

Ordinance No. 124555

Council Bill No. 118156

AN ORDINANCE relating to the State Route 520 Project; authorizing the Director of the Department of Transportation to acquire, accept, and record on behalf of the City of Seattle, a statutory warranty deed for a portion of Lot 1, Block 1, Glenwilde Addition to the City of Seattle, from Michael Leigh, a single person; placing the real property conveyed by such deed under the jurisdiction of the Department of Transportation and designating the property for street purposes; and ratifying and confirming certain prior acts.

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

Date Introduced:	7/21/14	
Date 1st Referred:	To: (committee) Transportation	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote: 9-0	
Date Presented to Mayor:	Date Approved: 9/5/14	
Date Returned to City Clerk:	Date Published:	T.O. <input checked="" type="checkbox"/> F.T. _____
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

# The City of Seattle - Legislative Department

*Don Rommen*

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

Councilmember

## Committee Action:

8-12-14

PASS

TR MOJG  
3-0

## Full Council Action

9/2/14

Passed

9-0

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

Committee: \_\_\_\_\_

(initial/date)

*Law Department*

Law Dept. Review

OMP  
Review

City Clerk  
Review

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Indexed

**CITY OF SEATTLE**  
**ORDINANCE** 124555  
**COUNCIL BILL** 118156

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4 AN ORDINANCE relating to the State Route 520 Project; authorizing the Director of the  
5 Department of Transportation to acquire, accept, and record on behalf of the City of  
6 Seattle, a statutory warranty deed for a portion of Lot 1, Block 1, Glenwilde Addition to  
7 the City of Seattle, from Michael Leigh, a single person; placing the real property  
8 conveyed by such deed under the jurisdiction of the Department of Transportation and  
designating the property for street purposes; and ratifying and confirming certain prior  
acts.

9 WHEREAS, the existing State Route (SR) 520 west approach bridge north is a fixed structure  
10 that connects the floating bridge to the Montlake interchange ("Structure"); and

11 WHEREAS, the Structure needs replacing because the hollow columns supporting it are  
12 vulnerable to seismic events, it has narrow shoulders, and it does not have transit/High  
Occupancy Vehicle (HOV) or bicycle/pedestrian lanes; and

13 WHEREAS, the Structure is necessary to support the new SR-520 floating bridge; and

14 WHEREAS, the SR-520 West Approach Bridge North project (the "WABN Project") is a  
15 Washington State Department of Transportation ("WSDOT") project that replaces the  
16 westbound bridge from the new SR-520 Floating Bridge to Montlake Boulevard and will  
17 be built to modern seismic standards and support a six-lane corridor with a  
bicycle/pedestrian path connecting to local and regional trails; and

18 WHEREAS, late in the WABN Project design review process, the Seattle Department of  
19 Transportation ("SDOT") identified a preferred bike detour route along East North Street  
20 that requires WSDOT to make curb improvements as required by the Americans with  
21 Disabilities Act (ADA) at the southeast corner of East North Street and East Montlake  
Place East; and

22 WHEREAS, the City owns the adjoining street right-of-way and will take ownership of the curb  
23 ramp after construction has been completed, and SDOT agreed to acquire the property  
24 necessary to construct the ADA compliant curb ramp in connection with the WABN  
25 Project, NOW, THEREFORE,

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



1           Section 1. The Statutory Warranty Deed executed by Michael Leigh on March 19, 2014,  
2 as Grantor, and recorded under King County Recording Number 20140418000963 on April 18,  
3 2014, and legally described in Attachment A which is incorporated into this ordinance by  
4 reference, is hereby accepted.

5           Section 2. The property conveyed by the deed described in Section 1 is placed  
6 under the jurisdiction of the Seattle Department of Transportation, accepted for street  
7 purposes, and laid off, opened, widened, extended, and established as street right-of-way  
8 upon the land described in the deed.

9           Section 3. Any act consistent with the authority and prior to the effective date of  
10 this ordinance is approved and accepted.

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



1 Passed by the City Council the 2<sup>nd</sup> day of September, 2014, and  
2 signed by me in open session in authentication of its passage this  
3 2<sup>nd</sup> day of September, 2014.

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

7  
8 Approved by me this 3<sup>rd</sup> day of September, 2014.

9  
10   
11 Edward B. Murray, Mayor

12  
13 Filed by me this 5<sup>th</sup> day of September, 2014.

14  
15   
16 Monica Martinez Simmons, City Clerk

17  
18 (Seal)

19  
20 Attachment A: Statutory Warranty Deed



Recording Requested By And  
When Recorded Mail To:

City of Seattle Department of Transportation  
700 Fifth Avenue, Suite 3900  
P. O. Box 34996  
Seattle, WA 98124-4996  
Attn: Sam Spencer

Document Type: Deed  
Reference Number of Related Document: N/A  
Grantor(s): Leigh, Michael  
Grantee(s): CITY OF SEATTLE  
Legal Description (abbreviated): Portion of Lot 1, Block 1, Glenwilde Addition to the City  
of Seattle, in King County, Washington.  
Assessor's Tax Parcel Number: 280410-0005



20140418000963

SEATTLE CITY ORD  
PAGE-001 OF 002  
04/18/2014 12:11  
KING COUNTY, WA

E2663087

04/18/2014 12:07  
KING COUNTY, WA  
TAX SALE

\$94.00  
\$5,000.00

PAGE-001 OF 001

**STATUTORY WARRANTY DEED**

**THE GRANTOR, Michael Leigh, a single person,** for and in consideration in hand paid, conveys, and warrants to the City of Seattle, a Washington Municipal Corporation, the following described real estate, situated in the County of King, State of Washington:

THAT PORTION OF LOT 1, BLOCK 1 OF GLENWILDE ADDITION TO THE CITY OF SEATTLE, FILED FOR RECORD ON THE 25<sup>TH</sup> DAY OF SEPTEMBER, 1925, UNDER AUDITOR'S FILE NUMBER 2078171, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1, BEING THE INTERSECTION OF THE RIGHTS-OF-WAY OF EAST NORTH STREET AND EAST MONTLAKE PLACE EAST; THENCE ALONG THE EASTERLY RIGHT-OF-WAY OF SAID EAST MONTLAKE PLACE 13.05 FEET; THENCE IN A NORTHEASTERLY DIRECTION TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SAID NORTH STREET WHICH LIES 18.81 FEET DISTANT FROM THE POINT OF BEGINNING; THENCE WESTERLY ALONG SAID NORTH STREET RIGHT-OF-WAY TO THE POINT OF BEGINNING.  
CONTAINING 88.3 SQ. FT. more or less.

Tax Parcel Number: 280410-0005



Dated: 3-19-2014

M Leigh

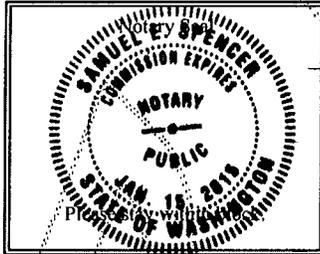
Michael Leigh

STATE OF WASHINGTON )

County of King )

I certify that I know or have satisfactory evidence that MICHAEL LEIGH is the person who appeared before me; and said person acknowledge that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

GIVEN under my hand and official seal the day and year last above written.



Samuel E. Spencer  
Notary (print name) Samuel E. Spencer  
Notary Public in and for the State of Washington,  
residing at Seattle, WA  
My Appointment expires 1-19-15



**FISCAL NOTE FOR CAPITAL PROJECTS ONLY**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Seattle Department of Transportation	Larry Huggins/684-5001	Christie Parker/684-5211

**Legislation Title:**

AN ORDINANCE relating to the State Route 520 Project; authorizing the Director of the Department of Transportation to acquire, accept, and record on behalf of the City of Seattle, a statutory warranty deed for a portion of Lot 1, Block 1, Glenwilde Addition to the City of Seattle, from Michael Leigh, a single person; placing the real property conveyed by such deed under the jurisdiction of the Department of Transportation and designating the property for street purposes; and ratifying and confirming certain prior acts.

**Summary and background of the Legislation:**

This legislation authorizes acquisition, acceptance, and recording of a statutory warranty deed granted to the City of Seattle by a private property owner for a portion of property at the southeast corner at the intersection of East North Street and East Montlake Place East (the "Montlake Intersection"). This property is needed to rebuild the existing curb ramp as provided for under the State Route (SR) 520 Project (the "Project"), designates the property for street purposes, and places it under the jurisdiction of the Seattle Department of Transportation ("SDOT").

The SR-520 West Approach Bridge North project is a Washington State Department of Transportation project ("WABN Project") constructing a new westbound bridge from the new SR-520 floating bridge to Montlake Boulevard. The existing 2-way approach will be converted to provide 3 eastbound lanes as an interim condition until future phases of SR-520 are constructed.

The WABN project will affect surrounding surface streets, relocate the Lake Washington Boulevard off-ramp to the west (using the 24<sup>th</sup> Avenue East crossing), and remove the "ramps to nowhere." WSDOT has full funding for this project and intends to begin construction in mid-2014. It is anticipated that the new WABN Project bridge will open for traffic in 2016.

Late in the design review for SR-520, SDOT identified a preferred bike detour route along East North Street which required WSDOT to make curb ramp improvements at the intersection of East North Street and East Mountlake Place East. SDOT agreed to acquire the necessary property to construct the curb ramp since the City owns the adjoining street right-of-way.



It is necessary for the City to purchase and accept this property at the Montlake Intersection to rebuild the existing curb ramp to facilitate the WABN Project in compliance with the Americans with Disabilities Act.

<b>Project Name:</b>	<b>Project I.D.:</b>	<b>Project Location:</b>	<b>Start Date:</b>	<b>End Date:</b>
SR-520 Project	TC365880	SR520 WB /Montlake Boulevard Off Ramp/I-5NB On Ramp	Q1/2002	Q4/2019

This legislation creates, funds, or anticipates a new CIP Project.

This legislation does not have any financial implications.

Appropriations for the project are included in the 2014 Adopted Budget and the 2014-2019 Adopted Capital Improvement Program.

**Other Implications:**

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

Yes. The City will pay \$5,000 to the property owner as just compensation for the property acquisition necessary to complete the Project.

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

This legislation allows the City to purchase property which is needed to construct the ADA-compliant curb ramp. If the ramp is not constructed and the City fails to comply with Federal law, there is a risk that the City may be subject to legal action and/or fines.

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

No.

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

None.

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, the Seattle Department of Transportation will acquire property rights from a private property owner to complete and maintain the WABN Project and the City is accepting the property as required by Article IV, Section 14, of the Seattle City Charter. Maps showing the location of the property and the portion of the property are included in Attachments 1 and 2.

**h) Other Issues:**

None.

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

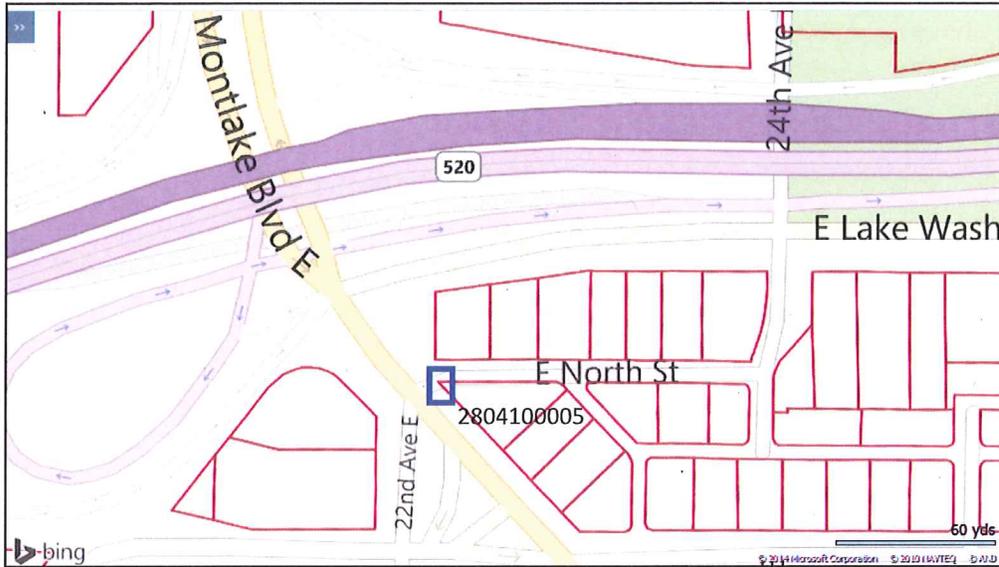
Attachment 1: SR-520 Project Acquisition Map

Attachment 2: Curb Ramp Options at North Street Map

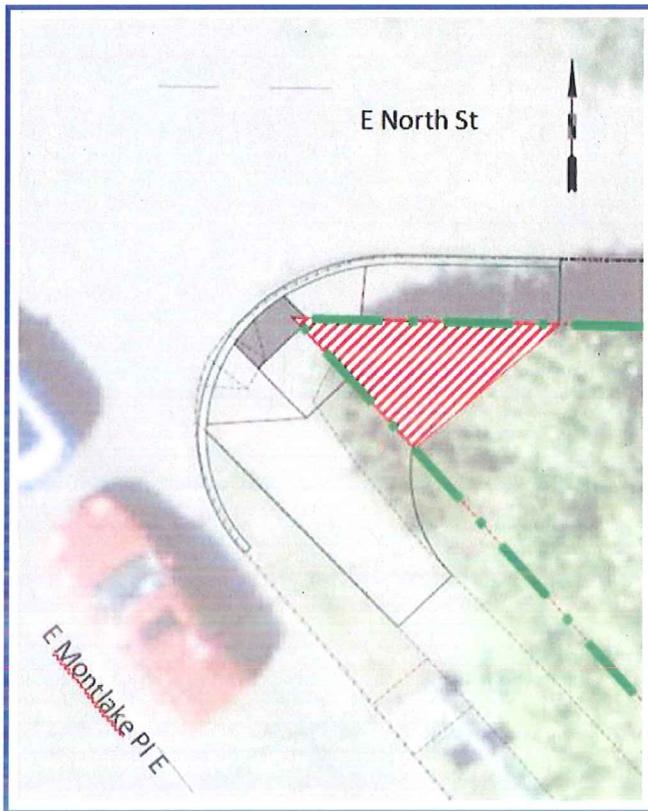


# ATT 1 TO FISC: SR-520 Project Acquisition Map

## Location of Property Acquisition



## Portion of Property to be Acquired (Parcel #2804100005)



### Legend

-  Existing Property Line
-  Property to be Acquired

For illustrative purposes only.  
See legal description.

PLOTTED BY sharpes  
TIME 4:36:32 PM  
DATE 1/13/2014  
FILE NAME PW:\CADD\Proj\Westside\CADD\Design\Roadway\WABN...mentation\Montlake\_Sidewalk\_Exhibit.dgn

Washington State  
Department of Transportation  
**SR 520 Bridge Replacement and HOV Program**

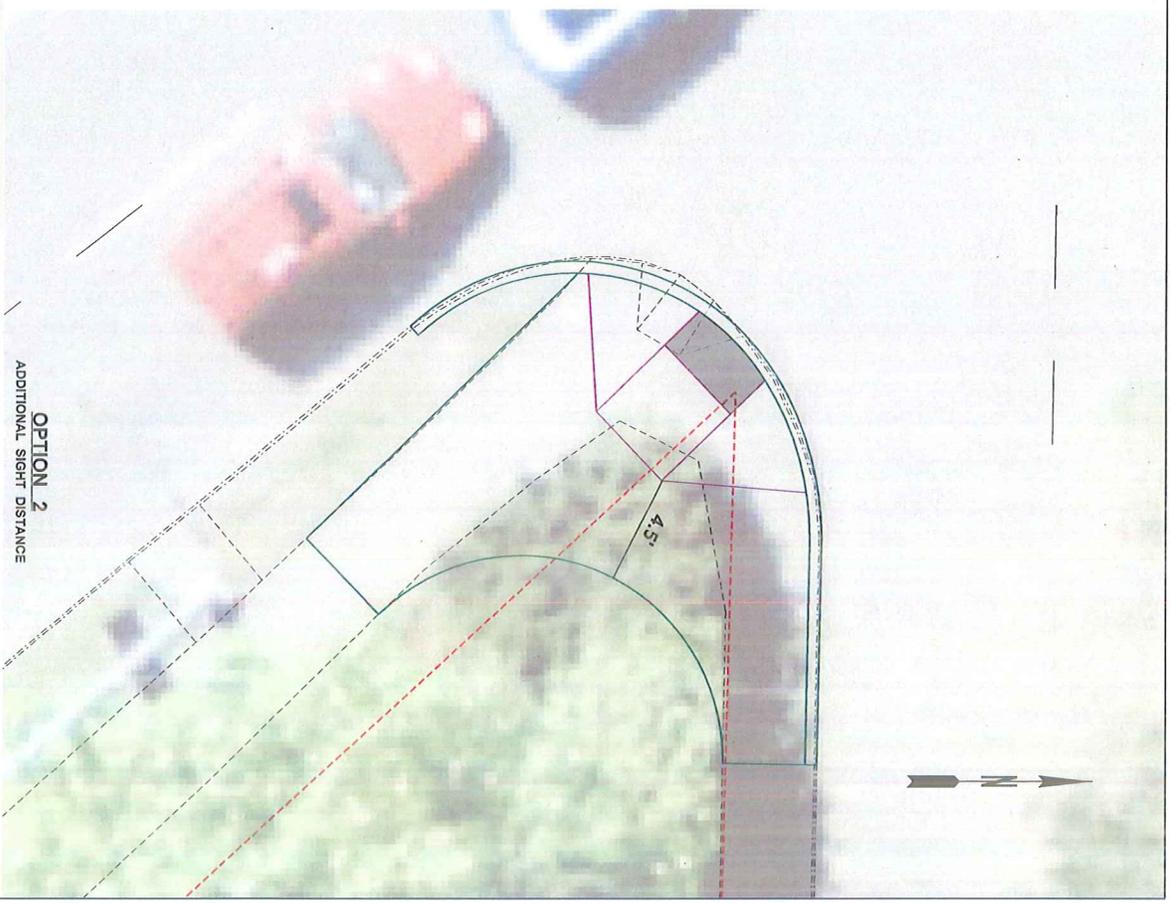
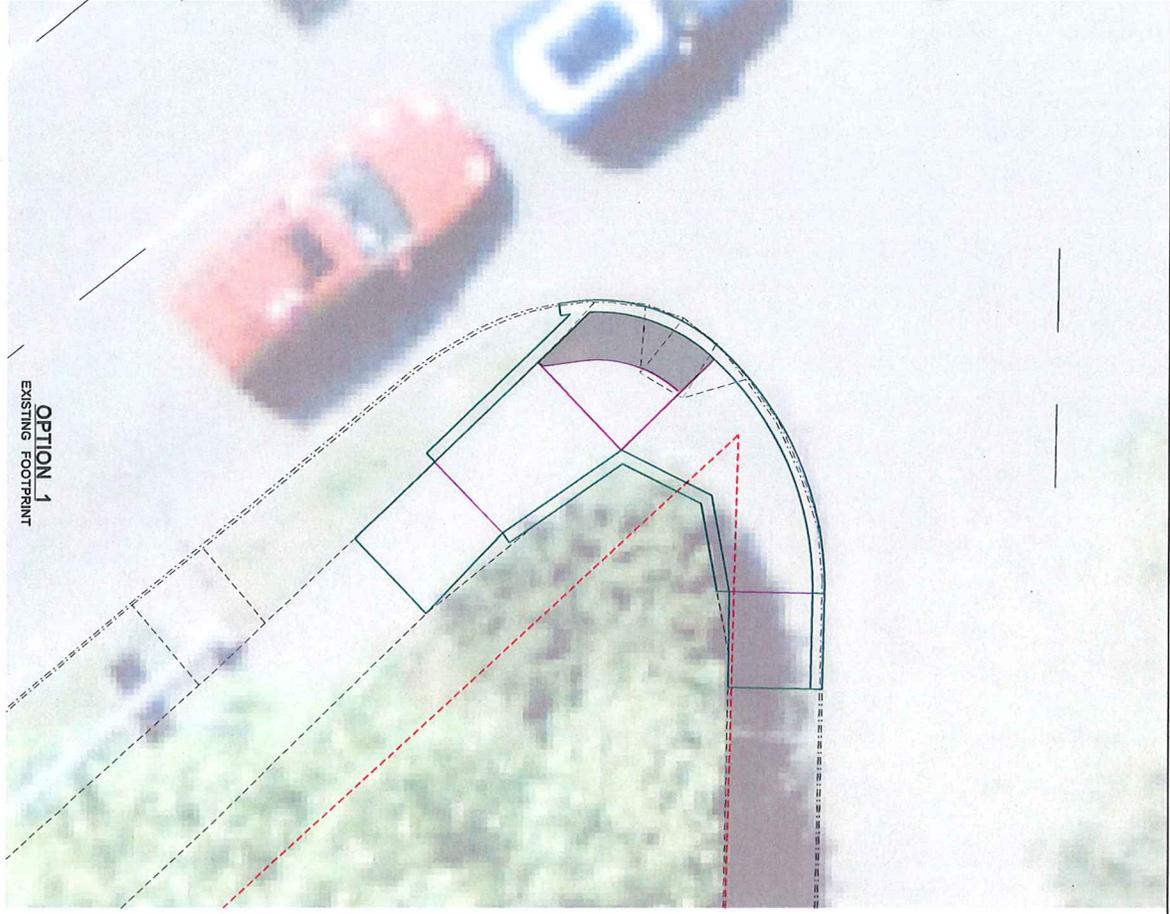


U.S. Department of Transportation  
**Federal Highway Administration**

**PRELIMINARY**  
NOT FOR CONSTRUCTION  
SUBJECT TO OWNER WRITTEN APPROVAL

0 2.5 5  
SCALE IN FEET

CURE RAMP OPTIONS  
AT NORTH STREET





**City of Seattle**  
Edward B. Murray  
Mayor

July 8, 2014

Honorable Tim Burgess  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Burgess:

I am pleased to transmit the attached proposed Council Bill which authorizes acquisition, acceptance, and recording of a statutory warranty deed granted to the City of Seattle by a private property owner. The property is located at the southeast corner of the intersection at East North Street and East Montlake Place East (the "Montlake Intersection"). This property is needed to rebuild the existing curb ramp as provided for under the State Route 520 Project. This legislation also places the property under the jurisdiction of the Seattle Department of Transportation and designates it for street purposes.

It is necessary for the City to purchase and accept the property at the Montlake Intersection to rebuild the existing curb ramp as required by the Americans with Disabilities Act. This improvement will make the sidewalk more accessible to individuals with disabilities who require such accommodation.

Thank you for your consideration of this legislation which supports the Washington State Department of Transportation's West Approach Bridge North Project and improves pedestrian safety. Should you have any questions, please contact Larry Huggins at 684-5001.

Sincerely,

Edward B. Murray  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council



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STATE OF WASHINGTON -- KING COUNTY

--SS.

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315798

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 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:124549-565 TITLE ONLY

was published on

09/26/14

The amount of the fee charged for the foregoing publication is the sum of \$269.10 which amount has been paid in full.



Affidavit of Publication

Subscribed and sworn to before me on

09/26/2014

Notary public for the State of Washington,  
residing in Seattle

## City of Seattle

The full text of the following legislation, passed by the City Council on September 2, 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. 124549

AN ORDINANCE relating to the 23rd Avenue Corridor Improvements project; transferring jurisdiction of a portion of Lot 1, Block 2, Sander-Boman Real Estate Co.'s 1st Addition to the City of Seattle, from the Department of Parks and Recreation to the Department of Transportation; laying-off, opening, widening, extending, establishing, and designating the property for street purposes; superseding requirements of Ordinance 118477; and ratifying and confirming certain prior acts.

### ORDINANCE NO. 124550

AN ORDINANCE relating to historic preservation, imposing controls upon the Metropolitan Printing Press Company Building, 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. 124551

AN ORDINANCE relating to historic preservation, imposing controls upon the RKO Distributing Company Building, 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. 124552

AN ORDINANCE relating to land use and zoning, extending a deadline for compliance with locational restrictions in Section 23.42.058 on the production, processing, selling, or delivery of marijuana; and repealing Section 7 of Ordinance 124326.

### ORDINANCE NO. 124553

AN ORDINANCE relating to a pedestrian tunnel under and across East Thomas Street, east of 15th Avenue East; amending Ordinance 122597; updating the insurance and bond requirements; amending the annual fee and other terms and conditions of the permit; renewing the term of the permit to Group Health Cooperative, formerly known as Group Health Cooperative of Puget Sound; providing for the acceptance of the permit and conditions; and ratifying and confirming certain prior acts.

### ORDINANCE NO. 124554

AN ORDINANCE relating to the Department of Finance and Administrative Services, declaring the property located at 3205 13th Avenue West, commonly known as former Fire Station 20, surplus to the City's needs and authorizing the Director of the Department of Finance and Administrative Services to sell the site and building through an open competitive process.

### ORDINANCE NO. 124555

AN ORDINANCE relating to the State Route 520 Project; authorizing the Director of the Department of Transportation to acquire, accept, and record on behalf of the City of Seattle, a statutory warranty deed for a portion of Lot 1, Block 1, Glenwilde Addition to the City of Seattle, from Michael Leigh, a single person; placing the real property conveyed by such deed under the jurisdiction of the Department of Transportation and designating the property for street purposes; and ratifying and confirming certain prior acts.

## State of Washington, King County

### ORDINANCE NO. 124556

AN ORDINANCE authorizing, in 2014, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Department of Planning and Development, Department of Parks and Recreation, Seattle Police Department and the Seattle Department of Transportation to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

### ORDINANCE NO. 124557

AN ORDINANCE relating to the 2014 Budget; amending Ordinance 124349, which adopted the 2014 Budget, including the 2014-2019 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; adding new projects; revising project allocations for certain projects in the 2014-2019 CIP; creating positions; creating exempt positions; modifying positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

### ORDINANCE NO. 124558

AN ORDINANCE relating to enforcement and timely payment of parking infractions; providing authority to provide notice through use of a vehicle notification sticker that a vehicle may be immobilized; correcting a conflicting provision with regard to the time to request administrative review; providing that any person who unlawfully removes an immobilization device and is immobilized a second time is not eligible for a payment plan; and amending Seattle Municipal Code Sections 11.35.010 and 11.35.020.

### ORDINANCE NO. 124559

AN ORDINANCE relating to the Department of Finance and Administrative Services, declaring the property located at 620 South Main Street as surplus to the City's needs; and authorizing the Director of Finance and Administrative Services to negotiate and execute all documents for the sale and transfer of the property to the Interim Community Development Authority.

### ORDINANCE NO. 124560

AN ORDINANCE relating to Seattle Public Utilities; declaring the real property at 5560 South Holly Street surplus to the City's needs and authorizing the Director of Seattle Public Utilities to sell the property through an open competitive process.

### ORDINANCE NO. 124561

AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights relating to sewer facility easements within the campus of the University of Washington as being surplus to City utility needs; authorizing the Director of Seattle Public Utilities to relinquish such easement rights and accept a new easement grant from the University of Washington for a City-owned sanitary sewer facility; and ratifying and confirming certain prior acts.

### ORDINANCE NO. 124562

AN ORDINANCE relating to the City Light Department, declaring the former Greenlake, Beverly, and Boulevard Park Substation properties as surplus to the City's

needs and no longer required for providing public utility service or other municipal purpose; authorizing the sale of said properties through brokered sales to be managed by the Department of Finance and Administrative Services; and authorizing the General Manager and Chief Executive Officer of the City Light Department to execute all necessary documents to accomplish such property sales.

### ORDINANCE NO. 124563

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

### ORDINANCE NO. 124564

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

### ORDINANCE NO. 124565

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

Date of publication in the Seattle Daily Journal of Commerce, September 26, 2014.  
9/26(315798)