

Ordinance No. 42949

Providing for the laying off, opening, extending and establishing of LOUISA STREET, between Eastlake Ave. and Minor Ave. N.; and of an ALLEY between Yale Ave. North and Minor Ave. North***** providing for establishing of curb grades*****providing for the condemnation, appropriation, taking and damaging of land necessary*****

Council Bill No. 32195

INTRODUCED: DEC 5 1921	BY: W. H. HARRIS
REFERRED: DEC 5 1921	TO:
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RECORDED: DEC 13 1921	VETO:
SECOND READING: DEC 13 1921	PUBLISHED:
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PRESENTED TO MAYOR: DEC 13 1921	APPROVED: DEC 13 1921
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ENGROSSED:	BY: L. B.
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COMPARED BY:	

AND

20242 - Council of Jersey
 1921 - 1924 - W. H. Harris
 approval roll

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Council Bill No. 39495

INTRODUCED: DEC 5 1921	BY:
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COMPARED BY:	AND

9094 - Council Bill

A. H. Johnson

Prepared at request of

St. Comm. File 8/014

ELY:HD
11-25-21

ORDINANCE NO. _____

AN ORDINANCE, Providing for the laying off, opening, extending and establishing of LOUISA STREET, between Eastlake Avenue and Minor Avenue North; and of an ALLEY between Yale Avenue North and Minor Avenue North, from the south line of Sample's Addition to The City of Seattle, to the true north line of Greene's Addition to The City of Seattle; providing for the establishing of the curb grades of LOUISA STREET, between Eastlake Avenue and Minor Avenue North, and of the grades of the ALLEY between Yale Avenue North and Minor Avenue North, from Louisa Street, as established herein, to East Lynn Street providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the laying off, opening, extending and establishing of the above described street, and for the establishing of grades and for the grading of the above described street and alley and approaches thereto, in conformity with the grades established herein; providing for the necessary slopes for cuts and fills upon the property abutting on said street and alley and approaches thereto; and providing that the entire cost of such improvement shall be paid by special assessment upon the property specially benefited, in the manner provided by law.

WHEREAS, Public necessity and convenience demand that the above named street and alley be laid off, opened, extended and established as public streets and highways and that the curb grades of the above named street/alley be established and that said street and alley and approaches thereto be graded 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 LOUISA STREET, between Eastlake Avenue and Minor Avenue North; and an ALLEY between Yale Avenue North and Minor Avenue North, from the south line of Sample's Addition to The City of Seattle, to the true north line of Greene's Addition to The City of Seattle, be and the same are hereby laid off, opened, extended and established as public streets and highways over and across the following lots, blocks and tracts of land, to-wit:

That portion of Government Lot Three (3),
Section Twenty (20), Township Twenty-five (25)
North, Range Four (4) East, W.M., described as
follows, to-wit:

Beginning at a point on the south line produced west of Lot Eight (8), Block Three (3), Denny-Fuhrman Addition to The City of Seattle, said point being fourteen (14) feet west of the

southwest corner of said lot; thence north $89^{\circ} 58' 47''$ west along said produced line a distance of one-hundred ten and no one-hundredths (110.00) feet to the east margin of Yale Avenue North; thence south $0^{\circ} 3' 12''$ west along said east margin a distance of ten (10) feet; thence south $89^{\circ} 58' 47''$ east a distance of one-hundred ten and no one-hundredths (110.00) feet; thence north $0^{\circ} 3' 12''$ east a distance of ten (10) feet to the point of beginning.

That portion of Government Lot Three (3), Section Twenty (20), Township Twenty-five (25) North, Range Four (4) East, W.M., described as follows; to-wit:

Beginning at the northeast corner of Block Two (2), Sample's Addition to The City of Seattle; thence north $88^{\circ} 48' 42''$ west along said north line a distance of two-hundred forty and thirty-eight one-hundredths (240.38) feet to the east margin of Minor Avenue North; thence north $0^{\circ} 3' 12''$ east along said east margin a distance of twenty-one and sixty-nine one-hundredths (21.69) feet; thence continuing north $24^{\circ} 56' 35''$ east along said easterly margin a distance of nine and eleven one-hundredths (9.11) feet; thence south $89^{\circ} 23' 50''$ east a distance of two-hundred thirty-six and fifty-one one-hundredths (236.51) feet to a point on the west margin of Yale Avenue North; thence south $0^{\circ} 3' 12''$ west along said west margin a distance of thirty-two and forty-four one-hundredths (32.44) feet to the point of beginning.

That portion of Government Lot Three (3), Section Twenty (20), Township Twenty-five (25), North, Range Four (4) East, W.M., described as follows, to-wit:

Beginning at the southwest corner of Lot Four (4), Block Two (2), Sample's Addition to The City of Seattle; thence south $0^{\circ} 3' 12''$ west a distance of one-hundred sixty-four and fifteen one-hundredths (164.15) feet to a point on the true north line of Greene's Addition to The City of Seattle, said point being distant one-hundred ten and nineteen one-hundredths (110.19) feet north $88^{\circ} 48' 42''$ west from the intersection of said true north line with the west margin of Yale Avenue North; thence north $88^{\circ} 48' 42''$ west along said line a distance of twenty (20) feet; thence north $0^{\circ} 3' 12''$ east

a distance of one-hundred sixty-four and fifteen one-hundredths (164.15) feet to the southeast corner of Lot Five (5), Block Two (2), Sample's Addition to The City of Seattle; thence east along the south line of said Block Two (2) a distance of twenty (20) feet to the point of beginning.

Section 2. That the curb grades of LOUISA STREET, between Eastlake Avenue and Minor Avenue North, and the ALLEY between Yale Avenue North and Minor Avenue North, from Louisa Street, as established herein, to East Lynn Street, be and the same are hereby changed and established to the following elevations above city datum, to-wit:

ON LOUISA STREET

At the west margin of Eastlake Avenue, at existing elevations:

North Curb 91.96-Feet
South Curb 92.14-Feet

At a point one-hundred twenty-two and five-tenths (122.5) feet west of the west margin of Eastlake Avenue:

North Curb 86.00-Feet
South Curb 86.00-Feet

At the east margin of Yale Avenue North:

North Curb 66.70-Feet
South Curb 66.90-Feet

At the west margin of Yale Avenue North:

North Curb 65.00-Feet
South Curb 65.00-Feet

At the east margin of Minor Avenue North:

North Curb 32.00-Feet
South Curb 32.00-Feet

ON THE ALLEY BETWEEN YALE AVENUE NORTH
AND MINOR AVENUE NORTH

At the south margin of Louisa Street, as established herein:

At the east margin of the Alley	49.87-Feet
On the center line of the Alley	48.50-Feet
At the west margin of the Alley	47.13-Feet

At a point thirty (30) feet south of the south margin of Louisa Street, as established herein:

At the east margin of the Alley	47.73-Feet
On the center line of the Alley	47.26-Feet
At the west margin of the Alley	47.73-Feet

At a point thirty (30) feet north of the north margin of East Lynn Street:

At the east margin of the Alley	51.89-Feet
On the center line of the Alley	51.42-Feet
At the west margin of the Alley	51.89-Feet

At the north margin of East Lynn Street:

At the east margin of the Alley	54.21-Feet
On the center line of the Alley	52.86-Feet
At the west margin of the Alley	51.55-Feet

That the curb gradients shall be of a uniform rate of grade between elevations established herein.

That in the grading of the above named street and alley and approaches thereto, the City shall acquire the right in the case of a cut to remove the lateral support abutting upon said street and alley and approaches thereto and in every case the right to remove said lateral support shall include the right to carry the slopes back into and extending upon the abutting real property at least one (1) foot for each foot of depth of cut. In the case of fills, the right shall be acquired to extend and maintain upon the 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 alley and approaches thereto, reserving unto the abutting property owners, respectively, the right at any time to remove such slopes upon providing other adequate lateral support for such street and alley and approaches thereto.

Section 3. That all lands, rights, privileges and other property lying within the limits of the lots, blocks and tracts of land described in Section 1 hereof, be and the same are hereby condemned, appropriated, taken and damaged for the purpose of a public street and highway; and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the grading of said street and alley and approaches thereto in conformity with the grades established in Section 1 hereof, and in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said street and alley and approaches thereto, are hereby condemned, appropriated, taken and damaged to the public use for such purposes; said lands, rights, privileges and other property are to be taken, damaged and appropriated only after just compensation has been made or paid into court for the owners in the manner provided by law.

Section 4. 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 5. That the Corporation Counsel be and he is hereby authorized and directed to begin and 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 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 12 day of DECEMBER 1921

and signed by me in open session in authentication of its passage this 12 day of DECEMBER 1921
Robt. B. Marshall
President of the City Council.

Approved by me this 16 day of DECEMBER 1921
Shirley M. Callaway
Mayor.

Filed by me this 16 day of DECEMBER 1921
Attest: [Signature]
City Comptroller and Ex-Officio City Clerk.

[SEAL]

By: [Signature]
Deputy Clerk.

Published NOV 18 1921
City Comptroller and Ex-Officio City Clerk.

By: [Signature]
Deputy Clerk.