

**Ordinance No. 36112**

An Ordinance providing for the changing and establishing of the curb grades of Lane Street, from 7th Avenue South to 10th Avenue South, et al; providing for the condemnation, appropriation, etc.

*Thomson*

**Council Bill No. 25111**

INTRODUCED:  
JUN - 5 1916

BY: THOMSON

REFERRED:

TO STREETS & SEWERS

REFERRED:

REPORTED:  
JUN 12 1916

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BY:

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*LAB*

COMPARED BY

Compares by BARNES & DARLING  
AND

Award of Jury 67871  
Ord 37981 - Pleaded method of payment by bonds

52

Prepared at request of

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ORDINANCE NO. 36112

AN ORDINANCE providing for the changing and establishing of the curb grades of Lane Street, from Seventh Avenue South to Tenth Avenue South; and of Eighth Avenue South and Ninth Avenue South, each from Weller Street to Dearborn Street; providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the grading and regrading of said street and avenues in conformity with the grades established herein; and providing that the entire cost of the said improvement shall be paid by special assessment upon property specially benefited in the manner provided by law.

WHEREAS, public necessity and convenience demand that the curb grades of the above named street and avenues be changed and established and that said street and avenues be graded and regraded in conformity with such established grades, and

WHEREAS, such 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 curb grades of Lane Street, from Seventh Avenue South to Tenth Avenue South, and of Eighth Avenue South and Ninth Avenue South, each from Weller Street to Dearborn Street be and the same are hereby changed and established at the following elevations above City Datum, to-wit:

ON LANE STREET.

At the east margin of Seventh Avenue South (at existing elevations.)

North curb - 57.79 feet  
South curb - 57.16 "

At the west margin of Eighth Avenue South:

North curb - 71.63 feet  
South curb - 69.96 "

At the east margin of Eighth Avenue South:

North curb - 73.63 feet  
South curb - 71.96 "

At the west margin of Ninth Avenue South:

North curb - 87.63 feet  
South curb - 85.96 "

At the east margin of Ninth Avenue South:

North curb - 89.63 feet  
South curb - 87.96 "

At the west margin of Tenth Avenue South (at existing elevations):

North curb - 103.63 feet  
South curb - 101.96 "

ON EIGHTH AVENUE SOUTH.

At the south margin of Weller Street (at existing elevations):

West curb - 84.25 feet  
East curb - 85.80 "

At the north margin of Lane Street:

West curb - 71.96 feet  
East curb - 73.63 "

At the south margin of Lane Street:

West curb - 69.96 feet  
East Curb - 71.63 "

At the north margin of Dearborn Street (at existing elevations):

West curb - 57.88 feet  
East curb - 59.41 "

ON NINTH AVENUE SOUTH.

At the south margin of Weller Street (at existing elevations):

West curb - 106.55 feet  
East curb - 108.10 "

At the north margin of Lane Street:

West curb - 87.96 feet  
East curb - 89.63 "

At the south margin of Lane Street:

West curb - 85.96 feet  
East curb - 87.63 "

At the north margin of Dearborn Street (at existing elevations):

West curb - 68.26 feet  
East curb - 69.79 "

That the curb grades shall be straight lines of a uniform rate of grade between the elevations established herein.

That in the grading and regrading of the above named street and avenues, the City of Seattle shall acquire, in the case of a cut, the right to remove the lateral support abutting upon said street and avenues and in every case the right to remove said lateral support shall include the right to carry the slope back into and extended upon the abutting real property at least one (1) foot for each foot of depth of cut. In case of a fill, the right shall be acquired to extend and maintain, upon the adjoining and abutting property, slopes of one and one-half ( $1\frac{1}{2}$ ) feet for each foot of elevation of fill for the purpose of acquiring lateral support for said street and avenues; reserving unto the abutting owners respectively, the right at any time to remove such slopes upon providing for other adequate lateral support for such street and avenues.

Section 2. That all lands, rights, privileges and other property necessary to be taken, used or damaged in grading and regrading said street and avenues, in conformity with the grades established in section one hereof, and in the construction of the necessary slopes for cuts or fills upon the real property abutting upon said street and avenues, as provided in section one hereof, are hereby condemned to the public use for such purposes.

Section 3. That the entire cost of the improvement provided for herein, shall be paid by special assessment upon the property specially benefited in the manner provided by law, and that no part thereof 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 prosecute the actions and proceedings in the manner provided by law, to condemn, take, damage and appropriate 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.

(To be used for all Ordinances except Emergency.)

Section 5 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 12 day of JUNE 1916  
and signed by me in open session in authentication of its passage this 12 day of JUNE 1916

A. J. Haas  
President of the City Council.

Approved by me this 16 day of JUNE 1916

W. Hill  
Mayor.

Filed by me this 16 day of JUNE 1916  
Attest: A. J. Haas  
City Comptroller and Ex-Officio City Clerk.

By W. Hill Deputy Clerk.

[SEAL]

Published JUN 22 1916  
By A. J. Haas City Comptroller and Ex-Officio City Clerk.

By W. Hill Deputy Clerk.