

Ordinance No. 124411

Council Bill No. 117899

AN ORDINANCE vacating a portion of alley in Block 9, Plat of Holly Park Phase III, on the petition of the Seattle Housing Authority, a Washington public body, corporate and politic (C.F. 306415).

# The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: \_\_\_\_\_

*Tom Roemer*

Councilmember

## Committee Action:

1-14-14

PASS

TR 110  
2-0

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

Date Introduced: <u>9.3.13</u>	<u>Transportation</u>	
Date 1st Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: <u>1/21/14</u>	Full Council Vote: <u>8-0</u>	
Date Presented to Mayor: <u>1/22/14</u>	Date Approved: <u>1.28.14</u>	
Date Returned to City Clerk: <u>1.28.14</u>	Date Published:	T.O. <input checked="" type="checkbox"/> F.T. _____
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

Full Council: Jan. 21, 2014 Passed 8-0 (excused: Licata)

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

**CITY OF SEATTLE**  
**ORDINANCE** 124411  
**COUNCIL BILL** 117899

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4 AN ORDINANCE vacating a portion of an alley in Block 9, Plat of Holly Park Phase III, on the  
5 petition of the Seattle Housing Authority, a Washington public body, corporate and  
6 politic (C.F. 306415).

7 WHEREAS, the Seattle Housing Authority (SHA) filed a petition to vacate the alley in Block 9,  
8 Plat of Holly Park Phase III, in connection with SHA's New Holly Project (Project) as  
9 part of an overall redevelopment of Holly Park; and

10 WHEREAS, the Project consists of three phases that require vacation and dedication of streets  
11 for each development phase; and

12 WHEREAS, following a June 8, 2004 public hearing on the petition, the Seattle City Council  
13 (City Council) conditionally granted the petition subject to conditions that have now been  
14 met; and

15 WHEREAS, consistent with Chapter 35.79 of the Revised Code of Washington and Chapter  
16 15.62 of the Seattle Municipal Code, an equivalent amount of right-of-way was dedicated  
17 to the City by SHA to realign, straighten, and widen the diagonal alley vacated by this  
18 petition. SHA also dedicated additional property to the City for the western extension of  
19 Holly Park Drive South to Martin Luther King Jr. Way South; and

20 WHEREAS, the deeds conveying the property for street and alley purposes have been accepted  
21 by the City according to Sections 17, 18, and 19 of Ordinance 122495;

22 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

23 **Section 1.** The real property described below is vacated:

24 That portion of Lot 2, Block 9 of the Final Plat of Holly Park Phase III, according  
25 to the plat thereof, recorded in Volume 215 of Plats, pages 01 through 36,  
26 Records of King County, Washington, more particularly described as follows:

27 Commencing at the Southwest corner of said Lot 2;

28 Thence along the West line of said Lot 2, North 00° 48' 03" West, a distance of  
29.25 feet to the True Point of Beginning;



1 Thence along the prolongation of said West line, North 00° 48' 03" West, a  
distance of 134.17 feet to the Easterly line of said Lot 2;

2 Thence along said Easterly line North 07° 38' 59" West, a distance of 71.08 feet  
3 to the South margin of South Holly Park Drive;

4 Thence along said South margin, South 89° 12' 58" West 16.12 feet to the  
5 Northwest corner of said Lot 2;

6 Thence along the Westerly line of said Lot 2, South 07° 38' 59" East, a distance of  
7 206.22 feet to the True Point of Beginning.

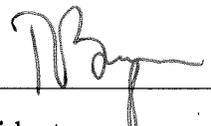
8 Situated in the Southwest Quarter of Section 27, Township 24 North, Range 4  
9 East, W.M., King County, Washington.

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

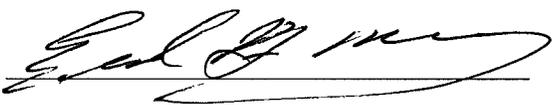


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Passed by the City Council the 21<sup>st</sup> day of January, 2014,  
and signed by me in open session in authentication of its passage this  
21<sup>st</sup> day of January, 2014.

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

Approved by me this 21<sup>st</sup> day of January, 2014.

  
\_\_\_\_\_  
Edward B. Murray, Mayor

Filed by me this 20<sup>th</sup> day of January, 2014.

  
\_\_\_\_\_  
Monica Martinez Simmons, City Clerk

(Seal)



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Department of Transportation	Beverly Barnett/684-7564	Christie Parker/684-5211

**Legislation Title:**

AN ORDINANCE vacating a portion of the alley in Block 9, Plat of Holly Park Phase III, on the petition of the Seattle Housing Authority, a Washington public body corporate and politic (C.F. 306415).

**Summary of the Legislation:**

This Council Bill completes the vacation process for a portion of the alley in Block 9, Plat of Holly Park Phase III on the petition of the Seattle Housing Authority (SHA) to facilitate Phase III of SHA's development project.

**Background:**

The Petitioner sought to vacate the diagonal alley between South Webster Street and South Holly Park Drive in Block 9 of the Plat of Holly Park Phase III on SHA's petition that is part of the New Holly neighborhood that replaces obsolete public housing.

On June 28, 2004, the City Council voted to conditionally grant SHA's petition to vacate a portion of this diagonal 16-foot-wide alley. To compensate the City for this alley vacation and replace the portion of the vacated alley, SHA dedicated property to the City in this block to create a straight, widened, and realigned 20-foot-wide alley.

SHA subsequently constructed two two-story-two-bedroom houses with parking on the ground floor and a 12-unit-multi-family apartment building. To meet its public benefit requirement, SHA dedicated additional property to the City to reconnect South Holly Park Drive to Martin Luther King Jr. Way South that will diffuse the increased traffic volume in the area and distribute traffic more evenly. Additionally, the project replaces obsolete public housing, preserves affordable housing in the City, and provides for the integration of a mixed-income community and infrastructure improvements.

Please check one of the following:

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

**This legislation has financial implications.**



**Other Implications:**

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

This legislation does not accept or appropriate funds. The Petitioner dedicated property to the City in lieu of paying the vacation fee as allowed by SMC 15.62.090 B.

**b) What is the financial cost of not implementing the legislation?**

The vacation petition, already approved by the Seattle City Council, obligates the City to complete the vacation process, provided the Petitioner meets all the conditions imposed by the Council and the vacation fee is paid or otherwise satisfied. The Petitioner has met all the conditions and deeded the in-lieu parcel to the City.

**c) Does this legislation affect any departments besides the originating department?**

No. As part of the initial vacation review process, all interested departments were notified of the vacation petition and asked to comment. Any identified issues were resolved prior to the approval of this final legislation.

**d) What are the possible alternatives to the legislation that could achieve the same or similar objectives?**

None. This legislation completes the vacation process.

**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. It completes the vacation of right-of-way.

**h) Other Issues:**

None.

**List attachments to the fiscal note below:**

Attachment A: Alley Vacation Map

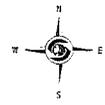
Alley Vacation  
Block 9 Plat of  
Holly Park Phase III

Clerk File 306415

Petitioner:  
Seattle Housing  
Authority

 Vacation  
2,218 sf

 Dedication  
11,715 sf  
Previously  
accepted in  
Ord. 122495



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

Coordinate System:  
State Plane, NAD83-81,  
Washington, North Zone  
Orthophoto Source:  
Pictometry

PLOT DATE : 3/18/13  
AUTHOR : Street Vacations  
J Drive Street Vacations



Attachment A to SDOT SHA Holly Park Phase III Alley Vacation PISC



# Block 9 Plat of Holly Park Phase III Alley Vacation



**City of Seattle**  
Office of the Mayor

August 13, 2013

Honorable Sally J. Clark  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill that would complete a vacation process for the Seattle Housing Authority (SHA). SHA sought to vacate a portion of the diagonal alley between South Webster Street and South Holly Park Drive in Block 9 of the Plat of Holly Park Phase III in the New Holly neighborhood of Seattle to facilitate Phase III of SHA's Holly Park redevelopment project.

On June 28, 2004, the City Council voted to conditionally grant SHA's petition to vacate a portion of this diagonal 16-foot-wide alley. To compensate the City and replace the portion of the vacated alley, SHA dedicated property to the City in this block to create a straight, widened, and realigned 20-foot-wide alley.

SHA has subsequently constructed two two-story-two-bedroom houses with parking on the ground floor, and a 12-unit-multi-family apartment building. To meet its public benefit requirement, SHA dedicated additional property to the City to reconnect South Holly Park Drive to Martin Luther King Jr. Way South that will diffuse the increased traffic volume in the area and distribute it more evenly. Additionally, the project replaces obsolete public housing, preserves affordable housing in the City, provides for the integration of a mixed-income community, and provides infrastructure improvements.

Thank you for your consideration of this legislation. Should you have any questions, please contact Beverly Barnett at 684-7564.

Sincerely,

Michael McGinn  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

Michael McGinn, Mayor  
Office of the Mayor  
600 Fourth Avenue, 7<sup>th</sup> Floor  
PO Box 94749  
Seattle, WA 98124-4749

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



1 Passed by the City Council the \_\_\_\_ day of \_\_\_\_\_, 2013, and  
2 signed by me in open session in authentication of its passage this  
3 \_\_\_\_ day of \_\_\_\_\_, 2013.

4  
5  
6 \_\_\_\_\_  
7 President \_\_\_\_\_ of the City Council

8 Approved by me this \_\_\_\_ day of \_\_\_\_\_, 2013.

9  
10 \_\_\_\_\_  
11 Michael McGinn, Mayor

12  
13 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2013.

14  
15 \_\_\_\_\_  
16 Monica Martinez Simmons, City Clerk

17 (Seal)

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STATE OF WASHINGTON -- KING COUNTY

--SS.

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307690  
CITY OF SEATTLE, CLERKS OFFICE

No. 124411,412,413,414,415

**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.

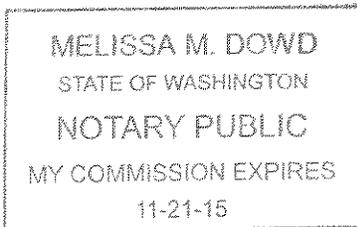
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

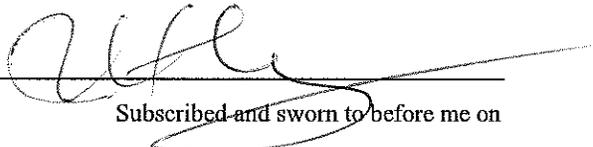
CT: TITLE ONLY ORDINANCES

was published on

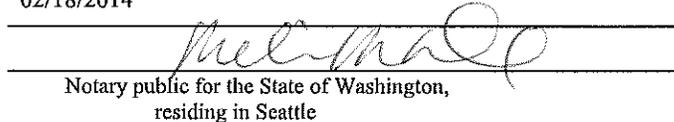
02/18/14

The amount of the fee charged for the foregoing publication is the sum of \$107.94 which amount has been paid in full.



  
Subscribed and sworn to before me on

02/18/2014

  
Notary public for the State of Washington,  
residing in Seattle

Affidavit of Publication

# State of Washington, King County

## City of Seattle

### Title Only Ordinances

The full text of the following legislation, passed by the City Council on January 21, 2014, 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. 124411

AN ORDINANCE vacating a portion of an alley in Block 9, Plat of Holly Park Phase III, on the petition of the Seattle Housing Authority, a Washington public body, corporate and politic (C.F. 306415).

#### ORDINANCE NO. 124412

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

#### ORDINANCE NO. 124413

AN ORDINANCE accepting for general street purposes 15 deeds conveyed to the City of Seattle by the Central Puget Sound Regional Transit Authority ("Sound Transit") in connection with the Central Link Light Rail Transit Project as agreed to in a Property Acquisition and Transfer Procedures Agreement between the City of Seattle and Sound Transit, dated August 12, 2003 ("Property Transfer Agreement"); laying off, opening, widening, extending, and establishing portions of the rights-of-way located on Martin Luther King Jr. Way South between South Myrtle Street and South Kenyon Street; placing the real property conveyed by the deeds under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts.

#### ORDINANCE NO. 124414

AN ORDINANCE accepting for general street purposes 15 deeds conveyed to the City of Seattle by the Central Puget Sound Regional Transit Authority ("Sound Transit") in connection with the Central Link Light Rail Transit Project as agreed to in a Property Acquisition and Transfer Procedures Agreement between the City of Seattle and Sound Transit, dated August 12, 2003 ("Property Transfer Agreement"); laying off, opening, widening, extending, and establishing portions of the rights-of-way located on Martin Luther King Jr. Way South between South McClellan Street and South Byron Street, and between Myrtle Street and South Othello Street, and located on Rainier Avenue South between South Myrtle Street and South Othello Street; placing the real property conveyed by the deeds under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts.

#### ORDINANCE NO. 124415

AN ORDINANCE relating to police department command staff hiring, amending Section 4.08.060 of the Seattle Municipal Code to allow for the appointment of individuals from outside the department for sworn positions above the rank of captain.

Date of publication in the Seattle Daily Journal of Commerce, February 18, 2014.

2/18(307690)