Ordinance No. 124137

Council Bill No. 117724

AN ORDINANCE accepting a Deed from Hire Industries, Inc., for property in Block 5 of J.H. Rengstorff's Addition for general municipal purposes, to be used initially for the Spring Street P-Patch; assigning jurisdiction for said property to the Department of Neighborhoods; and ratifying and confirming certain prior acts.

Related Legislation File: _____

Date Introduced and Referred:	To: (committee):
2.25.13	Parks + Neighborhoods
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: 3/11/13	Date Presented to Mayor: 3/12/13
Date Signed by Mayor: 3.15.13	Date Returned to City Clerk: 3.19.13
Published by Title Only X Published in Full Text _____	Date Vetoed by Mayor:
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: SgBagshaw

Committee Action:

Date	Recommendation	Vote
3/7	Pass	JG SB

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

Full Council Action:

Date	Decision	Vote
March 11, 2013	Passed	6-0 (excused: Bagshaw, Conlin, Licata)

Law Department

CITY OF SEATTLE

ORDINANCE 124137

COUNCIL BILL 117724

AN ORDINANCE accepting a Deed from Hire Industries, Inc., for property in Block 5 of J.H. Rengstorff's Addition for general municipal purposes, to be used initially for the Spring Street P-Patch; assigning jurisdiction for said property to the Department of Neighborhoods; and ratifying and confirming certain prior acts.

WHEREAS, the City of Seattle's 2007 Adopted Budget approved funds to acquire land for p-patches; and

WHEREAS, the City purchased property located at 25th Avenue and East Spring Street from Hire Industries, Inc. in 2007, identified as King County Tax Account Parcel 7217400665; and

WHEREAS, the Spring Street P-Patch was created in 2008 to provide 15 plots for gardeners; and

WHEREAS, although acquisition of the property included in this ordinance was authorized by previous ordinance, the property deed has not yet been accepted; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City of Seattle accepts a Statutory Warranty Deed, King County recording number 20071022000789, from Hire Industries, Inc., for the following described property for general municipal purposes:

The east half of Lot 19, Block 5, J. H. Rengstorff's Addition to the City of Seattle, according to the plat thereof, recorded in Volume 2 of Plats, Page 101, records of King County, Washington.

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

Section 3. Any act consistent with acceptance of the deeds described in Section 1 above and prior to the effective date of this ordinance, including, without limitation, acceptance of

LAW CITY CLERK

donations of real property and other acquisition of real property described in Section 1 above, is hereby ratified and confirmed.

Section 4. This ordinance shall take effect and be in force 30 days 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 11th day of March, 2013, and signed by me in open session in authentication of its passage this 11th day of March, 2013.

President _____ of the City Council

Approved by me this 15th day of March, 2013.

Michael McGinn, Mayor

Filed by me this 19th day of March, 2013.

Monica Martinez Simmons, City Clerk

(Seal)

2013 CITY CLERK

Form revised: December 12, 2012

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
FAS DON	Hillary Hamilton / 684-0421 Rich MacDonald / 386-0088	Jennifer Devore / 615-1328 Forrest Longman / 684-0331

Legislation Title:
AN ORDINANCE accepting a Deed from Hire Industries, Inc., for property in Block 5 of J.H. Rengstorff's Addition for general municipal purposes, to be used initially for the Spring Street P-Patch; assigning jurisdiction for said property to the Department of Neighborhoods; and ratifying and confirming certain prior acts.

Summary of the Legislation:
This legislation accepts a deed for a parcel of property purchased in 2007 from Hire Industries, Inc., and places the property under the jurisdiction of the Department of Neighborhoods (DON). The property is currently used for community garden P-Patch purposes.

Background:
The 2007 Adopted Budget provided $160,000 for the purchase of additional P-Patch sites, specifically calling out a site at E. Spring St. and 25th Avenue E. DON negotiated the purchase of the 1,900 sq. ft. property with the help of Finance and Administrative Services (FAS). The purchase was completed in late 2007 and DON established the Spring Street P-patch in 2008.

P-patches are managed by the neighborhoods in which they are located with help from DON P-Patch Program staff. Ongoing maintenance is a cooperative effort between neighbors and the P-Patch Program staffing with funding coming mostly from the community gardeners. Gardeners pay plot fees, which roughly balances expenses incurred by DON for water at P-Patch sites. P-Patch Program staff provide administrative support such as registration of gardeners, collecting plot fees, 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.

Please check one of the following:

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

____ **This legislation has financial implications.**

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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?**
There would be no cost to the City if this legislation is not implemented.

c) **Does this legislation affect any departments besides the originating department?**
FAS originated this legislation on behalf and at the request, of the Department of Neighborhoods. P-Patch program staff at DON are aware of the legislation.

d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**
There is no alternative to this legislation that can achieve the same or similar objectives. Per the City Charter, City Council action is necessary to formally accept deeds for real property.

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 a deed for real property that has become a part of the P-Patch Program.

h) **Other Issues:**
None.

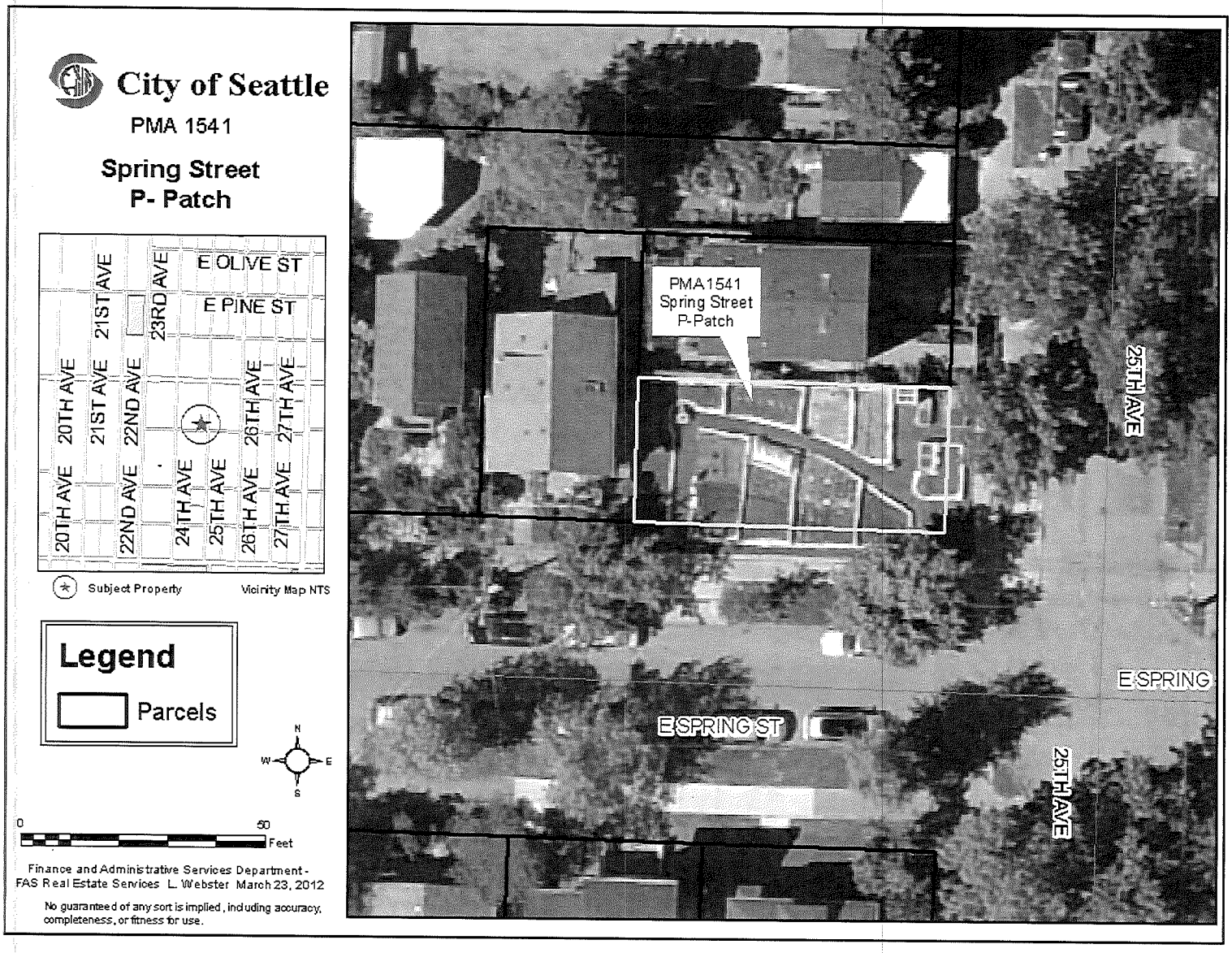
List attachments to the fiscal note below:

Exhibit A: Site Map

DNS CITY CLERK

Richard Gholaghong
FAS Spring Street P-Patch Deed Acceptance FISC EXH A
January 11, 2013
Version 2

Exhibit A



FAS CITY CLERK

City of Seattle
Office of the Mayor

February 12, 2013

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 Hire Industries, Inc., for the Spring Street P-Patch. The subject property was purchased in 2007 in an effort to expand the community gardening program, and the completion of this final step in the process was inadvertently overlooked until this time.

Located at the northwest corner of the intersection of East Spring Street and 25th Avenue in the Central District, the Spring Street P-Patch was designed with both gardeners and the community in mind. There are 15 plots on the 1,900 square foot parcel and the P-Patch is actively used and is thriving. In addition to accepting the deed to the property, the attached Bill also places its jurisdiction under the Department of Neighborhoods. Per the City Charter, City Council action is required to accept deeds to real property.

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

Michael McGinn, Mayor
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Seattle, WA 98124-4749

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mike.mcginn@seattle.gov

LEGIS CITY CLERK

STATE OF WASHINGTON -- KING COUNTY

--ss.

295573 No.

CITY OF SEATTLE,CLERKS OFFICE

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:124135-124139 TITLE

was published on

03/28/13

The amount of the fee charged for the foregoing publication is the sum of $83.00 which amount has been paid in full.

JENNIFER A. BORRERO NOTARY PUBLIC STATE OF WASHINGTON COMMISSION EXPIRES 10-24-15

Subscribed and sworn to before me on

03/28/2013

Notary public for the State of Washington, residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on March 11, 2013, 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. [illegible]135

AN ORDINANCE relating to historic preservation, imposing controls upon the Admiral's House, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

ORDINANCE NO. 124136

AN ORDINANCE relating to the filing of proclamations and orders in response to civil emergencies, amending Sections 10.02.010, 10.02.020, and 10.02.030 of Seattle Municipal Code.

ORDINANCE NO. 124137

AN ORDINANCE accepting a Deed from Hire Industries, Inc., for property in Block 5 of J.H. Rengstorff's Addition for general municipal purposes, to be used initially for the Spring Street P-Patch; assigning jurisdiction for said property to the Department of Neighborhoods; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124138

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the Mayor to enter into a Memorandum of Agreement between the Washington State Department of Transportation, the University of Washington and the City of Seattle regarding Section 6(f) of the Land and Water Conservation Fund Act for the SR 520, I-5 to Medina Project.

ORDINANCE NO. 124139

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Date of publication in the Seattle Daily Journal of Commerce, March 28, 2013.

3/28(295573)