attended one of the pre-bid site inspections. The first pre-bid site inspection is scheduled for July 27, 2010, at 9:00 a.m., the second pre-bid site inspection is scheduled for July 29, 2010 at 9:00 a.m. Please meet near the intersection of Lake Washington Boulevard South, and 56th Avenue South, south of Genesee Park.

Please call Naomi Cheshevitz, Project Manager, for further assistance regarding directions to this site. Her office telephone number is 206-310-9076. Her cellular phone number is 206-310-9076.

OBTAINING BID DOCUMENTS: Documents are available online at http://www.seattle.gov/procurement. Potential Bidders must complete a free registration form and upload their resumes to their profile to viewing, printing and saving. Bid documents are available at the project website. These documents may also be obtained at the City of Seattle Procurement Office, 700 6th Avenue, Suite 4112, Seattle, WA 98104. Bid documents will only be sent to "official" plan holders list included on the website. Additional and other project information (including plan center) can be obtained from the website. For help using this site, or to order documents if you are unable to access the website, please call the City of Seattle at 206-310-8430. Free internet access to City Systems at 206-855-8430 or toll-free at 1-866-231-8430. Free internet access to obtain these documents is available at Seattle Public Library Services Centers and most public libraries. Contractors can view plans and specifications on a computer at PCSD at the street address identified in the Bid Submittal section.

BID GUARANTEE: No Bid will be considered unless accompanied by a Surety company or a certified or cashier's check payable to the order of the City of Seattle for a sum not less than five percent (5%) of the total amount of the Bid.

SUPPLEMENTAL BIDDER RESPONSIBILITY CRITERIA: The Apparent Low Bidder shall submit the Supplemental Bidder Responsibility Criteria Form in accordance with Section I-02.2, along with any required documentation to PCSD by no later than 5 p.m., 3 business days after the Bid Opening Date. The Owner may request this information from additional Bidders.

WOMEN AND MINORITY AFFIRMATIVE EFFORTS REQUIREMENTS: All Bidders are required to complete the Affirmative Efforts requirements as specified in the Project Manual. All Bidders must submit the completed Outreach Plan (Section 001.4) with the Bid or the Bid will be declared non-responsive.

EQUAL BENEFITS REQUIREMENTS: BIDDERS FOR PROJECTS OVER \$44,000 (Engineer's Estimate): The Contractor will be required to provide the same or equivalent benefits to its employees with domestic partners as the Contractor provides to its employees with spouses.

INSURANCE: The Contractor will be required to provide evidence of insurance prior to contract execution. The project manual contains the insurance requirements established for this project unless modified through an addendum.

Solicitation Date: July 22, 2010

City of Seattle Consultant Roster Program

Submittal Date: Open Request for Qualifications for the Consultant Roster Program

The City of Seattle invites consultants to apply to the Consultant Roster Program to provide services for projects estimated to cost \$50,000 or less without a formal selection process. City Departments may also choose to advertise projects under \$200,000 rather than using the Consultant Roster Program. The City strongly encourages small, women- and minority-owned firms to apply.

Consultants may apply to 76 separate categories of consultant services, including but not limited to: architectural and engineering services; audits, communications, public relations, management services, information technology services and environmental services. Certain categories are restricted to small businesses. A consultant is considered a "Small Business" if its average annual gross revenue of the past three years is equal to or below the threshold specified for each business category. To view which categories have small business restrictions, click the "Live" Categories of Service on the Consultant Roster application Web site noted below.

To apply to the Consultant Roster Program, apply online at http://www.seattle.gov/procurement/. You may access this application at any library with internet access.

Applicants are approved to be on the Roster based on their ability to demonstrate prior experience by the firm and its key personnel in performing the general scope of work of the relevant service category. Inclusion in the Roster does not guarantee work for applicants.

Interested consultants may apply at any time. The City evaluates new applications on an on-going basis. Consultants currently on the Consultant Roster Program do not need to reapply. However, approved consultants are encouraged to review the database and revise any outdated information.

Interested architectural and engineering firms may review the City of Seattle's 2008 City Capital Improvement Program at http://www.seattle.gov/financedepartment/.

If you have any questions, call the Contracting Services Division at 206-684-0400.

Dates of publication in the Seattle Daily Journal of Commerce, July 23 and 2010-08-06. 7/23(257984)

City of Seattle Floating Dock Bid Date: August 10

CITY OF SEATTLE Purchasing & Contracting Services Division

The City of Seattle is soliciting bids for a 20' x 40' Floating Dock for Seattle City Light bids are due on 8/10/2010, 4:00pm.

Download the bid from http://www.seattle.gov/procurement/ or call 206-684-0400. Date of publication in the Seattle Daily Journal of Commerce, July 23, 2010. 7/23(257965)

City of Seattle NOTICE OF FINAL ACTION AUTHORIZING CONDEMNATION

Property location: 8th Avenue, Seattle, WA 98104 (King County Parcel No. 859010-0890) by condemnation. The property is legally described as Lot 4, Block 1, Terry's Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 48, in King County, Washington.

As required by State law, the Department of Parks and Recreation is notifying you of its intention to acquire ownership of the above property located at 8th Avenue, Seattle, WA using its power of eminent domain.

Municipal legislation will be presented for final action by adoption by the Seattle City Council of the Council Bill 19899, authorizing condemnation, on Monday July 26, 2010 at 2:00 PM in Seattle City Council Chamber located on the 2nd floor of Seattle City Hall, 600 Fourth Avenue, Seattle, WA 98104.

All persons claiming an interest in the property may appear and be heard on the date and time identified above before adoption of Council Bill 19899.

For further information, please contact Donald Harris, Parks and Greenpaces Division Manager, at (206) 684-8018. Dates of publication in the Seattle Daily Journal of Commerce, July 16 and 23, 2010. 7/23(257686)

BANKRUPTCY NOTICES

USING THIS SECTION

This section lists bankruptcies filed in the U.S. Bankruptcy court offices in Seattle and Tacoma, published daily. The records are sorted by the office in which they were filed. This section allows readers to research the financial history of potential clients and customers and monitor the general financial health of the local economy.

The name of the filer is in bold, followed by the social security number or business tax ID number and contact address. The records conclude with the filing date, filing number and the type of bankruptcy (Chapter 7, 11, or 13).

A database of bankruptcy listings from 1994 is available to online subscribers on the DJC-00(2010)9 Website. Visit http://www.djc.com.

FILED IN SEATTLE

Amber L Holland, Carl M Holland, xxx-xx-7527, xxx-xx-8494; P.O. Box 254, La Conner, WA 98257, Ref 10-18370, filed on Jul 21, (Ch 7). Keith Roy Schmidt, Darlene Edith Schmidt, xxx-xx-2367, xxx-xx-9316; 12983 SR9, Mount Vernon, WA 98273, Ref 10-18371, filed on Jul 21, (Ch 7). Rebecca Lynn Buttone, xxx-xx-4201; 3095 Main Street, Custer, WA 98240, Ref 10-18372, filed on Jul 21, (Ch 7). Thomas Edwin Clowers, xxx-xx-1157; 10000 1st Ave, Everett, WA 98101.



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forward Dana Jackson — stacking back-to-back No. 1 draft picks to acquire the latter two. Off the bench come Russian Olympian Svetlana Abrosimova and Willingham, while Czech Republic forward Jana Vesela, although well known overseas, has made a bigger name for herself in Seattle.

...them and every single time we played against them when I was younger (2000), I was so nervous. I watch younger players now, especially on the Australian team, going up against players like Sue and they are exactly how I was.”

The Storm might match

coach Brian Agler said “(But) I don’t understand why we just can’t win games. I mean, (the University of) Connecticut went two years straight and hadn’t lost.”

UConn, with its titles and multiple undefeated seasons, is a better comparison to Houston’s dominance than

WEB EXTRA



Follow Storm news in Jayda Evans’ blog

seattletimes.com /storm

Mercury outscores Lynx in double OT

ROUNDUP

The Associated Press

MINNEAPOLIS — Diana Taurasi scored 11 of her 31 points in the second overtime and the Phoenix Mercury set a league scoring record with a 127-124 victory over the Minnesota Lynx on Saturday night.

Candice Dupree led the Mercury (10-12) with 32 points. DeWanna Bonner and Penny Taylor had 20 each.

“We have a lot of veterans on this team,” Dupree said. “They know how to stay composed and fight through however many overtimes we need to get the win.”

Defending champion Phoenix, which rallied from 14 points down in the fourth quarter, surpassed the previous high set in a 123-91 victory at Tulsa on Thursday.

Seimone Augustus scored a season-high 36 points for the Lynx (7-14) as the teams combined for the highest-scoring game in league history. Charde Houston added 21 points as Minnesota lost for the fifth time in seven games and fell 2½ games behind Phoenix for second place in the West.

Taurasi, the league’s leading scorer at 23.4 points per game, was 8 of 23 from the field, but was 14 for 14 from the free-throw line — including seven in the second overtime.

OTHER GAMES

Fever 78, at Mystics 73

Briann January of Spokane

scored 19 points, including four free throws in the final 2.9 seconds, to help Indiana hold on to first place in the Eastern Conference with a victory over Washington.

Katie Smith scored 17 points to lead the Mystics.

Sparks 89, at Sun 80

DeLisha Milton-Jones scored 20 points and Los Angeles set a franchise record with 15 three-pointers in a victory over Connecticut. The Sparks were 15 for 29 (52 percent) on threes, surpassing the previous record of 11 threes.

Sky 75, at Silver Stars 72

Sylvia Fowles scored 23 points and Chicago overcame an eight-point deficit in the final 3:10 to beat San Antonio. Jia Perkins scored 15 points for the Sky.

Standings, summaries > D11

Sex Myth #2

“Erectile Dysfunction is just part of aging”

Truth: Many factors contribute to ED but it can be overcome at any age.

Conditions such as Diabetes, High Blood Pressure, Heart Disease and their remedies can contribute to ED, and yet ED pills can be ineffective or unsafe.

Achieve and maintain a full erection for up to 60 minutes!*

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To celebrate 10 years of success, BMG is offering \$350 worth of our treatment to all new patients until the end of this month*

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*Results may vary *A medical consultation is required

PUBLIC NOTICES

To place a legal ad call
206/652-6018 or
email us at
legals@seattletimes.com

380 Legal Notices

NOTICE OF FINAL ACTION AUTHORIZING CONDEMNATION

Property location: 8th Avenue, between Marlon and Columbia Streets, Seattle, WA 98104 (King County Parcel No. 859040-0880) by condemnation. The property is legally described as: Lot 4, Block 71, Terry’s First Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 49, in King County, Washington.

As required by State law, the Department of Parks and Recreation is notifying you of its intention to acquire ownership of the above property located in Seattle, WA using its power of eminent domain.

Municipal legislation will be presented for final action by adoption by the Seattle City Council of the Council Bill 114899, authorizing condemnation, on Monday July 26, 2010 at 2:00 PM in Seattle City Council Chambers located on the 2nd floor of Seattle City Hall, 600 Fourth Avenue, Seattle, WA 98104.

All persons claiming an interest in the property may appear and be heard on the date and time identified above before adoption of Council Bill 114899.

For further information, please contact Donald Harris, Parks and Greenspaces Acquisition Manager, at (206) 684-8018.

381 Public Notices

KCD

King Conservation District

The King Conservation District will hold a special meeting of the Board of Supervisors on Tuesday July 27 at 6:00 am at the King CD office (1107 SW Grady Way suite 130 Renton). The meeting topic is the 2011 Program of Work submission to King County.

SUNDAY JULY 23, 2010
SEATTLE TIMES



City of Seattle

Michael McGinn, Mayor

Office of the Mayor

June 8, 2010

Honorable Richard Conlin
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Conlin:

I am pleased to transmit the attached proposed Council Bill that authorizes the acquisition of a 7,200 square-foot parcel located on 8th Avenue, between Marion and Columbia Streets. The property, currently used as a commercial parking lot, will be developed as a park in the First Hill Urban Center Village.

The 2000 Parks Levy identified property at the corner of Terry Avenue and Cherry Street to serve First Hill, but the City was not able to acquire the property. An alternate site was identified at 8th and Madison, and legislation was passed authorizing its acquisition in 2008, but again the City was not able to acquire the property. After evaluating other potential sites, the City selected the subject property, as it is well-suited for development as a neighborhood park to serve an area deficient in open space, and is close to pedestrian and transit routes on Madison. While we hope to reach a negotiated agreement with the owners, the attached Council Bill authorizes the City to acquire the property through the process of condemnation, should it become necessary.

The acquisition of this property will help meet the City's goal of providing parks within walking distance for residents in urban villages, and will serve the needs of First Hill for many years to come. Thank you for your consideration of this legislation. Should you have questions, please contact Donald Harris at 684-8018.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael McGinn".

Michael McGinn
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7th Floor, P.O. Box 94749, Seattle, WA 98124-4749

Tel: (206) 684-4000, TDD: (206) 615-0476 Fax: (206) 684-5360, Email: mike.mcgin@seattle.gov

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



STATE OF WASHINGTON – KING COUNTY

--SS.

258798
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 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

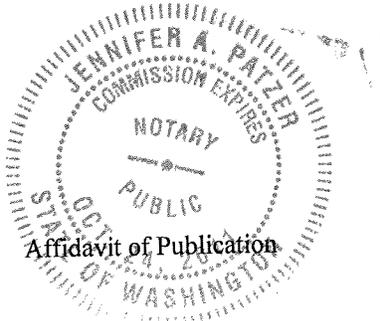
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT; ORDINANCE 123359

was published on

08/12/10

The amount of the fee charged for the foregoing publication is the sum of \$ 204.75, which amount has been paid in full.



Affidavit of Publication

Subscribed and sworn to before me on

08/12/10

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

ORDINANCE 123369

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property located on 8th Avenue between Marion and Columbia Streets, otherwise known as Lot 4 Block 71, Terry's First Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 49, in King County, Washington and; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and authorizing acquisition by condemnation.

WHEREAS, the Neighborhood Parks, Green Spaces, Trails and Zoo Levy ("2000 Parks Levy"), as proposed by Ordinance 120024 and approved by City of Seattle ("City") voters on November 7, 2000, provides funds for the acquisition of new neighborhood parks and green spaces; and

WHEREAS, Ordinance 120024 identified a specific parcel of real property for the First Hill Park Acquisition project, but the City was not successful in acquiring that parcel; and

WHEREAS, in Resolution 31055 the Council created the Parks and Green Spaces Levy Citizens' Advisory Committee to ensure citizen participation in the development of a potential package of parks, open space, boulevards, trails, green infrastructure, and recreation projects and a proposed set of options to fund the package; and

WHEREAS, the Parks and Green Spaces Levy Citizens' Advisory Committee, after being duly appointed and after spending many hours in open meetings and receiving public testimony and deliberating on the levy, voted by a strong majority to recommend that the City Council place a \$145.5 million six-year levy proposal for park purposes before the voters of Seattle; and

WHEREAS, in response to this recommendation, the City Council passed Ordinance 122749, placing Proposition 2, the 2008 Parks and Green Spaces Levy before the voters of Seattle; and

WHEREAS, the 2008 Parks and Green Spaces Levy ("2008 Parks Levy") was approved by Seattle voters on November 4, 2008; and

WHEREAS, Ordinance 122749 identifies the First Hill Urban Center Village for a potential neighborhood park acquisition; and

WHEREAS, the Department of Parks and Recreation considers the First Hill Urban Center Village as significantly underserved with quality open space and is, therefore, a priority for additional development of parks and open space; and

WHEREAS, a site located on 8th Avenue between Marion and Columbia Streets is well-suited for open space, park, and recreation uses; and

WHEREAS, the City has determined that the property on 8th Avenue between Marion and Columbia Streets will provide a new neighborhood park that meets the criteria to address open space needs established in Seattle's Park and Recreation Comprehensive Plan, Seattle's Parks and Recreation Plan 2000, and Seattle's 2006 Open Space Gap Report Update, that it is in the public's best interest to acquire the same for open space, park, and recreation purposes; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public convenience and necessity require that the following described real property, situated in the City of Seattle, County of King, State of Washington, and commonly known as the 8th Avenue parcel, between Marion and Columbia Streets ("Property"), together with all rights, privileges and other property pertaining thereto, be acquired for open space, park, and recreation purposes:

Lot 4, Block 71, Terry's First Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 49, in King County, Washington.

Section 2. The Superintendent of Parks and Recreation, or his or her designee, is authorized, on behalf of the City of Seattle, to negotiate and enter into an agreement to acquire the Property upon payment of just compensation therefore, and to accept a deed for the Property by attaching to the deed the Superintendent's written acceptance thereof, and recording the same. The Property shall be accepted for open space, park, and recreation purposes, and placed under the jurisdiction of the Seattle Department of Parks and Recreation.

Section 3. The Seattle City Attorney is authorized to commence and prosecute proceedings in the manner provided by law to condemn, take, damage, and appropriate the Property in fee simple, after just compensation has been made or paid into court for the owners thereof, in the manner provided by law; and to stipulate for the purposes of minimizing damages.

Section 4. The entire cost of the acquisition provided for above shall be paid from the 2000 Parks Levy fund, the 2008 Parks Levy fund, or from such general fund of the City of Seattle as may be provided by law.

Section 5. Any acts consistent with the authority and prior to the effective date of this ordinance are hereby ratified and confirmed.

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

Passed by the City Council the ____ day of _____, 2010, and signed by me in open session in authentication of its passage this

____ day of _____, 2010.

President _____ of the City Council

Approved by me this ____ day of _____, 2010.

Michael McGinn, Mayor
Filed by me this ____ day of _____, 2010.

City Clerk
(Seal)
Date of publication in the Seattle Daily Journal of Commerce, August 12, 2010.
8/12(258798)

STATE OF WASHINGTON - KING COUNTY

--SS.

257686
SEATTLE PARKS & RECREATION DEPT.

No. NOTICE OF FINAL ACTION

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

CT:8TH AV MARION&COLUMBIA

was published on

07/16/10 07/23/10

The amount of the fee charged for the foregoing publication is the sum of \$ 95.56, which amount has been paid in full.

Subscribed and sworn to before me on

07/23/10

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

City of Seattle

NOTICE OF FINAL ACTION AUTHORIZING CONDEMNATION

Property location: 8th Avenue, between Marston and Columbia Streets, Seattle, WA 98104 (King County Parcel No. 369040-0886) by condemnation. The property is legally described as: Lot 4, Block 71, Terry's First Addition to the Town of Seattle, according to the plat thereof recorded in Volume 1 of Plats, page 49, in King County, Washington.

As required by State law, the Department of Parks and Recreation is notifying you of its intention to acquire ownership of the above property located in Seattle, WA using its power of eminent domain.

Municipal legislation will be presented for final action by adoption by the Seattle City Council of the Council Bill 116899, authorizing condemnation, on Monday July 26, 2010 at 2:00 PM in Seattle City Council Chambers located on the 2nd floor of Seattle City Hall, 600 Fourth Avenue, Seattle, WA 98104.

All persons claiming an interest in the property may appear and be heard on the date and time identified above before adoption of Council Bill 116899.

For further information, please contact Donald Harris, Parks and Greenspaces Acquisition Manager, at (206) 684-8018.

Dates of publication in the Seattle Daily Journal of Commerce, July 16 and 23, 2010:
7/23/2010

The Seattle Times



seattletimes.com

PO Box 70, Seattle, WA 98111

RECEIVED

SEATTLE DEPT OF PARKS & RECR
LISE WARD
800 MAYNARD AVENUE SOUTH, 3RD FLOOR
SEATTLE, WA 98134

JUL 29 2010

SEATTLE PARKS PDD
Property and Acquisition

Re: Advertiser Account #29541013
Ad #: 790782500

Affidavit of Publication

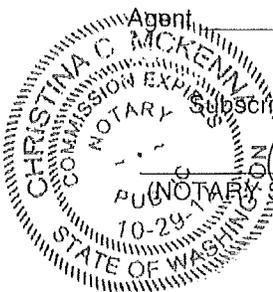
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STATE OF WASHINGTON
Counties of King and Snohomish

The undersigned, on oath states that he/she is an authorized representative of The Seattle Times Company, publisher of The Seattle Times of general circulation published daily in King and Snohomish Counties, State of Washington. The Seattle Times has been approved as a legal newspaper by orders of the Superior Court of King and Snohomish Counties.

The notice, in the exact form annexed, was published in the regular and entire issue of said paper or papers and distributed to its subscribers during all of the said period.

Newspaper	Publication Date
The Seattle Times	07/18/10, 07/25/10



Signature Debbie Collins

Subscribed and sworn to before me on July 28th, 2010

(DATE)
Christina C. McKenna
(NOTARY SIGNATURE) Notary Public in and for the State of Washington, residing at Seattle

The Seattle Times



seattletimes.com

Re Advertiser Account #29541013

Ad # 790782500

Ad TEXT: NOTICE OF FINAL ACTION
AUTHORIZING
CONDEMNATION

Property location: 8th Avenue,
between Marlon
and Columbia Streets, Seattle,
WA 98104 (King
County Parcel No. 859040-0880)
by condemnation.

The property is legally
described as: Lot 4,
Block 71, Terry's First Addition
to the Town of
Seattle, according to the plat
thereof recorded
in Volume 1 of Plats, page 49, in
King County,
Washington.

As required by State law, the
Department of
Parks and Recreation is
notifying you of its
intention to acquire ownership
of the above
property located in Seattle, WA
using its power
of eminent domain.

Municipal legislation will be
presented for
final action by adoption by the
Seattle City
Council of the Council Bill
116899, authorizing
condemnation, on Monday July
26, 2010 at 2:00 PM
in Seattle City Council
Chambers located on the
2nd floor of Seattle City Hall,
600 Fourth
Avenue, Seattle, WA 98104.

All persons claiming an interest
in the property
may appear and be heard on the
date and time
identified above before
adoption of Council Bill
116899.

For further information, please
contact Donald
Harris, Parks and Greenspaces
Acquisition
Manager, at (206) 684-8018.