

Ordinance No. 50939

Providing for the laying off, opening, widening, extending and establishing of 52nd Avenue South, from Wilson Avenue as established by Ordinance No. 32174 to Juncau Street, and Findlay Street, from 52nd Avenue South as extended herein to said Wilson Avenue; etc.

Council Bill No. 1000

INTRODUCED: APR 26 1926	BY: STREETS & SEWERS
REFERRED: APR 27 1926	TO: STREETS & SEWERS
REFERRED:	
REPORTED:	VETO:
SECOND READING:	PUBLISHED:
THIRD READING:	VETO SUSTAINED:
SIGNED:	PASSED OVER VETO:
PRESERVED TO MAYOR:	APPROVED:
FILED:	PUBLISHED:
ENGROSSED: 24 Z	BY:
VOL. 02 PAGE 242	MICK
COMPARED BY:	
AND	

*113095 - award
115204 - Report CC on hearing on road
35238 - app. to be paid to court. In addition to judgment*

Ordinance No. 50939

Providing for the laying off, opening, widening, extending and establishing of 2nd Avenue South, from Wilson Avenue as established by Ordinance No. 32174 to Juncau Street, and Kindlay Street, from 2nd Avenue South as extended herein to said Wilson Avenue; etc.

Council Bill No. 4000

INTRODUCED: APR 26 1928	BY: STREET & SEWER
REFERRED: MAY 21 1928	TO: STREETS & SEWER
REPORTED:	VETO:
SECOND READING:	PUBLISHED:
THIRD READING:	VETO SUSTAINED:
SIGNED:	PASSED OVER VETO:
PRESENTED TO MAYOR:	APPROVED:
FILED:	PUBLISHED: MAY 1 1928
ENGROSSED: 24 Z	BY: WICK
VOL. 22 PAGE 242	
COMPARED BY:	AND

Form 1, MAY 6-24, LAECO, 9147

115895 - award
115304 - Report on hearing on bill
35238 - app to be heard to court - unsatisfied judgment

ELY-LR
4-22-26ORDINANCE NO. 50030

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of 52nd Avenue South, from Wilson Avenue as established by Ordinance No. 32174 to Juneau Street, and Findlay Street, from 52nd Avenue South as extended herein to said Wilson Avenue; providing for the changing and establishing of the curb grades of said avenue and street, and of Orcas Street, from the westerly margin of 52nd Avenue South as platted in Hillman City Division No. 7, an addition to the City of Seattle, to said Wilson Avenue; providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor, and for the necessary slopes for cuts and fills on the property abutting on said avenue and streets; 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 avenue and street be laid off, opened, widened, extended and established as public streets and highways, and that the curb grades of the above named avenue and streets be changed and 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 52nd Avenue South, from Wilson Avenue as established by Ordinance No. 32174 to Juneau Street, and Findlay Street, from 52nd Avenue South as extended herein to said Wilson Avenue, be and the same are hereby laid off, opened, widened, extended and established as public streets and highways over and across the following lots, blocks and tracts of land, to-wit:

In IAKS WASHINGTON HOME ADDITION TO THE CITY OF SEATTLE,
Recorded in Volume 17 of Plats, Page 27.

All that portion of Lots Two (2) to Seven (7), inclusive, Block Three (3), lying easterly of a line thirty (30) feet westerly from and parallel with the east boundary line of said block, except portion condemned by Ordinance No. 32174.

All of Block Four (4).

In the SUBDIVISIONAL PLAT OF B. W. JOHN'S AND C. H. HANFORD'S
FIVE ACRE TRACTS, an Addition to the City of Seattle, as
determined by the Superior Court of King County, Washington,
Cause No. 76774.

That portion of tract arbitrarily numbered Eleven (11), described as follows:

Beginning at the southwest corner of said tract; thence north along the westerly line of said tract a distance of two hundred sixty-four and seventy-two one-hundredths (264.72) feet to an intersection with the southwesterly margin of Wilson Avenue as established by Ordinance No. 32174; thence southeasterly along said southwesterly margin a distance of fifty and thirty-two one-hundredths (50.32) feet; thence southerly along a line thirty (30) feet east from and parallel with the west line of said tract a distance of seventy-four and eight one-hundredths (74.08) feet; thence east along a straight line a distance of fifty-five and forty-one one-hundredths (55.41) feet to a point on the southwesterly margin of said Wilson Avenue, said point being distant one hundred forty-two and twenty-five one-hundredths (142.25) feet southeasterly from the intersection of said southwesterly margin with the west line of said tract; thence southeasterly along said southwesterly margin a distance of sixty-two and seventy-three one-hundredths (62.73) feet; thence westerly along a straight line fifty (50) feet south from and parallel with the next to the last above described line a distance of ninety-two and eighty-one one-hundredths (92.81) feet to an intersection with a line thirty (30) feet east from and parallel with the west line of said tract; thence south along said parallel line a distance of one hundred and thirty-seven one-hundredths (100.37) feet to an intersection with the south line of said tract; thence west along said south line a distance of thirty (30) feet to the point of beginning.

That portion of tract arbitrarily numbered Eight (8), described as follows:

Beginning at a point on the south line of said tract, said point being distant thirty-five and thirty-four one-hundredths (35.34) feet east from the southwest corner of said tract; thence south $89^{\circ} 53' 32''$ east along said south line a distance of sixty (60) feet; thence north $0^{\circ} 14' 50''$ west a distance of one hundred seventy-nine and eighty-three one-hundredths (179.83) feet to an intersection with the northerly line of said tract; thence westerly along said northerly line (said line being at this point the arc of a curve to the left, having a uniform radius of one hundred twenty (120) feet), a distance of seventeen and thirty-one one-hundredths (17.31) feet to a point of tangency; thence continuing westerly along said northerly line a distance of twenty-six and three one-hundredths (26.03) feet to a point of curvature; thence continuing westerly along the arc of a curve to the right, having a uniform radius of one hundred twenty (120) feet, a distance of twenty and forty-nine one-hundredths (20.49) feet; thence southerly along a straight line a distance of one hundred fifty-seven and ninety-five one-hundredths (157.95) feet to the point of beginning.

The west thirty (30) feet of tract arbitrarily numbered Five (5), except that portion thereof deeded for street purposes, Ordinance No. 50190.

That portion of tract arbitrarily numbered Four (4), described as follows:

Beginning at the southwest corner of said tract; thence north, along the west line of said tract a distance of one hundred fifteen (115) feet to the northwest corner of said tract; thence east along the north line thereof a distance of thirty (30) feet; thence south along a line thirty (30) feet east from and parallel with the west line of said tract a distance of fifty-four and ninety-nine one-hundredths (54.99) feet; thence southeasterly along a straight line a distance of forty-two and fifty-six one-hundredths (42.56) feet to a point on a line sixty (60) feet east from and parallel with the west line of said tract, said point being distant thirty (30) feet north from the intersection of said parallel line with the south line of said tract; thence south along said parallel line a distance of thirty (30) feet; thence west along the south line of said tract a distance of sixty (60) feet to the point of beginning.

In THE SOUND TRUSTEE COMPANY'S FOURTH ADDITION TO THE CITY OF SEATTLE, Recorded in Volume 17 of Plats, Page 61.

That portion of Lot Five (5), Block One (1), described as follows:

Beginning at the northwest corner of said lot; thence east along the north line thereof a distance of thirteen and thirty one-hundredths (13.30) feet; thence south along a straight line a distance of eight and two one-hundredths (8.02) feet to a point on the southwesterly line of said lot, said point being distant fifteen and fifty-eight one-hundredths (15.58) feet southeasterly from the northwest corner of said lot; thence northwesterly along said southwesterly line a distance of fifteen and fifty-eight one-hundredths (15.58) feet to the point of beginning.

In LAKE WASHINGTON HEIGHTS ADDITION TO THE CITY OF SEATTLE, Recorded in Volume 16 of Plats, Page 16.

The east thirty (30) feet of Lot Twenty-two (22), Block One (1).

That portion of Lot Twenty-four (24), Block Two (2), described as follows:

Beginning at the southeast corner of said lot; thence north along the east line thereof a

distance of thirty (30) feet; thence southwesterly along a straight line a distance of forty-two and twenty-nine one-hundredths (42.29) feet to a point on the south line of said lot, said point being distant thirteen and thirty-seven one-hundredths (13.37) feet east from the southwest corner of said lot; thence east along said south line a distance of thirty (30) feet to the point of beginning.

Section 2. That the curb grades of the above mentioned avenue and streets be and the same are hereby changed and established to the following elevations above city datum, to-wit:

ON 52nd AVENUE SOUTH

At the southwesterly margin of Wilson Avenue as established by Ordinance No. 32174, at existing elevation:

West Curb 186.90 feet

Opposite a point twenty (20) feet south of the intersection of the easterly margin of 52nd Avenue South, as extended herein, with the southwesterly margin of said Wilson Avenue:

East Curb 188.76 feet
West Curb 189.28 feet

At the north margin of Findlay Street:

East Curb 193.22 feet
West Curb 193.79 feet

At the south margin of Findlay Street:

East Curb 197.35 feet
West Curb 197.97 feet

At a point ninety-five (95) feet south from the north boundary line of the Sound Trustee Company's 4th Addition:

East Curb 213.50 feet
West Curb 214.30 feet

At the south margin of Orcas Street:

East Curb 216.00 feet
West Curb 217.50 feet

At the north margin of Mead Street from the west, produced east:

East Curb	234.80 feet
West Curb	235.30 feet

At the south margin of Mead Street:

East Curb	235.80 feet
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At a point twenty (20) feet south of the south margin of said Mead Street:

West Curb	236.70 feet
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At the north margin of Juneau Street from the west:

East Curb	246.00 feet
West Curb	246.00 feet

ON FINDLAY STREET

At the east margin of 52nd Avenue South as extended herein:

North Curb	193.45 feet
South Curb	195.35 feet

At a point approximately forty-five (45) feet east of the last mentioned point:

North Curb	187.60 feet
South Curb	188.53 feet

At the southwesterly margin of Wilson Avenue, as established by Ordinance No. 32174, at existing elevations:

North Curb	185.00 feet
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ON ORCAS STREET

At the west margin of 52nd Avenue South as platted in Hillman City Division No. 7, an Addition to the City of Seattle, at existing elevations:

North Curb	220.22 feet
South Curb	220.50 feet

At the west margin of 52nd Avenue South as established herein:

North Curb	217.00 feet
South Curb	217.80 feet

At the east margin of 52nd Avenue South as established herein:

North Curb	213.00 feet
South Curb	213.80 feet

Opposite a point approximately seventeen (17) feet westerly from the intersection of the north margin of Orcas Street with the southwesterly margin of Wilson Avenue as established by Ordinance No. 32174:

North Curb	183.46 feet
South Curb	183.46 feet

The last named elevations being such as conform with the established grade on Orcas Street at the intersection of said Wilson Avenue.

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

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

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 public streets and highways; and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the grading and regrading of said avenue and streets 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 avenue and streets 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 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 2. 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 3 day of 1916 and signed by me in open session in authentication of its passage this 3 day of 1916

President of the City Council. [Signature]

Approved by me this 11 day of 1916 [Signature] Mayor.

Filed by me this 11 day of 1916

Attest: [Signature] City Comptroller and Ex-Officio City Clerk.

[SEAL] By [Signature] Deputy Clerk.

Published: [Signature] City Comptroller and Ex-Officio City Clerk.

By [Signature] Deputy Clerk.