

Ordinance No. 49984

Providing for the laying off, opening, extending, and establishing of a public street and highway to be known as WEST 44th PLACE, from the intersection of 11th Avenue Northwest and West 44th Street to West 45th Street at a point approximately 160 feet east of the intersection of West 45th Street with 14th Avenue Northwest: * * * * *

Ordinance 49984**Council Bill No. 39954**

INTRODUCED: NOV 16 1925	BY: STREETS & SEWERS
REPORTED: NOV 16 1925	TO: STREETS & SEWERS
REFERRED:	
REPORTED: NOV 23 1925	VETO:
SECOND READING: NOV 23 1925	PUBLISHED:
THIRD READING: NOV 23 1925	VETO SUSTAINED:
ORDER: NOV 23 1925	PASSED OVER VETO:
PRESENTED TO MAYOR: NOV	APPROVED: DEC 8
FILED: DEC 8 1925	PUBLISHED:
ENGERED:	CV:
VOL 31 PAGE 433	200
COMPOSED BY:	

107830 - Council
110300 - Report &c. making an ordinance

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SIGNED: NOV 23 1925	PASSED OVER VETO:
PRESENTED TO MAYOR: NOV 23 1925	APPROVED: DEC 8
FILED: DEC 8 1925	PUBLISHED:
ENACTED: NOV 31 1925	BY: JLB
COMPILED BY:	

107850 - award
110300 - Report & asking a street

Thurs

ORDINANCE NO. 10081

AN ORDINANCE Providing for the laying off, opening, extending, and establishing of a public street and highway to be known as WEST 44th PLACE, from the intersection of 11th Avenue Northwest and West 44th Street to West 45th Street at a point approximately 160 feet east of the intersection of West 45th Street with 14th Avenue Northwest; providing for the establishing of the curb grades of said West 44th Place; 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 place, and for the establishing of the grades and for the necessary slopes for cuts and fills upon the property abutting on said place; and providing that the entire cost of such improvement shall be paid by special assessment on the property specially benefited, in the manner provided by law.

WHEREAS, public necessity and convenience demand that the above named place be laid off, opened, extended and established as a public street and highway, and that the curb grades of the above named place be established; and,

WHEREAS, such improvement will be a special benefit to certain lands, premises and other property, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That a public street and highway to be known as WEST 44th PLACE, from the intersection of 11th Avenue Northwest and West 44th Street to West 45th Street at a point approximately 160 feet east of the intersection of West 45th Street with 14th Avenue Northwest, be, and the same is hereby laid off, opened, extended and established over and across the following lots, blocks and tracts of land, to-wit:

That portion of Block One Hundred Seventy-seven (177), Gilman Park, an Addition to the City of Seattle, and that portion of Block Three (3), Ballard Tide Lands, an Addition to the City of Seattle, lying within a strip of land sixty (60) feet in width, being thirty (30) feet on each side of the following described center line, to-wit:

Beginning at the intersection of the Government Meander Line and the west margin of 11th Avenue Northwest, as platted in said Ballard

Tide Lands and in said Gilman Park; thence north-westerly along said meander line a distance of three hundred six and two one-hundredths (306.02) feet, more or less, to an angle point in said meander line; thence continuing along the said meander line produced to an intersection with the south margin of West 45th Street as platted in said Gilman Park Addition.

Section 2. That the curb grades of WEST 44th PLACE, from the intersection of 11th Avenue Northwest and West 44th Street to West 45th Street at a point approximately 160 feet east of the intersection of West 45th Street with 14th Avenue Northwest, be, and the same are hereby established at the following elevations above city datum, to-wit:

At the west margin of 11th Avenue Northwest:

Northeasterly and Southwesterly curbs at such elevations as will conform with the existing grade on said 11th Avenue Northwest.

At the south margin of West 45th Street:

Northeasterly and Southwesterly curbs at such elevations as will conform with the existing grade on said West 45th Street.

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

Section 3. That in the grading of the above named Place the city shall acquire the right in the case of a cut to remove the lateral support abutting on said Place. 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, and in the case of fills, the right shall be acquired to extend and maintain upon the abutting real 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 Place, reserving unto the abutting property owners, respectively, the right at any time to remove such slopes upon providing other adequate lateral support for said Place.

Section 4. 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 ^apublic street and highway; and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the grading of said Place in conformity with the grades established in Section 2 hereof, and in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said Place, as set forth in Section 3 hereof, are hereby condemned, appropriated, taken and damaged for the public use for such purposes; and 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 5. 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 6. That the Corporation Counsel be and he is hereby authorized and directed to begin and prosecute the actions and proceedings in the manner provided

(To be used for all Ordinances except Emergency.)

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.

Section 7. 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 23 day of NOVEMBER 1925
and signed by me in open session in authentication of its passage this 23 day of
NOVEMBER 1925 Gerka L. Landes

Approved by me this 3 day of DECEMBER 1925
President of the City Council.

Filed by me this 3 day of DECEMBER 1925 Mayor.

Attest: O. W. Carroll
City Comptroller and Ex-Officio City Clerk.

By Christie Deputy Clerk.

O. W. Carroll
City Comptroller and Ex-Officio City Clerk.

By Christie Deputy Clerk.

[SEAL]

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