

Ordinance No. 55773

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Providing for the laying off, opening, widening, extending and establishing of UNIVERSITY WAY from East 50th Street to Ravenna Boulevard, providing for the establishing of the curb grades of said way as widened herein, 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 way.

*7/2/98
M. B. L.*

Council Bill No. 4922

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| INTRODUCED: JUL 2 1998 | BY: SEWERS & SEWERS |
| REFERRED: JUL 2 1998 | TO: SEWERS & SEWERS |
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COMPARED BY: _____ AND _____

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6-23-28

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ORDINANCE NO. 53773

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of UNIVERSITY WAY from East 50th Street to Ravenna Boulevard, providing for the establishing of the curb grades of said way as widened herein, 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 way 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 University Way from East 50th Street to Ravenna Boulevard be laid off, opened, widened, extended and established as a public street and highway and that the curb grades of said way be 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 University Way from East 50th Street to Ravenna Boulevard be and the same is hereby laid off, opened, widened, extended and established as a public street and highway over and across the following lots, blocks and tracts of land, to-wit:

In UNIVERSITY HEIGHTS, an addition to the City of Seattle, recorded in Volume 9 of Plats, Page 41.

The west ten (10) feet of Lots 14 to 26, inclusive, Block 3.

The west ten (10) feet of Lots 19 to 36, inclusive, Block 4.

The east ten (10) feet of Lots 1 to 18, inclusive, Block 5.

The east ten (10) feet of Lots 1 to 13, inclusive, Block 6.

In H. J. TURNER & CO.'S UNIVERSITY ADDITION to the City of Seattle, recorded in Volume 11 of Plats, Page 27.

The west ten (10) feet of Lots 8 to 14 inclusive, Block 1.

The east ten (10) feet of Lots 1 to 7 inclusive, Block 2.

In MAY ADDITION to the City of Seattle, recorded in Volume 9 of Plats, Page 17.

The west ten (10) feet of that portion of Lot 18, Block 1, lying southerly of the southerly margin of Ravenna Boulevard as now established.

The west ten (10) feet of Lots 19 to 30 inclusive, Block 1.

The east ten (10) feet of Lots 1 to 5 inclusive, Block 2.

The east ten (10) feet of Lot 6, Block 2, except portion condemned for Ravenna Boulevard.

That portion of Lot 7, Block 2, described as follows: Beginning at a point on the south line of said Lot 7, said point being distant ninety-three and no one-hundredths (93.00) feet east from the southwest corner of said Lot 7; thence east along said south line a distance of two and six one-hundredths (2.06) feet to an intersection with the southerly margin of Ravenna Boulevard as now established; thence westerly along said southerly margin a distance of two and eighteen one-hundredths (2.18) feet; thence south along a straight line a distance of seventy-two one-hundredths (0.72) feet to the point of beginning.

UNPLATTED.

That portion of the southeast one-quarter of the southeast one-quarter of the northeast one-quarter of Section 8, Township 25 North, Range 4 East, W.M., described as follows:

Beginning at the intersection of the north margin of East 56th Street as established by Ordinance No. 42362 with the west margin of University Way as platted in May Addition to the City of Seattle, Volume 9, of Plats, Page 17; thence north along said west margin a distance of three hundred nine and forty-four one-hundredths (309.44) feet to the southeast corner of Lot 1, Block 2, said May Addition; thence west along the south line of said Lot 1 a distance of ten and no one-hundredths (10.00) feet; thence south along a straight line a distance of three hundred nine and forty one-hundredths (309.40) feet to the north margin of said East 56th Street at a point ten and no one-hundredths (10.00) feet west from the intersection of said north margin with the west margin of University Way; thence east along said north margin a distance of ten and no one-hundredths (10.00) feet to the point of beginning.

Section 2. That the present existing curb grades on University Way shall be extended out over the widened portions of said University Way as set forth in Section One hereof.

Section 3. That in the grading of the above named University Way the City shall acquire the right in the case of a cut to remove the lateral support abutting upon said University Way. 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 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 (1½) feet for each foot of elevation of fill for the purpose of acquiring lateral support for said way, reserving unto the abutting property owners respectively the right at any time to remove said slopes upon providing other adequate lateral support for said way.

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 One 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, and damaged in the grading of said way in conformity with the grades established in Section Two hereof and in the construction of the necessary slopes for cuts and fills upon the real property abutting upon said way, as set forth in Section Three hereof, are hereby condemned, appropriated, taken and damaged for 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 first been made or paid into court for the owners thereof 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 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 April, 1928
and signed by me in open session in authentication of its passage this 23 day of April, 1928
Robt. B. Beckett
President of the City Council.

Approved by me this 30 day of April, 1928
Frank Edwards
Mayor.

Filed by me this 30 day of April, 1928
Attest: [Signature]
City Comptroller and Ex-Officio City Clerk.
By: [Signature]
Deputy Clerk.

(SEAL)

Published April 30, 1928
By: [Signature]
City Comptroller and Ex-Officio City Clerk.
Deputy Clerk.