

Ordinance No. 23102

Providing for the improvement of West Garfield Street, et al., by constructing a plank roadway thereon, etc.

Resolution No. 2555.

8000⁰⁰

50%

Council Bill No. 10840

INTRODUCED: JAN 10 1910	BY: JUDICIARY
REFERRED:	TO:
REFERRED:	
REPORTED:	VETO:
SECOND READING: JAN 17 1910	PUBLISHED:
THIRD READING: JAN 17 1910	VETO SUSTAINED:
SIGNED: JAN 17 1910	PASSED OVER VETO:
PRESENTED TO MAYOR: JAN 19 1910	APPROVED: JAN 24 1910
FILED: JAN 24 1910	PUBLISHED: JAN 27 1910
ENGROSSED:	BY: <i>LB</i>
VOL. <i>20</i> PAGE <i>294</i>	
COMPARED BY: <i>Barnes</i> AND <i>Murry</i>	

09-40

Ordinance No. 23102

AN ORDINANCE providing for the improvement of West Garfield Street, from Fifteenth Avenue West across Smith's Cove Waterway to Twenty-third Avenue West; Twenty-third Avenue West, from West Garfield Street to West Lee Street; West Lee Street, from Twenty-third Avenue West to the center line of Thirty-second Avenue West, all in the City of Seattle, by constructing a plank roadway thereon, twenty-six (26) feet in width, and by providing for the necessary overhead crossings and bridges across Railroad Avenue and the Smith's Cove Waterway, all in accordance with Resolution No. 2555 of the City Council of the City of Seattle;

and providing for the payment therefor by the mode of "Payment by Bonds," as provided by the laws of the State of Washington and the Charter and Ordinances of the City of Seattle.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That West Garfield Street, from Fifteenth Avenue West across Smith's Cove Waterway to Twenty-third Avenue West; Twenty-third Avenue West, from West Garfield Street to West Lee Street; West Lee Street, from Twenty-third Avenue West to the center line of Thirty-second Avenue West, all in the City of Seattle, be improved by constructing a plank roadway thereon twenty-six (26) feet in width, and by providing for the necessary overhead crossings and bridges across Railroad Avenue and the Smith's Cove Waterway; provided, that the City Engineer is hereby authorized and directed to incur indebtedness against the General Fund in an amount equal to fifty (50) per cent. of the cost of the overhead crossings and bridges across Railroad Avenue and Smith's Cove Waterway, on account of said improvement.

Said improvement to be made according to the plans and specifications prepared under the direction of the city engineer and on file in the office of the Department of Public Works; and that assessments be levied and collected upon all lots and parcels of land specially benefited by said improvement to defray the cost and expense thereof, and local improvement district bonds be issued, as hereinafter provided, and said assessment shall become a first lien upon all property liable therefor, and for the payment of said local improvement district bonds, as hereinafter provided.

Section 2. That there is hereby established a local improvement district, to be designated as "Local Improvement District No. 7265" which said district is described as follows:
 "All the property abutting, adjacent or proximate to said portion of said streets and avenues especially benefited by such improvement,

to such distance back from the marginal lines thereof as prescribed by the City Charter."
 The property included within said local improvement district and none other, shall be deemed to be and shall be the property specially benefited by said improvement; and the total cost and expense of the improvement herein ordered, including all necessary incidental expenses, shall be defrayed by the collection of special assessments upon the property included in said local improvement district.

which assessments shall be made upon said property in all respects as provided by said Laws, Charter and Ordinances and, together with interest to accrue upon the respective sums so assessed, shall be collected as therein provided.

Section 3. That the mode of making payment for said local improvement shall be by the mode of "Payment by Bonds," as provided by the laws of the State of Washington, the Charter and Ordinances of the City of Seattle.

Section 4. That said improvement shall be made under the supervision of the Board of Public Works, which board is hereby ordered to proceed with said improvement as soon as the bonds of said local improvement district shall have been issued, and the improvement shall not be begun until said bonds are negotiated and sold, unless the contract for said improvement shall provide for the delivery of said bonds to the contractor in payment thereof; provided, if the contract for said improvement shall be so made that the contractor constructing the same shall accept the bonds in payment thereof, the improvement may be commenced immediately after the execution of the contract; provided, that if the contract for said improvement does not provide for the delivery of the bonds to the contractor, said bonds shall be negotiated before said improvement shall be commenced, and if the bonds be not negotiated and the contract for said improvement shall provide that said bonds shall be delivered to the contractor in payment for such improvement, the board of public works shall provide for the delivery of any portion of said bonds during the progress of the work, as in its judgment it may deem safe and proper.

Section 5. That provision shall be made by ordinance for the issuance of bonds of said local improvement district for the whole estimated cost of said improvement, less the amount assessed against lands of the United States, and the City of Seattle, and less the amount paid upon the assessment prior to the time for the issuance of the bonds and for their delivery to the contractor constructing the improvement in payment thereof, or their negotiation and sale. Said bonds shall be payable on or before five years from the date of their issuance and shall bear interest at the rate of seven (7) per cent per annum, payable annually upon all unpaid portion of said bonds.

Section 6. That 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 17th day of JANUARY, 1910, and signed by me in open session in authentication of its passage this 17th day of JANUARY, 1910.

Approved by me this 24 day of JANUARY, 1910.
 _____ Mayor.

Filed by me this 24 day of JANUARY, 1910.
 Attest: Mr. Carroll
 City Comptroller and Ex-Officio City Clerk.

By Mr. Carroll Deputy Clerk.
 By Mr. Harrison City Comptroller and Ex-Officio City Clerk.
 By Mr. Harrison Deputy Clerk.

(SEAL)
 JAN 27 1910
 Published