

Ordinance No. 17863

Proposing to the voters of the City of Seattle that the City of Seattle make certain additions to the existing water works owned and controlled by said city, etc. etc.

Council Bill No. 4797

INTRODUCED: JAN 27 1908	BY: SAWYER
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REPORTED: JAN 21 1908	
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T. d.

ORDINANCE NO. 17863

AN ORDINANCE specifying and adopting the system or plan proposed by the City of Seattle, declaring the estimated cost thereof, as near as may be, submitting said system or plan, and the proposition and authority to become indebted for the construction of said system or plan, to the qualified voters of The City of Seattle for ratification or rejection at the general election to be held March 3rd, A. D., 1908.

WHEREAS, the increased consumption of water in The City of Seattle requires the construction of additions to the existing Cedar River Water Supply System now furnishing said city with water; and

WHEREAS, the revenue or proceeds of said system at current rates charged therefor are sufficient to meet all expenses of operation and maintenance, including the operation and maintenance of the proposed additions, and to permit the setting aside of a fixed proportion of said revenues or proceeds, to pay the interest on bonds in the sum of Two Million Two Hundred Fifty Thousand (\$2,250,000.00) Dollars, bearing interest at a rate not to exceed five (5) per cent per annum, and to redeem all of said bonds within a reasonable time; and

WHEREAS, each and all of the proceedings heretofore initiated and had for the making of the additions to said system and the issuance of bonds in payment therefor, as provided for in Ordinance No. 14,116, as submitted to the voters of The City of Seattle, for their ratification or rejection on the 12th day of September, A. D., 1906, have been declared invalid by the Supreme Court of the State of Washington;

Now, Therefore:-

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:-

Section 1. That The City of Seattle hereby specifies and adopts the system or plan for making certain additions to the exist-

ing Water Supply System of The City of Seattle, as specified in Section Two (2) of this Ordinance, declares the estimated cost thereof, as near as may be, and proposes to become indebted for the cost of constructing the same, as set forth in Section Three (3) of this Ordinance, and does hereby submit to the qualified voters of said city, for their ratification or rejection, at the general election to be held on Tuesday the 3rd day of March, A. D., 1908, said system or plan of said additions, and the proposition and authority to become indebted for the purpose of making such additions to said Water Supply System and to issue bonds therefor.

Section 2. That the plan or system of said proposed additions to said water works of said city is hereby specified and adopted and the estimated cost thereof, as near as may be, is hereby declared to be as follows, to-wit:--

It is proposed that the city purchase, or appropriate, as provided by law, all necessary additional lands, rights or privileges between the existing intake on Cedar River and any existing or proposed reservoir, within or without the City; to construct from the present point of intake on Cedar River to a connection with the existing reservoir in Volunteer Park a gravity supply main not less than fifty-one (51) inches in diameter, until it reaches the proposed reservoir in Section Sixteen (16), Township Twenty-four (24) North, Range Four (4) East, W. M.; to construct, at or near the north rly boundary of the city, at an elevation corresponding with that of Volunteer Park Reservoir, a reservoir with a capacity of fifty million gallons; to supply the reservoir at or near the northerly limits of The City of Seattle, at an elevation corresponding with that of the Volunteer park Reservoir, by means of a proper extension of said proposed supply main, by a main of at least forty-two (42) inches diameter, which said main shall also

supply a second reservoir in said vicinity; to construct, in the city lands in Section Sixteen (16), of Township Twenty-four (24) North, Range Four (4) East, W. 1., a reservoir, corresponding in elevation with that of Lincoln Park, having a capacity of one hundred million gallons; to construct a distribution main, of thirty (30) inches diameter, to lead southward from the reservoir being constructed near the intersection of Twelfth Avenue northeast and East Seventieth Street into that part of The City of Seattle known as "Brooklyn", also through "Latona", thence westerly through "Fremont" to Third Avenue northwest, being there connected with a twenty (20) inch main, now existing in Nickerson Avenue, immediately south of the Government Canal; to carry all mains under said Government Canal; wherever they may cross the same, in properly constructed tunnels; to construct a distribution pipe of thirty (30) inches diameter, leading from the one hundred million gallon reservoir in Section Sixteen (16) aforesaid, to South Seattle; to increase the capacity of the existing service mains, leading to the business district of the city, by carrying from the Lincoln Park Reservoir, or from a proper connection with the mains leading therefrom, a thirty (30) inch distribution main to or near the intersection of Union Street and First Avenue; to construct all necessary gate houses, or extensions thereto, and to provide all necessary overflows, gates, valves and other appurtenances necessary for the proper operation and maintenance of a gravity water supply system, together with the acquisition of such lands, rights and privileges as may be necessary and appurtenant thereto.

The estimated cost of said additions, including the acquisition of the lands, rights and privileges necessary therefor, as near as may be, is the sum of Two Million, Two Hundred Fifty Thousand (\$2,250,000.00) Dollars.

Section 3. That there shall be and hereby is submitted to the qualified voters of The City of Seattle, at the municipal election to be held on Tuesday the 3rd day of March, A. D., 1908, in The City of Seattle, for ratification or rejection, the proposition of the construction of additions to the present Cedar River Water Supply System of The City of Seattle, by the acquisition of necessary lands, rights, or privileges, the construction of an additional gravity supply main not less than fifty-one (51) inches in diameter, from the present intake on Cedar River, to The City of Seattle, and the connecting of the additional supply main with the present and proposed reservoirs, and the connecting of said reservoirs with the present distribution system of The City of Seattle, in accordance with the system or plan set forth in Section two (2) of this ordinance, together with the proposition of incurring a special bonded indebtedness in the sum of Two Million Two Hundred Fifty Thousand (\$2,250,000.00) Dollars, bearing interest at a rate not to exceed five (5) per cent per annum, to be an obligation against fifty (50) per cent of the revenue or proceeds of the water system of The City of Seattle, so long as any of such obligations are outstanding against said fund; provided, that in case any other proposition or propositions are to be presented to said voters at said election, the same may be submitted to the voters of said city at said election in pursuance of any other ordinance, ordinances or resolution of said city that may so provide; said election shall be held at such voting places in the precincts of The City of Seattle and shall be conducted by such inspectors and judges of election as may have been or shall be by ordinance or resolution of the city council designated and appointed for the holding and conducting of said municipal Election; said election shall be held and conducted in accordance with the provisions of the charter of The City of Seattle and the laws of the State of Washington, it being the intention of the city

council that said proposition shall be submitted to the qualified voters of The City of Seattle at said general election and that no special notice or other proceedings shall be required in relation to said election and the vote on the propositions herein referred to, other than the notices and procedure prescribed by the Charter of The City of Seattle and the laws of the State of Washington, for the holding of a general municipal election, except that the ballots at said election shall have printed thereon the propositions prescribed in Section Four (4) of this Ordinance, and the notice of election shall have printed thereon the notification of the submission of said propositions and shall be posted in each precinct within The City of Seattle at least thirty (30) days prior to said election, and shall be published for the time required by law.

Section 4. Said propositions shall be submitted to the qualified voters of The City of Seattle voting at said election for their ratification or rejection, by printing upon the face of each official ballot provided for use at said election, the following clauses:

1. IN FAVOR of the proposed system or plan for the making of additions to the water system of The City of Seattle, by acquiring the necessary additional lands, rights and privileges, the construction of an additional gravity supply main not less than fifty-one (51) inches in diameter, from the present intake on Cedar River to The City of Seattle, the construction of two (2) additional reservoirs and the connection of the additional supply main with the present and proposed reservoirs and the connecting of said reservoirs to the present distribution system of The City of Seattle; and authorizing an indebtedness and the issuance of bonds in the sum of Two Million Two Hundred Fifty Thousand (\$2,250,000.00) Dollars, bearing interest at a rate not to exceed five (5) per cent per annum, which

shall be an obligation against fifty (50) per cent of the revenue or proceeds of the water system of The City of Seattle, so long as any of such obligations are outstanding against said fund, all in accordance with the plan or system specified and adopted by the City Council of The City of Seattle, by Ordinance No. 17863, approved January 31st, A. D., 1908.

2. AGAINST the proposed system or plan for the making of additions to the Water system of The City of Seattle, by acquiring the necessary additional lands, rights and privileges, the construction of an additional gravity supply main not less than fifty-one (51) inches in diameter, from the present intake on Cedar River to The City of Seattle, the construction of two (2) additional reservoirs and the connection of the additional supply main with the present and the proposed reservoirs and the connecting of said reservoirs to the present distribution system of The City of Seattle; and authorizing an indebtedness and the issuance of bonds in the sum of Two Million Two Hundred Fifty Thousand (\$2,250,000.00) Dollars, bearing interest at a rate not to exceed five (5) per cent per annum, which shall be an obligation against fifty (50) per cent of the revenue or proceeds of the water system of The City of Seattle, so long as any of such obligations are outstanding against said fund, all in accordance with the plan or system specified and adopted by the City Council of The City of Seattle, by Ordinance No. 17863 approved January 31, A. D., 1908.

Section 6. That there be and hereby is created and established a fund to be called "Cedar River Water Supply Fund, of Seattle, Series No. 2", into which said fund The City of Seattle irrevocably binds itself to pay fifty (50) per cent of the revenue or proceeds of the water system of The City of Seattle, so long as any of such obligations are outstanding against said fund. The City of Seattle further binds itself not to reduce the rates charged

for water, so that such revenue or proceeds shall amount to less than the amount received during the year 1907, so long as any of such obligations are outstanding against said fund.

Section 6. In case a majority of the voters of said city voting at such election to be held on March 3, A. D., 1908, shall ratify and adopt said system or plan for said proposed additions, and three-fifths ($3/5$) of the qualified voters voting thereon at said election shall assent to become so indebted, the Board of public Works shall forthwith proceed with the construction of said additions and shall cause the same to be completed at the earliest practicable date.

Section 7 This ordinance shall take effect and be in force from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the City Charter.

Passed the City Council the 31st day of January 1908, and signed by me in open session in authentication of its passage this 31st day of January 1908.

G. V. Burnett Jr.
President of the City Council.

Approved by me this 31st day of January 1908.
W. Beckman Wood
Mayor.

Filed by me this 31st day of January 1908.

Attest: *A. M. Carroll*
City Comptroller and ex-officio City Clerk.

(SEAL) By _____ Deputy Clerk.

Published FEB -1 1908
A. M. Carroll
City Comptroller and ex-officio City Clerk.

By *E. J. Harrison*
Deputy Clerk.