

Ordinance No. 123959

Council Bill No. 117533

AN ORDINANCE accepting a quit claim deed from King County for real property in South Seattle that has been used for a portion of the Angel Morgan P-Patch; assigning jurisdiction of the property to the Department of Neighborhoods; and ratifying and confirming certain prior acts.

Related Legislation File:

Date Introduced and Referred: <u>July 30, 2012</u>	To: (committee): <u>Parks and Neighborhoods</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>9.4.12</u>	Date Presented to Mayor: <u>9.5.12</u>
Date Signed by Mayor: <u>9/10/12</u>	Date Returned to City Clerk: <u>9/11/12</u>
Published by Title Only <input checked="" type="checkbox"/>	Date Vetoed by Mayor:
Published in Full Text	
Date Veto Published:	Date Passed Over Veto:
Date Veto Sustained:	Date Returned Without Signature:

The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: Sg Bagshaw

Committee Action:

Date	Recommendation	Vote
<u>Aug 16, 2012</u>	<u>Approve</u>	<u>20 SB TB</u>

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

Full Council Action:

Date	Decision	Vote
<u>9.4.12</u>	<u>Passed</u>	<u>7-0</u>
		<u>absent: TB, BM</u>

LAW DEPARTMENT

CITY OF SEATTLE
ORDINANCE 123959
COUNCIL BILL 117533

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4 AN ORDINANCE accepting a quit claim deed from King County for real property in South
5 Seattle that has been used for a portion of the Angel Morgan P-Patch; assigning
6 jurisdiction of the property to the Department of Neighborhoods; and ratifying and
7 confirming certain prior acts.

8 WHEREAS, a portion of the Angel Morgan P-Patch, located at 3956 South Morgan Street, was
9 located upon land owned by King County, identified as King County Tax Account
10 Parcel 3333000640, and operated under a King County permit; and

11 WHEREAS, pursuant to King County Code 4.56.080, King County surplussed the parcel and
12 was authorized to sell it; and

13 WHEREAS, the City has previously approved funds to acquire land for p-patches; NOW,
14 THEREFORE,

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

16 Section 1. The City of Seattle accepts a Quit Claim Deed, King County Recording No.
17 20110523000548, from King County for the following described property for general municipal
18 purposes:

19 Lot 40, Block 3 Hillman City Addition Division No. 6, as recorded in Volume 11 of
20 Plats, Page 23, records of King County Washington.

21 Section 2. The real property accepted above is placed under the jurisdiction of the
22 Department of Neighborhoods.

23 Section 3. Any act pursuant to the authority and prior to the effective date of this
24 ordinance, is hereby ratified and confirmed.



1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

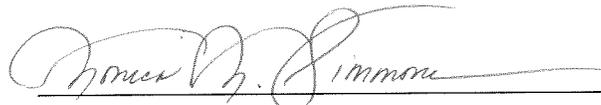
4 Passed by the City Council the 4th day of September, 2012, and
5 signed by me in open session in authentication of its passage this
6 4th day of September, 2012.

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8 
9 President _____ of the City Council

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11 Approved by me this 10th day of September, 2012.

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13 
14 Michael McGinn, Mayor

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16 Filed by me this 11th day of September, 2012.

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18 
19 Monica Martinez Simmons, City Clerk

20 (Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
FAS	Hillary Hamilton / 684-0421	Jennifer Devore / 615-1328
DON	Rich Macdonald / 386-0088	Amanda Allen / 684-8894

Legislation Title:

AN ORDINANCE accepting a quit claim deed from King County for real property in South Seattle that has been used for a portion of the Angel Morgan P-Patch; assigning jurisdiction of the property to the Department of Neighborhoods; and ratifying and confirming certain prior acts.

• **Summary of the Legislation:**

This legislation authorizes the acceptance of a deed from King County for a parcel which is currently used for community garden P-Patch purposes and assigns jurisdiction of the property to the Department of Neighborhoods (DON).

• **Background:**

The property, located near the intersection of South Morgan Street and 42nd Avenue South in the Rainier Valley neighborhood, has been used as part of a P-Patch for many years under a Special Use Permit from King County. The property was excess to the needs of the County and it was offered for sale to the City for \$444.70. The funds for the purchase came from monies DON had budgeted in 2008 for P-Patch acquisition. The total area of the parcel is 1,680 square feet.

P-Patches are managed by the neighborhoods in which they are located, with help from DON P-Patch Program staff. As has been the practice with these gardens historically, ongoing maintenance will be a cooperative effort between neighbors and the P-Patch Program, with funding coming mostly from the community gardeners. Water bills are also funded by the volunteer gardeners in return for use of the land. P-Patch Program staff provides administrative support such as maintaining lists of volunteers, securing outside funding resources, and meeting with site leadership on regular basis. The acceptance of the deed for this property will not require any additional City funding.

X This legislation does not have any financial implications.

Other Implications:

a) **Does the legislation have indirect financial implications, or long-term implications?**

The legislation will cause the City to be responsible for the property for the long term.

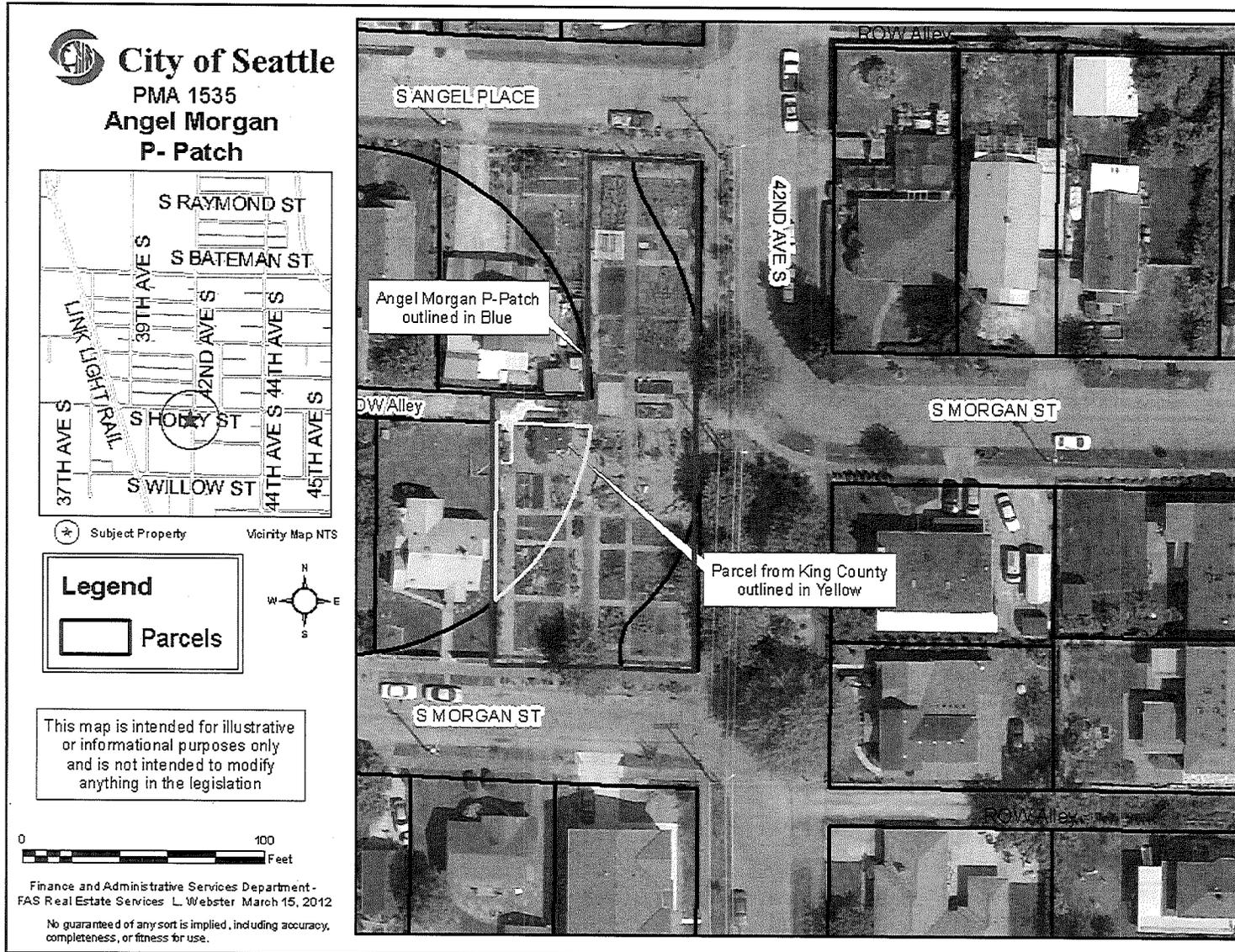


- b) **What is the financial cost of not implementing the legislation?** DON had been using the property under an annual special use permit which cost \$85.00 in 2006. Presumably, this cost would have accrued each year and may have increased over time. The City will save money over time.
- c) **Does this legislation affect any departments besides the originating department?** FAS is originating this legislation on behalf of and at the request of the Department of Neighborhoods. P-Patch program staff at DON is aware of and approves the proposal.
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** DON had been using the property under an annual special use permit and this arrangement could have continued. To do so would have cost more in the long run.
- e) **Is a public hearing required for this legislation?** No.
- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?** No.
- g) **Does this legislation affect a piece of property?** Yes, This legislation accepts real property from King County.
- h) **Other Issues:** None.

List attachments to the fiscal note below:

Exhibit A: Map of Site.







City of Seattle
Office of the Mayor

July 17, 2012

Honorable Sally J. Clark
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill that accepts a Deed for real property from King County. At the City's request, King County has sold a small parcel to the City that is a portion of the Angel Morgan P-Patch, established in 2004. As you know, City Council action via an ordinance is required to accept real property per the City Charter.

The Angel Morgan P-Patch, established in 2004, is located adjacent to 42nd Ave S. between S. Morgan Street and S. Angel Street in the Rainier Valley. Currently the P-Patch is a mosaic of parcels in different ownership status. For several years, the Department of Neighborhoods used the parcel belonging to King County under a Special Use Permit and recently King County declared the parcel surplus to its needs and agreed to sell the property to the City. Jurisdiction of the property will be assigned to the Department of Neighborhoods. Additional legislation is being presented to the City Council simultaneously to further secure control of the P-Patch under the leadership of the Department of Neighborhoods.

Consolidating ownership of the property comprising the Angel Morgan P-Patch will strengthen the City's commitment to this vibrant and well-used community garden. Thank you for your consideration of this legislation. Should you have questions, please contact Hillary Hamilton at 206-684-0421.

Sincerely,

Michael McGinn
Mayor of Seattle

cc: Honorable Members of the Seattle City Council



STATE OF WASHINGTON – KING COUNTY

--SS.

288888
CITY OF SEATTLE, CLERKS OFFICE

No. 123954,956,957,958,959, ⁹⁶⁰

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; TITLE ONLY ORDINANCE

was published on

10/01/12

The amount of the fee charged for the foregoing publication is the sum of \$111.60 which amount has been paid in full.



Affidavit of Publication



Subscribed and sworn to before me on
10/01/2012 

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle Title Only Ordinance

The full text of the following legislation, passed by the City Council on September 4, 2012, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Contact: Office of the City Clerk at (206) 684-8344.

ORDINANCE NO. 123954

AN ORDINANCE related to cable television; approving the transfer of the controlling interest in WaveDivision Holdings, LLC, parent company of WaveDivision I, LLC, holder of a nonexclusive Seattle cable franchise, to Oak Hill Capital Partners III, L.P., by a three-fourths vote of the City Council.

ORDINANCE NO. 123956

AN ORDINANCE accepting the gift of an automated bicycle counter, a display totem, funding for installation of the counter and totem, and a website to share resulting counts with the public, and ratifying and confirming prior acts.

ORDINANCE NO. 123957

AN ORDINANCE relating to the Burke-Gilman Trail; accepting an Easement Agreement between Inland Properties, Inc., as grantor, and the City of Seattle, as grantee, dated March 10, 1992, and an Easement Agreement among Inland Properties, Inc. and Fremont Dock Company, as grantors, and the City of Seattle, as grantee, dated March 10, 1992; authorizing the Director of Transportation to acquire, accept, and record, on behalf of the City of Seattle, a Trail Easement Agreement among Fremont Dock Co., The Quadrant Corporation, Fremont Lake Union Center LLC, Park View Waterside LLC, SMB of Seattle, LLC, Limpopo Properties, LLC, BBK Lake View, LLC, and Quadrant Lake Union Center Owners' Association, as grantors, and the City of Seattle, as grantee; placing the real property interests conveyed by such easement agreements under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts.

ORDINANCE NO. 123958

AN ORDINANCE granting CCSDC, LLC permission to construct, maintain, and operate a rooftop photovoltaic array over the sidewalk areas of East Madison Street, 15th Avenue, and East Pike Street, and to the centerline of the alley between East Madison Street and East Pike Street, as part of the construction of the new Bullitt Center at 1501 East Madison Street; for a ten-year term, renewable for two successive ten-year terms; specifying the conditions under which this permit is granted; and providing for the acceptance of the permit and conditions.

ORDINANCE NO. 123959

AN ORDINANCE accepting a quit claim deed from King County for real property in South Seattle that has been used for a portion of the Angel Morgan P-Patch; assigning jurisdiction of the property to the Department of Neighborhoods; and ratifying and confirming certain prior acts.

ORDINANCE NO. 123960

AN ORDINANCE relating to the P-Patch Program, authorizing the transfer of jurisdiction over certain city-owned parcels in the Rainier Valley neighborhood from the Department of Finance and Administrative Services and the Seattle Department of Transportation to the Department of Neighborhoods.

Date of publication in the Seattle Daily Journal of Commerce, October 1, 2012.