

Ordinance No. 49108

Providing for the changing and establishing of the curb grades of Broad St. from 2d Ave. to 4th Ave. and certain parts of certain other streets and avenues; providing for the condemnation x x x said streets and avenues; and providing that the entire cost of said improvement shall be paid by special assessments on the property specially benefited, in the manner provided by law.

Council Bill No. 38857

INTRODUCED: MAY 11 1925	BY: STREETS & SEWERS
REFERRED: MAY 11 1925	TO: STREETS & SEWERS
REFERRED:	
REPORTED: JUN 22 1925	VETO:
SECOND READING: JUN 2 1925	PUBLISHED:
THIRD READING:	VETO SUSTAINED:
SIGNED:	PASSED OVER VETO:
PRESENTED TO MAYOR:	APPROVED: JUN 25 1925
FILED: JUN 25 1925	PUBLISHED:
ENGROSSED:	BY:
VOL. 31 PAGE 135	<i>[Signature]</i>
COMPALED BY	

*107631 - Award of Jury
109097 - Report of C. on Hearing
53679 - Appropriation of 24,500 for unimproved judgment*

5-9-25
ELY:C

Adm

49108

ORDINANCE NO. _____

AN ORDINANCE Providing for the changing and establishing of the curb grades of BROAD STREET, from 2d Avenue to 4th Avenue North; CLAY STREET, from 2d Avenue to 4th Avenue; DENNY WAY, from 2d Avenue North to 4th Avenue North; 3d AVENUE and 3d AVENUE NORTH from Cedar Street to John Street; NOB HILL AVENUE, from Denny Way to John Street; and 4th AVENUE, from Clay Street to Denny Way; providing for the condemnation, appropriation, taking and damaging of land and other property necessary to acquire the right to grade and regrade said streets and avenues, in conformity with the grades established herein, and to make the cuts and fills upon the property abutting upon said streets and avenues; and providing that the entire cost of said improvement shall be paid by special assessments on the property specially benefited, in the manner provided by law.

WHEREAS, Public necessity and convenience demand that the curb grades of the above-named streets and avenues be changed and established, and that the right be acquired to grade and regrade said streets and avenues, in conformity with such established grade; 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 Broad Street, from 2d Avenue to 4th Avenue North; Clay Street, from 2d Avenue to 4th Avenue; Denny Way, from 2d Avenue North to 4th Avenue North; 3d Avenue and 3d Avenue North, from Cedar Street to John Street; Nob Hill Avenue, from Denny Way to John Street; and 4th Avenue, from Clay Street to Denny Way, be, and the same are hereby changed and established at the following elevations above City Datum, to-wit:

ON BROAD STREET

At the northeasterly margin of 2d Avenue at existing elevations:

Northwesterly Curb	98.72 feet
Southeasterly Curb	98.84 feet

At the southwesterly margin of 3d Avenue:

Northwesterly curb	111.48 feet
Southeasterly curb	111.48 feet

At the northeasterly margin of 3d Avenue:
Northwesterly curb 113.30 feet
Southeasterly curb 113.30 feet

Opposite the intersection of the northwesterly margin
of Broad Street with the south margin of Denny Way:

Northwesterly curb 115.40 feet

At a point approximately 108 feet northeasterly of the
northeasterly margin of 3d Avenue:

Southeasterly curb 119.24 feet

Opposite the intersection of southeasterly margin of
Broad Street with the north margin of Denny Way:

Southeasterly curb 119.60 feet

Opposite the intersection of the northwesterly
margin of Broad Street with the east margin of Nob
Hill Avenue:

Northeasterly curb 120.60 feet

Opposite the intersection of the southeasterly margin
of Broad Street with the west margin of 4th Avenue North,
at elevations conforming with the existing grade on 4th
Avenue North:

Southeasterly curb 122.20 feet

Opposite the intersection of the northwesterly margin
of Broad Street with the south margin of John Street, at
elevations conforming with the existing grade on John
Street;

Northwesterly curb 122.90 feet

ON CLAY STREET

At the northeasterly margin of 2d Avenue at existing
elevations:

Northwesterly curb 99.57 feet
Southeasterly curb 99.63 feet

At the southwesterly margin of 3d Avenue:

Northwesterly curb 112.90 feet
Southeasterly curb 112.90 feet

At the northeasterly margin of 3d Avenue:

Northwesterly curb 114.50 feet
Southeasterly curb 114.50 feet

At the southwesterly margin of 4th Avenue at existing
elevations:

Northwesterly curb 121.00 feet
Southeasterly curb 120.70 feet

ON DENNY WAY

At the east margin of 2d Avenue North, at existing elevations:

North curb	97.62 feet
South curb	97.40 feet

At the west margin of 3d Avenue North:

North curb	109.90 feet
South curb	109.90 feet

Opposite the intersection of the south margin of Denny Way with the southwesterly margin of 3d Avenue:

South curb	111.00 feet
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At the east margin of 3d Avenue North:

North curb	111.90 feet
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Opposite the intersection of the south margin of Denny Way with the northeasterly margin of 3d Avenue:

South curb	114.20 feet
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Opposite the intersection of the south margin of Denny Way with the northwesterly margin of Broad Street:

South curb	116.00 feet
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Opposite the intersection of the north margin of Denny Way with the northwestly margin of Broad Street:

North curb	119.00 feet
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Opposite the intersection of the south margin of Denny Way with the northeasterly margin of the Alley as platted in Block 31, Bell & Denny's 2d Addition:

South curb	119.70 feet
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Opposite the intersection of the north margin of Denny Way with the southeasterly margin of Broad Street:

North curb	119.45 feet
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Opposite the intersection of the south margin of Denny Way with the southwesterly margin of 4th Avenue:

South curb	120.40 feet
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At the west margin of 4th Avenue North, at existing elevations:

North curb	120.50 feet
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ON 3d AVENUE and 3d AVENUE NORTH

At the northwesterly margin of Cedar Street, at existing elevations:

Northeasterly curb	112.15 feet
Southwesterly curb	112.15 feet

At the southeasterly margin of Clay Street:

Northeasterly curb	114.10 feet
Southwesterly curb	113.40 feet

At the northwesterly margin of Clay Street:

Northeasterly curb	114.10 feet
Southwesterly curb	113.40 feet

At the southeasterly margin of Broad Street:

Northeasterly curb	112.90 feet
Southwesterly curb	112.00 feet

At the Northwesterly margin of Broad Street:

Northeasterly curb	112.90 feet
Southwesterly curb	111.80 feet

Opposite the intersection of the northeasterly margin of 3d Avenue, with the south margin of Denny Way:

Northeasterly curb	113.10 feet
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Opposite the intersection of the southwesterly margin of 3d Avenue with the south margin of Denny Way:

Southwesterly curb	111.15 feet
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At the north margin of Denny Way:

East curb	111.75 feet
West curb	110.90 feet

At the south margin of John Street, at existing elevations:

East curb	144.75 feet
West curb	144.75 feet

ON NOB HILL AVENUE

Opposite the intersection of the west margin of Nob Hill Avenue with the northwesterly margin of Broad Street:

West curb	119.80 feet
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Opposite the intersection of east margin of Nob Hill Avenue with the northwesterly margin of Broad Street:

East curb	121.60 feet
West curb	122.10 feet

At the south margin of John Street, at existing elevations:

East curb	132.70 feet
West curb	133.00 feet

ON 4th AVENUE

At the northwesterly margin of Clay Street at
existing elevations:
Southwesterly curb 121.20 feet

At the south margin of Denny Way:
Southwesterly curb 120.60 feet.

That the curb gradients shall be of a uniform rate of grade between the elevations established herein. That the grades of the alleys in the several blocks bounded in whole or in part by the above named avenues, way and streets, be established at such elevations as will conform to the curb grades established herein.

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

Section 3. That all lands, rights, privileges and other property necessary to be taken, used or damaged in grading and regrading said streets and avenues, in conformity with the grades established in Section 1 hereof, and in the construction of the necessary slopes for cuts or fills upon the real property abutting upon said streets and avenues, as provided in Section 2 hereof, 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 22 day of JUNE, 1925
and signed by me in open session in authentication of its passage this 22 day of
JUNE, 1925 Benita K. Lauder

President of the City Council.

Approved by me this 25 day of JUNE, 1925
Charles H. ...
Mayor.

Filed by me this 25 day of JUNE, 1925
Attest: ...
City Comptroller and Ex-Officio City Clerk.

[SEAL] By ...
Deputy Clerk.

Published JUN 29 1925
By ...
City Comptroller and Ex-Officio City Clerk.
By ...
Deputy Clerk.