

Ordinance No. 22348

An Ordinance providing for the changing and establishing of the Grades of Sixth Av., Seventh Av. and Eighth Av. each from Madison St. to James St.; and of Marion St., Columbia St. and Cherry St., each from Fifth Av. to Ninth Av., and connecting Alleys, all in The City of Seattle

Council Bill No. 9878

INTRODUCED: OCT 18 1909	BY: SAWYER <i>Sawyer</i>
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COMPARED BY: <i>Barnes</i> AND <i>Henry</i>	

ORDINANCE NO. 22318

AN ORDINANCE Providing for the changing and establishing of the grades of Sixth Avenue, Seventh Avenue, and Eighth Avenue, each from Madison Street to James Street; and of Marion Street, Columbia Street and Cherry Street, each from Fifth Avenue to Ninth Avenue, and connecting alleys, all in The City of Seattle; and providing for the grading and regrading of said avenues, streets and connecting alleys, all in The City of Seattle, in conformity with such established grades; providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the construction of all necessary slopes for cuts and fills on property abutting on said avenues, streets and connecting alleys; providing that the payment for such improvement be made by special assessment on property specially benefited, in the manner provided by law; and repealing all ordinances and parts of ordinances in conflict herewith.

WHEREAS, Public necessity and convenience demand that the grades of the avenues and streets hereinbefore designated, and connecting alleys as aforesaid, all in The City of Seattle, be changed and established; that the said avenues, streets and connecting alleys be graded and regraded in conformity with such established grades; and

WHEREAS, Said improvement will be of special benefit to certain lands, premises and other property; NOW, THEREFORE:

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

SECTION 1. That the grades of Sixth Avenue, Seventh Avenue, and Eighth Avenue, each from Madison Street to James Street; and Marion Street, Columbia Street and Cherry Street, each from Fifth Avenue to Ninth Avenue, and connecting alleys, all in The City of Seattle, be changed and established at the following elevations above city datum, to-wit:

ON SIXTH AVENUE

At the north margin of James Street:	176.09 feet
East curb,	172.10 feet
West curb,	

At the south margin of Cherry Street:	
East curb,	180.26 feet
West curb,	178.76 feet
At the north margin of Cherry Street:	
East curb,	181.40 feet
West curb,	179.90 feet
At the south margin of Columbia Street:	
East curb,	192.81 feet
West curb,	191.45 feet
At the north margin of Columbia Street:	
East curb,	195.99 feet
West curb,	194.63 feet
At the south margin of Marion Street:	
East curb,	207.54 feet
West curb,	206.18 feet.
At the north margin of Marion Street:	
East curb,	210.72 feet
West curb,	209.36 feet
At the south margin of Madison Street:	
East curb,	224.10 feet
West curb,	220.90 feet.

O N S E V E N T H A V E N U E

At the north margin of James Street:	
East curb,	221.50 feet
West curb,	218.20 feet
At the south margin of Cherry Street:	
East curb,	209.10 feet
West curb,	207.60 feet
At the north margin of Cherry Street:	
East curb,	209.10 feet
West curb,	207.60 feet
At the south margin of Columbia Street:	
East curb,	215.20 feet
West curb,	213.70 feet
At the north margin of Columbia Street:	
East curb,	216.20 feet
West curb,	214.70 feet
At the south margin of Marion Street:	
East curb,	227.19 feet
West curb,	225.81 feet
At the north margin of Marion Street:	
East curb,	230.21 feet
West curb,	228.83 feet
At the south margin of Madison Street:	
East curb,	241.20 feet
West curb,	239.60 feet

O N E I G H T H A V E N U E

At the north margin of James Street:
East curb, 268.00 feet
West curb, 265.70 feet

At the south margin of Cherry Street:
East curb, 258.80 feet
West curb, 257.48 feet

At the north margin of Cherry Street:
East curb, 258.13 feet
West curb, 256.81 feet

At the south margin of Columbia Street:
East curb, 255.67 feet
West curb, 254.35 feet

At the north margin of Columbia Street:
East curb, 255.00 feet
West curb, 253.68 feet

At the south margin of Marion Street:
East curb, 248.50 feet
West curb, 247.00 feet

At the north margin of Marion Street:
East curb, 248.50 feet
West curb, 247.00 feet

At the south margin of Madison Street:
East curb, 250.70 feet
West curb, 249.10 feet

O N M A R I O N S T R E E T

At the east margin of Fifth Avenue:
North curb, 173.09 feet
South curb, 171.19 feet
At the west margin of Sixth Avenue:
North curb, 208.63 feet
South curb, 206.27 feet

At the east margin of Sixth Avenue:
North curb, 210.63 feet
South curb, 208.27 feet

At the west margin of Seventh Avenue:
North curb, 228.13 feet
South curb, 225.89 feet

At the east margin of Seventh Avenue:
North curb, 230.13 feet
South curb, 227.89 feet

At the west margin of Eighth Avenue:
North curb, 246.60 feet
South curb, 246.60 feet

At the east margin of Eighth Avenue:
North curb, 248.60 feet
South curb, 248.60 feet

At the west margin of Ninth Avenue:
North curb, 288.56 feet
South curb, 289.86 feet

ON COLUMBIA STREET

At the east margin of Fifth Avenue:
North curb, 161.25 feet
South curb, 159.35 feet

At the west margin of Sixth Avenue:
North curb, 193.90 feet
South curb, 191.54 feet

At the east margin of Sixth Avenue:
North curb, 195.90 feet
South curb, 193.54 feet

At the west margin of Seventh Avenue:
North curb, 214.27 feet
South curb, 213.60 feet

At the east margin of Seventh Avenue:
North curb, 216.27 feet
South curb, 215.60 feet

At the west margin of Eighth Avenue:
North curb, 253.50 feet
South curb, 253.85 feet

At the east margin of Eighth Avenue:
North curb, 255.50 feet
South curb, 255.85 feet

At the west margin of Ninth Avenue:
North curb, 301.14 feet
South curb, 301.25 feet

ON CHERRY STREET

At the east margin of Fifth Avenue:
North curb, 149.41 feet
South curb, 147.51 feet

At the west margin of Sixth Avenue:
North curb, 179.45 feet
South curb, 178.70 feet

At the east margin of Sixth Avenue:
North curb, 181.45 feet
South curb, 180.70 feet

At the west margin of Seventh Avenue:
North curb, 207.20 feet
South curb, 207.20 feet

At the east margin of Seventh Avenue:
North curb, 209.20 feet
South curb, 209.20 feet

At the west margin of Eighth Avenue:
North curb, 256.63 feet
South curb, 256.98 feet

At the east margin of Eighth Avenue:
North curb, 258.63 feet
South curb, 258.98 feet

At the west margin of Ninth Avenue:
North curb, 304.98 feet
South curb, 305.15 feet

That the curb grades shall be straight lines between the elevations established herein; that the grades of each and all of the alleys in the several blocks bounded by said streets and avenues, or any of them, are hereby fixed and established at such grades as will conform to the elevations herein fixed on the above named streets and avenues at the point of intersection.

That in the construction of the necessary slopes for cuts and fills upon property abutting upon said streets and avenues and connecting alleys, in the grading and regrading of said streets, avenues and alleys, in accordance with the grades established herein, each cut shall be carried back into and extend upon the abutting real property one (1) foot for each foot of depth in cut, and each fill shall be carried back and extend upon the abutting real property one and one-half ($1\frac{1}{2}$) feet for each foot of elevation of fill.

SECTION 2. That all lands, rights, privileges and other property necessary to be taken, used or damaged in the grading and regrading of said streets, avenues and connecting alleys, in conformity with the grades established in Section One (1) hereof, and in the construction of the necessary slopes for cuts and fills upon the real property abutting on said streets, avenues and connecting alleys, are hereby condemned to the public use for such purposes; said lands, rights, privileges and other property to be taken and appropriated only after just compensation has been made or paid into court for the owner in the manner provided by law.

SECTION 3. That the improvement provided for in this ordinance shall be paid for by special assessment upon property specially benefited, in the manner provided by law. Any part of the costs of said improvement that is not finally assessed against the property specially benefited shall be paid from the General Fund of the City of Seattle.

SECTION 4. That the Corporation Counsel be, and he is hereby, authorized and directed to begin and prosecute the actions, in the manner provided by law, to condemn, appropriate, take and damage the lands and other property necessary to carry out the provisions of this ordinance, and also to take the steps necessary to make such special assessment.

SECTION 5. That all ordinances and parts of ordinances in conflict herewith be and the same are hereby in all things repealed.

(To be used for all Ordinances except emergency.)

Section 6. This ordinance shall take effect and be in force thirty days 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 1st day of NOVEMBER, 1909, and signed by me in open session in authentication of its passage this 1st day of NOVEMBER, 1909.

[Signature]
President of the City Council.

Approved by me this 8th day of NOVEMBER, 1909.

[Signature]
Mayor.

Filed by me this 9th day of NOVEMBER, 1909.

Attest: *[Signature]*
City Comptroller and ex-officio City Clerk.

[SEAL]

By _____
Deputy Clerk.

Published NOV 13 1909
[Signature]
City Comptroller and ex-officio City Clerk.

[Signature]
Deputy Clerk.

Affidavit of Publication

STATE OF WASHINGTON,
County of King, City of Seattle } ss.

A. J.
JOSEPH BLETHEN, being duly sworn, says he is the *President* publisher of **THE**

SEATTLE DAILY BULLETIN, a daily newspaper, printed and published at Seattle, King County, State of Washington; that it is a newspaper of general circulation in said County and State, and that the annexed, being Ordinance No. *22348*, was published in said newspaper, and not in a supplement

thereof, and is a true copy of the notice as it was published in the regular and entire issue of said paper on the *13th* day of *November* 190*9*, and that said newspaper was regularly distributed to its subscribers on said day.

J. J. Blethen
Subscribed and sworn to before me this *13th* day
of *November* 190*9*.
D. J. Simmons
Notary Public in and for the State of Washington,
residing at Seattle.

ORDINANCE NO. 22348.
AN ORDINANCE providing for the changing and establishing of the grades of Sixth Avenue, Seventh Avenue and Eighth Avenue, each from Madison Street to James Street and of Sladen Street, Columbia Street and Cherry Street, each from Fifth Avenue to Ninth Avenue, and connecting alleys all in the City of Seattle; providing for the grading and regrading of said avenues, streets and connecting alleys all in the City of Seattle, conforming with such established grades; providing for the condemnation, appropriation, taking and demarcation of land and other property necessary for the construction of all necessary sewers for city and side-line projects and connecting alleys; providing that the payment for such improvement be made by special assessment on property specially benefited, in the manner provided by law; and repealing all ordinances and parts of ordinances in conflict herewith.

Whereas Public Necessity and convenience demand that the grades of the avenues and streets hereinafter designated and connecting alleys as aforesaid, all in the City of Seattle, be changed and established; that the said avenues, streets and connecting alleys be graded and regraded in conformity with such established grades; and whereas said improvement will be of special benefit to certain lands, premises and other property now hereinafter described by the City of Seattle as follows:

Section 1. That the grades of Sixth Avenue, Seventh Avenue and Eighth Avenue, each from Madison Street to James Street and Sladen Street, Columbia Street and Cherry Street, each from Fifth Avenue to Ninth Avenue, and connecting alleys all in the City of Seattle be changed and established at the following elevations above any datum 20-000:

ON SIXTH AVENUE.
At the north margin of James Street:
East curb, 174.29 feet.
West curb, 172.19 feet.
At the south margin of Cherry Street:
East curb, 162.24 feet.
West curb, 172.76 feet.
At the north margin of Cherry Street:
East curb, 171.46 feet.
West curb, 172.96 feet.
At the south margin of Columbia Street:
East curb, 151.81 feet.
West curb, 151.45 feet.
At the north margin of Columbia Street:
East curb, 156.69 feet.
West curb, 154.62 feet.
At the south margin of Madison Street:
East curb, 167.54 feet.
West curb, 166.12 feet.
At the north margin of Marion Street:
East curb, 153.72 feet.
West curb, 154.72 feet.
At the south margin of Madison Street:
East curb, 154.16 feet.
West curb, 152.97 feet.

ON SEVENTH AVENUE.
At the north margin of James Street:
East curb, 221.50 feet.
West curb, 218.20 feet.
At the south margin of Cherry Street:
East curb, 209.10 feet.
West curb, 207.60 feet.
At the north margin of Cherry Street:
East curb, 208.12 feet.
West curb, 207.62 feet.
At the south margin of Columbia Street:
East curb, 212.21 feet.
West curb, 212.70 feet.
At the north margin of Columbia Street:
East curb, 214.20 feet.
West curb, 214.70 feet.
At the south margin of Madison Street:
East curb, 222.81 feet.
West curb, 220.21 feet.
At the north margin of Marion Street:
East curb, 222.83 feet.
West curb, 222.83 feet.
At the south margin of Madison Street:
East curb, 241.10 feet.
West curb, 222.60 feet.

ON EIGHTH AVENUE.
At the north margin of James Street:
East curb, 268.90 feet.
West curb, 264.70 feet.
At the south margin of Cherry Street:
East curb, 268.80 feet.
West curb, 267.45 feet.
At the north margin of Cherry Street:
East curb, 265.13 feet.
West curb, 265.81 feet.
At the south margin of Columbia Street:
East curb, 255.67 feet.
West curb, 254.26 feet.
At the north margin of Columbia Street:
East curb, 255.00 feet.
West curb, 253.45 feet.
At the south margin of Madison Street:
East curb, 242.16 feet.
West curb, 247.00 feet.
At the north margin of Marion Street:
East curb, 242.50 feet.
West curb, 247.90 feet.
At the south margin of Madison Street:
East curb, 266.70 feet.
West curb, 249.10 feet.

ON MARION STREET.
At the east margin of Fifth Avenue:
North curb, 172.09 feet.
South curb, 171.19 feet.
At the west margin of Sixth Avenue:
North curb, 208.62 feet.

At the north margin of Columbia Street:
West curb, 217.70 feet.
East curb, 216.20 feet.
At the south margin of Marion Street:
West curb, 214.70 feet.
East curb, 227.19 feet.

At the north margin of Madison Street:
West curb, 228.21 feet.
East curb, 226.71 feet.

At the south margin of Madison Street:
West curb, 231.21 feet.
East curb, 239.70 feet.

ON EIGHTH AVENUE.
At the north margin of James Street:
West curb, 248.59 feet.
East curb, 248.59 feet.

At the south margin of Cherry Street:
West curb, 257.48 feet.
East curb, 258.98 feet.

At the north margin of Cherry Street:
West curb, 258.98 feet.
East curb, 258.98 feet.

At the south margin of Columbia Street:
West curb, 255.67 feet.
East curb, 255.67 feet.

At the north margin of Columbia Street:
West curb, 255.00 feet.
East curb, 255.00 feet.

At the south margin of Marion Street:
West curb, 253.93 feet.
East curb, 253.93 feet.

At the north margin of Madison Street:
West curb, 248.13 feet.
East curb, 248.13 feet.

ON MARION STREET.
At the east margin of Fifth Avenue:
North curb, 175.00 feet.
South curb, 171.19 feet.

At the west margin of Sixth Avenue:
North curb, 198.22 feet.
South curb, 208.27 feet.

At the east margin of Sixth Avenue:
North curb, 210.41 feet.
South curb, 208.27 feet.

At the west margin of Seventh Avenue:
North curb, 221.12 feet.
South curb, 225.88 feet.

At the east margin of Seventh Avenue:
North curb, 227.48 feet.
South curb, 227.48 feet.

At the west margin of Eighth Avenue:
North curb, 246.69 feet.
South curb, 246.69 feet.

At the east margin of Eighth Avenue:
North curb, 248.69 feet.
South curb, 248.69 feet.

At the west margin of Ninth Avenue:
North curb, 268.46 feet.
South curb, 268.46 feet.

ON COLUMBIA STREET.
At the east margin of Fifth Avenue:
North curb, 181.22 feet.
South curb, 184.48 feet.

At the west margin of Sixth Avenue:
North curb, 191.46 feet.
South curb, 191.46 feet.

At the east margin of Sixth Avenue:
North curb, 192.46 feet.
South curb, 192.46 feet.

At the west margin of Seventh Avenue:
North curb, 212.27 feet.
South curb, 212.27 feet.

At the east margin of Seventh Avenue:
North curb, 218.27 feet.
South curb, 218.27 feet.

At the west margin of Eighth Avenue:
North curb, 232.50 feet.
South curb, 232.45 feet.

At the east margin of Eighth Avenue:
North curb, 238.49 feet.
South curb, 238.49 feet.

At the west margin of Ninth Avenue:
North curb, 262.14 feet.
South curb, 262.14 feet.

ON CHERRY STREET.
At the east margin of Fifth Avenue:
North curb, 181.22 feet.
South curb, 181.22 feet.

At the west margin of Sixth Avenue:
North curb, 178.46 feet.
South curb, 178.46 feet.

At the east margin of Sixth Avenue:
North curb, 181.46 feet.
South curb, 181.46 feet.

At the west margin of Seventh Avenue:
North curb, 197.40 feet.
South curb, 207.20 feet.

At the east margin of Seventh Avenue:
North curb, 202.20 feet.
South curb, 209.20 feet.

At the west margin of Eighth Avenue:
North curb, 222.43 feet.
South curb, 228.98 feet.

At the east margin of Eighth Avenue:
North curb, 224.43 feet.
South curb, 224.43 feet.

At the west margin of Ninth Avenue:
North curb, 242.43 feet.
South curb, 242.43 feet.

That the curb grades shall be straight lines between the streets and alleys and having that the grades of each and all of the alleys in the several blocks bounded by said streets and avenues or any or them, are hereby fixed and established at such grades as will conform to the platlines herein fixed as the bases of said streets and avenues at the points of intersection.

That in the construction of the necessary drains for said streets and avenues and connecting alleys, in the grading and regrading of said streets, avenues and alleys, in accordance with the grades established herein, each cut shall be carried back into and extend upon the abutting real property one (1) foot for each foot of depth in cut, and each fill shall be carried back and extend upon the abutting real property one and one-half (1 1/2) feet for each foot of elevation of fill.

Section 2. That all lands, rights, privileges and other property necessary to be taken, used or damaged in the grading and regrading of said streets, avenues and connecting alleys in conformity with the grades established in Section One (1) hereof, and in the situation of the abovementioned drains and cuts and the upon the real property abutting on each of said streets, avenues and connecting alleys, are hereby condemned to the public use for such purposes, and the lands, rights and other property to be taken and appropriated hereafter for such purposes has been made or paid into court for the owner in the manner provided by law.

Section 3. That the improvement provided for in this ordinance shall be paid for by special assessment upon property specially benefited, in the manner provided by law. Any part of the cost of said improvement that is not finally assessed against the property specially benefited shall be paid from the General Fund of the City of Seattle.

Section 4. That the Corporation Counsel be, and he is hereby authorized and directed to begin and prosecute the actions, in the manner provided by law, to condemn appropriate lands and abutting the lands and other property necessary to carry out the provisions of this ordinance, and also to take the steps necessary to make such special assessments.

Section 5. That all ordinances and parts of ordinances in conflict herewith, be and the same are hereby repealed.

Section 6. This ordinance shall take effect and be in force thirty days 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 by the City Council the 1st day of November, 1909, and signed by me in open session in authentication of its passage this 1st day of November, 1909.

H. C. GILL,
President of the City Council.

Approved by me this 8th day of November, 1909.

JOHN F. MILLER, Mayor.

Filed by me this 9th day of November, 1909.

Attest. (Seal) H. W. CARROLL,
City Comptroller and ex-officio City Clerk.

Published November 15, 1909.

Ord 27348

FILED

At _____ o'clock _____ M.

NOV 23 1888

H. W. CARROLL,
CITY COMPTROLLER
AND EX. OFFICIO CITY CLERK

This ordinance shall take effect on the first day of the month of _____ next, unless otherwise provided in the ordinance. If the ordinance is amended, the amended ordinance shall take effect on the first day of the month of _____ next, unless otherwise provided in the ordinance. If the ordinance is repealed, the repeal shall take effect on the first day of the month of _____ next, unless otherwise provided in the ordinance.

Ord 27348

FILED

At _____ *of* *clock* _____ *M.*

NOV 23 1909

H. W. CARROLL,
CITY COMPTROLLER
AND EX. OFFICIO CITY CLERK