

M. 381

ORDINANCE NO 1070

Providing for the improvement of *Calles*  
*Street from Elliott street to*  
*the east line of Temperance*  
*from - 2 feet 1, 1/2 wide.*

Bond System.

PASSED H. OF D.

JAN 13 1898

PASSED B. OF A.

JAN 10 1898

B. of A.

H. of D.

|      |     |  |
|------|-----|--|
| To   | 424 |  |
| By   |     |  |
| Date |     |  |
| Comm |     |  |
|      |     |  |
|      |     |  |

M. 381

ORDINANCE NO 4070

Providing for the improvement of Curbs  
Street from Elliott street to  
the east line of Kemperance  
Street under

Bond System

PASSED H. OF D.

JAN 13 1898

PASSED B. OF A.

JAN 10 1898

B. of A.

H. of D.

|      |     |
|------|-----|
| to   | 424 |
| By   |     |
| Date |     |
| Comm |     |
|      |     |
|      |     |

ORDINANCE NO. 4070

AN ORDINANCE providing for the improvement of Galer Street

from Elliott Street to the east line of Temperance Street, by grading, sidewalking and parking the same by grading the same and constructing sidewalks on both sides thereof.

and providing for the payment therefor, and establishing a fund for such payment by the levying and collection of a special assessment therefor upon the property benefited thereby, <sup>in installments</sup> ~~and providing for~~ by the issuance of bonds in payment thereof, as provided by an act of the Legislature of the State of Washington, entitled "An act relating to internal improvements in cities, authorizing the issuance and collection of bonds upon the property benefited by local improvements, and declaring an emergency," approved March 9th, 1893, and under the provisions of Ordinance No. 3349, approved May 7th, 1894, as amended by Ordinance No. 3440, approved July 11th, 1894, and the City Charter as amended and now in force.

WHEREAS, There has been presented to the Board of Public Works a written petition for the improvement of Galer Street from Elliott Street to the east line of Temperance Street,

setting forth the nature of the improvement, as hereinafter described, and that the same is to be paid for by the mode of ten year bonds, and the fact that the signers of said petition are the owners of property to be benefited to the aggregate amount of a majority of the assessment to be levied for such improvement, according to the transfer books in the office of the County Auditor of King County, and setting forth that said signers desire said street to be improved, and payment made therefor under and by virtue of Ordinance No. 3349, the Charter of the City of Seattle, and the laws of the State of Washington; and

WHEREAS, The Board of Public Works has found the facts set forth in said petition to be true, and has caused an estimate of the cost of said improvement to be made and certified to by the City Engineer, and has transmitted the said petition, together with all papers and information in its possession, and the certificate of the City Engineer touching said improvement, with the estimated cost thereof, and its recommendation that the prayer of said petition be granted, to the City Council, and said petition and said matters are now before the City Council; and

WHEREAS, Neither the estimated or actual cost of the improvement herein ordered to be done and chargeable as a lien against the property exceeds one-half of the total assessed valuation of the lots or parcels of land contained in the assessment district hereby established, as the same appears upon the last annual assessment roll made for the levying of taxes for municipal purposes; and

WHEREAS, The public interest and convenience require that said Galer Street be improved in the manner hereinafter ordered from Elliott Street to the east line of Temperance Street;

now therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

SECTION 1. That Galer Street, in the City of Seattle, be improved from Elliott Street to the east line of Temperance Street,

by grading the same to the established grade and constructing sidewalks eight feet wide on both sides thereof throughout the whole length of said improvement, with proper crosswalks across intersecting streets, and by constructing parking strips on both sides of said street

between the sidewalk and roadway, four feet wide, also parking strips on both sides of said street between each sidewalk and the adjacent street margin, of varying widths. <sup>said roadway to be uniformly thirty six (36) feet in width;</sup> 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 an assessment be levied and collected upon all lots and parcels of land benefited by said improvement to defray the cost and expense thereof, <sup>and that</sup> by the issuance of local improvement district bonds, as hereinafter provided, which assessments shall become a lien upon all the property liable therefor and for the payment of said local improvement district bonds, as hereinafter provided.

SECTION 2. There is hereby established a local improvement district to be designated as

"Local Improvement District No. 115," which said district is bounded and described with reference to said street and the termini of said improvement as defined in Article VIII. of the City Charter as amended and now in force, and in Ordinance No. 3349, approved May 7th, 1894, and the property included within said local improvement district, and none other, shall be deemed to be, and shall be, the property benefited by said improvement.

Said assessment district shall, for the purpose of said assessment, be divided into subdivisions, as defined in said Ordinance No. 3349, and the total cost and expense of the improvement herein ordered, including all necessary incidental expenses, except the amount of cost charged and assessed against street crossings (which shall be paid from the general road fund of the City), shall be defrayed by the collection of a special assessment upon the property in said local improvement district, which assessment shall be made upon said property in all respects as provided by said Article VIII. of the City Charter, as amended and now in force, and said Ordinance No. 3349, as amended by Ordinance No. 3440, and together with interest to accrue upon the respective sums so assessed, shall be collected as therein provided. The mode of making payment for said local improvement shall be by the issuance of bonds, as provided by an act of the Legislature of the State of Washington, entitled "An Act relating to internal improvements in cities, authorizing the issuance and collection of bonds upon the property benefited by local improvements, and declaring an emergency," approved March 9th, 1893, and under the provisions of Ordinance No. 3349, approved May, 7th, 1894, as amended by Ordinance No. 3440, approved July 11th, 1894, and the City Charter as amended and now in force. All moneys raised by said assessment shall be paid into a fund for said district into the City Treasury, to be called "Local Improvement Fund, District No. 115 of Seattle," which fund is created to defray the cost and expense of said improvement.

SECTION 3. 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 said 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 therefor; provided, that 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, as provided by Ordinance No. 3440; 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 be that said bonds shall be delivered to the contractor, the Board of Public Works shall provide for the delivery of any portion of such bonds during the progress of the work as in its judgment it may deem safe and proper.

SECTION 4. Provisions 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 cost of street crossings and the amount assessed against lands of the United States, the State of Washington, the State University, the County of King, the City of Seattle or any school district, and less the amount paid upon the assessment prior to the time for the issuance of bonds, and for their delivery to the contractor constructing the improvement in payment thereof, or their negotiation and sale as provided in said Ordinance No. 3349, as amended by Ordinance No. 3440. Said bonds shall be payable in ten equal annual installments and bear interest at the rate of eight per cent. per annum payable annually upon all unpaid installments.

SECTION 5. 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 Board of Aldermen the 6<sup>th</sup> day of January 1896, and signed by me in open session in authentication of its passage this 13<sup>th</sup> day of

January 1896. *H. R. Coe*  
acting President of Board of Aldermen.

Passed the House of Delegates the 13<sup>th</sup> day of January 1896, and signed by me in open session in authentication of its passage this 13<sup>th</sup> day of

January 1896. *B. Richardson*  
President of House of Delegates.

Approved by me this 14<sup>th</sup> day of January 1896. *James M. Phelps*  
Mayor.

Filed by me this 16<sup>th</sup> day of January 1896. *R. F. Stewart*  
City Clerk.

Published January 17, 1896. *R. F. Stewart*  
City Clerk.