

**Ordinance No. 55688**

Providing for the laying off, opening, widening, extending and establishing of 31st Avenue Southwest from Admiral Way to West Andover Street, of West Genesee Street from 35th Avenue Southwest to Fauntleroy Avenue, and of the Alley westerly and northwesterly of Avalon Way from 31st Avenue Southwest to 35th Avenue Southwest;

*7/5/28*

REPEALED BY ORDINANCE NO. 60139

*st*

**Council Bill No. 45923**

INTRODUCED: <i>JUL 2 1928</i>	BY: STREETS & SEWERS
REFERRED: <i>JUL 2 1928</i>	TO: STREETS & SEWERS
REFERRED:	
REPORTED: <i>JUL 9 1928</i>	VETO:
SECOND READING: <i>JUL 9 1928</i>	PUBLISHED:
THIRD READING: <i>JUL 9 1928</i>	VETO SUSTAINED:
SIGNED: <i>JUL 5 1928</i>	PASSED OVER VETO:
PRESENTED TO MAYOR: <i>JUL 9 1928</i>	APPROVED: <i>JUL 10 1928</i>
FILED: <i>JUL 10 1928</i>	PUBLISHED: <i>JUL 17 1928</i>
ENDORSED: <i>Dr. 403</i>	BY: <i>mck.</i>
COMPALED BY:	

AND

ELY.

ELY:B  
6-29-28

*SWM*

AMENDED

SECTION 6

ORDINANCE NO. 60139

ORDINANCE NO. 58151

ORDINANCE NO. 55688

and by adding section "2A"

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of 31st Avenue Southwest from Admiral Way to West Andover Street, of West Genesee Street from 35th Avenue Southwest to Fauntleroy Avenue, and of the Alley westerly and northwesterly of Avalon Way from 31st Avenue Southwest to 35th Avenue Southwest; providing for the changing and establishing of the curb grades of said avenue, street and alley and of West Andover Street from Avalon Way to the alley westerly thereof and of West Genesee Street from Avalon Way to the alley westerly thereof; providing for the condemnation, appropriation, taking and damaging of land and other property necessary therefor and for the making of the necessary slopes for cuts and fills upon the property abutting upon said avenue, streets and alley; providing for the condemnation, appropriation and taking of land and other property for general municipal purposes, and providing that the cost of the improvement shall be paid by special assessment upon the property specially benefited in the manner provided by law, except as herein otherwise provided.

WHEREAS, public necessity and convenience demand that the above named avenue, streets and alley be laid off, opened, widened, extended and established and that the curb grades of said avenue, streets and alley be changed and established, and

WHEREAS, said 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 31st Avenue Southwest from Admiral Way to West Andover Street and West Genesee Street from 35th Avenue Southwest to Fauntleroy Avenue and the Alley westerly and northwesterly of Avalon Way from 31st Avenue Southwest to 35th Avenue Southwest 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 SEABOARD ADDITION to the City of Seattle, recorded in Volume 14 of Plats, Page 43:

All of Lot 5, Block 1, except portion condemned by Ordinance No. 29062.

All of Lot 6, Block 1, except portion condemned by Ordinance No. 29062.

That portion of Lots 1 and 2, Block 2, described as follows:

Beginning at a point on the north line of said lot 1, said point being distant forty-six and seventy one-hundredths (46.70) feet west from the intersection of said north line with the westerly margin of 30th Avenue Southwest as condemned under Ordinance No. 29062; thence west along said north margin a distance of eleven and fifty-six one-hundredths (11.56) feet to the northwest corner of said Lot 1; thence south along the west line of said Lots 1 and 2 a distance of fifty-seven and seventy-four one-hundredths (57.74) feet; thence northerly along the arc of a curve to the right having a uniform radius of one hundred fifty and no one-hundredths (150.00) feet a distance of fifty-nine and twenty-seven one-hundredths (59.27) feet to the point of beginning.

All of Lots 6 and 29, Block 2.

All of Lots 6 and 29, Block 3.

All of Lots 6 and 29, Block 4.

UNPLATTED.

That portion of the southwest one-quarter of the northwest one-quarter of Section 13, Township 24 North, Range 3 East, W.M., described as follows:

Beginning at a point on the south margin of West Bradford Street as platted in Seaboard Addition to the City of Seattle, said point being distant one hundred thirteen and eighty-seven one-hundredths (113.87) feet south  $89^{\circ} 35' 0''$  west from the intersection of said south margin with the west margin of 30th Avenue Southwest as now established; thence south  $0^{\circ} 46' 55''$  west a distance of three hundred thirteen and forty one-hundredths (313.40) feet to a point of curvature; thence southerly along the arc of a curve to the right having a uniform radius of eleven hundred sixty-one and twenty-eight one-hundredths (1161.28) feet a distance of fourteen and eighty-seven one-hundredths (14.87) feet to a point on the north boundary line of Westholme, an addition to the City of Seattle, recorded in Volume 22 of Plats, Page 51; thence south  $89^{\circ} 26' 40''$  west along said north margin a distance of thirty and two one-hundredths (30.02) feet; thence northerly along the arc of a curve to the left having a uniform radius of eleven hundred thirty-one and twenty-eight one-hundredths (1131.28) feet (the radius of said curve bearing north  $88^{\circ} 25' 46''$  west from said point) a distance of fifteen and fifty-seven one-hundredths (15.57) feet to a point of tangency; thence north  $0^{\circ} 46' 55''$  east along the tangent to said curve at said point a distance of one hundred forty-seven and no one-hundredths (147.00)

feet; thence north  $78^{\circ} 41' 43''$  west a distance of fifteen and no one-hundredths (15.00) feet; thence south  $21^{\circ} 49' 39''$  west a distance of one hundred seventy-nine and eleven one-hundredths (179.11) feet; thence south  $89^{\circ} 26' 40''$  west a distance of thirty-two and forty-four one-hundredths (32.44) feet; thence north  $21^{\circ} 49' 39''$  east a distance of one hundred forty-eight and no one-hundredths (148.00) feet to a point of curvature; thence northeasterly and northerly along the arc of a curve to the left having a uniform radius of five hundred and no one-hundredths (500.00) feet a distance of one hundred eighty-three and sixty-six one-hundredths (183.66) feet to a point of tangency; thence north  $0^{\circ} 46' 55''$  east along the tangent to said curve at said point a distance of twelve and seventy-four one-hundredths (12.74) feet to a point on the south margin of Bradford Street as platted in Seaboard Addition to The City of Seattle; thence east along said south line a distance of fifty-five and one one-hundredths (55.01) feet to the point of beginning.

In WESTHOLME, an addition to the City of Seattle, recorded in Volume 22 of Plats, Page 51;

That portion of Lots 1 to 3 inclusive, Block 6, described as follows:

Beginning at a point on the north line of said Lot 1, said point being distant one hundred seven and ninety-three one-hundredths (107.93) feet west from the northeast corner of said lot; thence west along said north line a distance of two and fifty-eight one-hundredths (2.58) feet to a point of curvature; thence southwesterly along the arc of a curve to the left having a uniform radius of ten and no one-hundredths (10.00) feet a distance of fifteen and twenty-nine one-hundredths (15.29) feet to a point of tangency on the west line of said lot; thence south along the west line of said Lots 1 to 3 inclusive a distance of one hundred five and thirty-nine one-hundredths (105.39) feet to the southwest corner of said Lot 3; thence east along the south line of said Lot 3 a distance of five and forty-six one-hundredths (5.46) feet; thence northerly along the arc of a curve to the left having a uniform radius of eleven hundred sixty-one and twenty-eight one-hundredths (1161.28) feet a distance of one hundred fifteen and seventy-four one-hundredths (115.74) feet to the point of beginning.

That portion of Lot 6, Block 6, described as follows:

Beginning at a point on the north line of said lot, said point being distant thirty-four and fifty-four one-hundredths (34.54) feet west from the northeast corner of said Lot 6; thence west along the north line thereof a distance of five and forty-six one-hundredths (5.46) feet to the northwest corner of said lot; thence south along the west line thereof a distance of forty-two and ninety-five one-hundredths (42.95) feet; thence northerly along the arc of a curve to the left having a uniform radius of eleven hundred sixty-one and twenty-eight one-hundredths (1161.28) feet a distance of forty-three and twenty-nine one-hundredths (43.29) feet to the point of beginning.

That portion of Lot 7, Block 6, described as follows:

Beginning at a point on the north line of said lot, said point being distant thirty-eight and nineteen one-hundredths (38.19) feet east from the northwest corner of said lot; thence east along the north line thereof a distance of one and eighty-one one-hundredths (1.81) feet to the northeast corner of said lot; thence south along the east line of said lot a distance of one hundred ninety-seven and eighty-eight one-hundredths (197.88) feet to the southeast corner of said lot; thence westerly along the southerly line of said Lot 6 a distance of eighteen and fifty-three one-hundredths (18.53) feet; thence northerly along the arc of a curve to the left having a uniform radius of eleven hundred thirty-one and twenty-eight one-hundredths (1131.28) feet a distance of one hundred ninety-one and forty-four one-hundredths (191.44) feet to the point of beginning.

That portion of Lots 9 and 10, Block 6, described as follows:

Beginning at a point on the north line of said Lot 9, said point being distant six and seventy-six one-hundredths (6.76) feet east from the northwest corner of said Lot 9; thence north  $89^{\circ} 26' 40''$  east along the north line of said Lot 9 a distance of thirty-two and forty-four one-hundredths (32.44) feet; thence south  $21^{\circ} 49' 39''$  west a distance of one hundred thirty and thirty-six one-hundredths (130.36) feet to a point on the southwesterly line of said Lot 10; thence northwesterly along the southwesterly line of said Lot 10 a distance of thirty and eighty one-hundredths (30.80) feet; thence north  $21^{\circ} 49' 39''$  east a distance of one hundred seven and sixty-eight one-hundredths (107.68) feet to the point of beginning.

That portion of Lots 1 to 4 inclusive, Block 8, described as follows:

Beginning on the westerly line of said Lot 1, said point being distant twenty-eight and ninety-four

one-hundredths (28.94) feet southerly from the northwest corner of said Lot 1; thence southerly along the westerly line of said Lots 1 to 4 inclusive a distance of one hundred thirty-eight and twenty-three one-hundredths (138.23) feet to the southwest corner of said Lot 4; thence easterly along the southerly line of said Lot 4 a distance of seven and no one-hundredths (7.00) feet; thence northerly parallel with the westerly line of said Lot 4 a distance of ten and ninety-one one-hundredths (10.91) feet to a point of curvature; thence northerly along the arc of a curve to the left having a uniform radius of eleven hundred sixty-one and twenty-eight one-hundredths (1161.28) feet a distance of one hundred twenty-seven and fifty-seven one-hundredths (127.57) feet to the point of beginning.

The westerly seven (7) feet of Lots 5 to 27, inclusive, Block 8.

The easterly seven (7) feet of Lots 28 to 50, inclusive, Block 8.

That portion of Lots 51 to 54, inclusive, described as follows:

Beginning at a point on the north line of said Lot 54, said point being distant one hundred three and fifty-four one-hundredths (103.54) feet easterly from the northwest corner of said lot; thence easterly along the northerly line of said lot a distance of seventeen and fifty-nine one-hundredths (17.59) feet to the northeast corner of said Lot 54; thence southerly along the easterly line of Lots 51 to 54 inclusive a distance of one hundred sixty-seven and eleven one-hundredths (167.11) feet to the southeasterly corner of said Lot 51; thence westerly along the southerly line of said Lot 51 a distance of seven and no one-hundredths (7.00) feet; thence northerly along a line parallel to the easterly line of said lot a distance of ten and ninety-one one-hundredths (10.91) feet to a point of curvature; thence northerly along the arc of a curve to the left having a uniform radius of eleven hundred thirty-one and twenty-eight one-hundredths (1131.28) feet a distance of one hundred fifty-seven and twenty-nine one-hundredths (157.29) feet to the point of beginning.

That portion of Lots 1 and 2, Block 12, described as follows:

Beginning on the northerly line of said Lot 1, said point being distant one hundred six and twenty-two one-hundredths (106.22) feet easterly from the intersection of said northerly line with the southerly margin of West Genesee Street; thence easterly along said northerly line a distance of eleven and thirteen one-hundredths (11.13) feet; thence southwesterly along the southeasterly line of said Lot 1 a distance of one hundred sixty-five and eleven one-hundredths (165.11) feet to the most southerly corner of said Lot 1; thence

westerly along the southerly line of Lot 2 a distance of forty and no one-hundredths (40.00) feet to the southwesterly corner of said Lot 2; thence northerly along the westerly line of said Lot 2 a distance of seven and no one-hundredths (7.00) feet; thence easterly along the line parallel to the southerly line of said Lot 2 a distance of nineteen and sixty-eight one-hundredths (19.68) feet to a point of curvature; thence northeasterly along the arc of a curve to the left having a uniform radius of one hundred eighty-seven and no one-hundredths (187.00) feet a distance of one hundred seventy-one and seventy-one one-hundredths (171.71) feet to the point of beginning.

The southerly seven (7) feet of Lots 3 to 14 inclusive, Block 12.

The northerly seven (7) feet of Lots 15 to 30 inclusive, Block 12.

The northwesterly seven (7) feet of Lots 31 to 35 inclusive, Block 12.

In BOSTON COMPANY'S PLAT of West Seattle, now a portion of the City of Seattle, as recorded in Volume 3 of Plats, Page 19.

All of Lot 1, Block 33.

The north eleven and ninety-nine one-hundredths (11.99) feet of Lot 2, Block 33.

The north eleven and ninety-nine one-hundredths (11.99) feet of Lot 2, Block 34, except portion condemned by Ordinance No. 29063.

Section 2. That the following lots, blocks, tracts or parcels of land and the appurtenances thereunto belonging be and the same are hereby condemned, taken and appropriated in fee simple for general municipal purposes, to-wit:

UNPLATTED.

That portion of the southwest one-quarter of the northwest one-quarter of Section 13, Township 24 North, Range 3 East, W.M., described as follows:

Beginning at a point on the north boundary line of Westholme, an addition to the City of Seattle as recorded in Volume 22 of Plats, Page 51, said point being distant one hundred thirty-seven and ninety-three one-hundredths (137.93) feet south 89° 26' 40" west from the intersection of said north boundary line with the westerly margin of 30th Avenue Southwest as now established; thence continuing south 89° 26' 40" west along said north boundary line a distance of seventy-nine and nine one-hundredths (79.09) feet; thence north 21° 49' 39" east a distance of one hundred seventy-nine and eleven one-hundredths (179.11) feet; thence south 78° 41' 43" east a distance of fifteen and no one-hundredths (15.00) feet; thence south 0° 46' 55" west a distance of one hundred forty-seven and no one-hundredths (147.00) feet to a point of curvature; thence southerly along the arc of a curve to the right having a uniform radius of eleven hundred thirty-one and twenty-eight one-hundredths (1131.28) feet a distance of fifteen and fifty-seven one-hundredths (15.57) feet to point of beginning.

In BOSTON COMPANY'S PLAT of West Seattle, now a portion of the City of Seattle, recorded in Volume 3 of Plats, Page 19.

All of Lot 2, Block 33, except portion condemned in Section 1 hereof.

All of Lot 2, Block 34, except portion condemned in Section 1 hereof and except portion condemned under Ordinance No. 29063.

and that said lands and appurtenances thereunto belonging are to be condemned, taken and appropriated only after just compensation has been made or paid into court for the owners thereof in the manner provided by law.

Section 3. That the curb grades of the following avenue, streets and alley be and the same are hereby changed and established at the following elevations above City Datum, to-wit:

ON 31st AVENUE SOUTHWEST

At the southerly margin of Admiral Way as established by Ordinance No. 29062.

West Curb 61.00



At the south margin of Manning Street;

East Curb 69.60 feet

At a point twelve (12) feet south of the south margin of Manning Street at a point of curvature of a vertical curve:

East Curb 69.24 feet

At a point sixty (60) feet south from the last mentioned point at the point of tangency of a vertical curve:

East Curb 69.68 feet

At a point sixty (60) feet south of the north margin of Bradford Street:

East Curb 92.80 feet  
West Curb 92.80 feet

At a point one hundred seventy-nine and eleven one-hundredths (179.11) feet northeasterly from the intersection of the southeasterly margin of 31st Avenue Southwest as extended herein with the north boundary line of Westholme, an addition to the City of Seattle (said distance being measured along the southeasterly margin of said 31st Avenue Southwest):

Northwesterly Curb 104.00 feet  
Southeasterly Curb 104.00 feet

Opposite the intersection of the northwesterly curb line of 31st Avenue Southwest with the northeasterly margin of West Andover Street at elevations conforming with the existing grade on West Andover Street:

Northwesterly Curb 138.00 feet  
Southeasterly Curb 138.00 feet

ON WEST GENESEE STREET, between 35th Avenue Southwest and Fauntleroy Avenue, on the west thirty (30) feet of said West Genesee Street, as widened herein,

At the east margin of 35th Avenue Southwest:

Northerly Curb 224.00 feet  
Southerly Curb 224.00 feet

The above elevations applying to an overhead structure across 35th Avenue Southwest.

At the southwesterly margin of Fauntleroy Avenue:

Southerly Curb 236.00 feet

ON WEST GENESEE STREET, from Avalon Way to a point thirty (30) feet westerly of the alley westerly of said Avalon Way, at the westerly margin of Avalon Way,

At elevations conforming with the existing grade on Avalon Way:

Northerly Curb	160.40 feet
Southerly Curb	162.00 feet

At the easterly margin of the alley:

Northerly Curb	182.50 feet
Southerly Curb	183.50 feet

At the west margin of the alley:

Northerly Curb	182.75 feet
Southerly Curb	183.60 feet

At a point thirty (30) feet west of the west margin of the alley at existing elevations:

Northerly Curb	183.00 feet
Southerly Curb	183.70 feet

ON WEST ANDOVER STREET.

At the westerly margin of Avalon Way at elevations conforming to the existing grade on Avalon Way:

Northerly Curb	100.10 feet
Southerly Curb	101.60 feet

At the easterly margin of the alley between Avalon Way and 32nd Avenue Southwest:

Northerly Curb	121.00 feet
Southerly Curb	122.00 feet

ON THE ALLEY JUST WESTERLY AND NORTHWESTERLY OF AVALON WAY FROM 31st AVENUE SOUTHWEST TO 35th AVENUE SOUTHWEST,

At a point one hundred seventy-eight and fourteen one-hundredths (178.14) feet southerly from the north margin of Bradford Street:

East Curb	99.30 feet
West Curb	99.30 feet

At the east margin of 35th Avenue Southwest:

North Curb	224.00 feet
South Curb	224.00 feet

The rate of grade between the two last mentioned points being continuous at approximately five and one-half (5½) per cent.

ON 35th AVENUE SOUTHWEST

At the north margin of Avalon Way at existing elevations:

East Curb	201.90 feet
West Curb	200.90 feet

At a point one hundred thirteen (113) feet south of the south margin of West Genesee Street from the east:

East Curb	107.44 feet
West Curb	107.65 feet

At the south margin of West Genesee Street from the east at existing elevations:

East Curb	221.00 feet
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That the curb gradients shall be of a uniform rate of grade between the elevations established herein, except those points there they are specified as lying in vertical curves.

Section 4. That in the grading and regrading of the above named avenue, streets and alley the City shall acquire the right in the case of a cut to remove the lateral support abutting on said avenue, streets and alley. 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, streets and alley, 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, streets and alley.

Section 5. 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, streets and alley in conformity with the grades established in Section 3 hereof, and in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said avenue, streets and alley, as set forth in Section 4 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 6. 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, except that that portion of the improvement provided for in Section 2 herein shall be paid from the General Fund of the City of Seattle.

Section 7. 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 8. 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 9 day of JULY, 1928,  
and signed by me in open session in authentication of its passage this 9 day of  
JULY, 1928 *Richard Wood*

President PRO TEM of the City Council.

Approved by me this 10 day of JULY, 1928.  
*Frank Edwards*  
Mayor.

Filed by me this 10 day of JULY, 1928.  
*H. W. Carroll*  
Attest:  
City Comptroller and Ex-Officio City Clerk.

(SEAL)

By *Al Sturck*  
Deputy Clerk.

Published JUL 17 1928

*H. W. Carroll*  
City Comptroller and Ex-Officio City Clerk.  
By *Al Sturck*  
Deputy Clerk.