

Ordinance No. 11127

AN ORDINANCE providing for the laying off, extending and establishing of Westlake Avenue, in the City of Seattle, as a public street and highway, to be ninety (90) feet in width between the intersection of Westlake Avenue and Denny Way and the intersection of Fourth Avenue and Pike Street, and providing for the taking and damaging of land and other property necessary therefor, etc. etc. etc.

Engrossed Bill

Council Bill No. 1657

INTRODUCED: <i>Oct 14 1901</i>	BY: <i>W. B. S.</i>
REFERRED:	TO:
REPORTED:	COMPARED BY <i>WATSON & HERRIN.</i>
SECOND READING:	
THIRD READING:	
FINAL PASSAGE:	
SIGNED:	
PRESENTED TO MAYOR:	APPROVED:
FILED:	PUBLISHED:
ENGROSSED: <i>"I"</i>	BY: <i>W. B. S.</i>
VOL. <i>1140</i>	FOLIO:
COMPARED BY:	FILE NO.

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ORDINANCE NO. _____.

AN ORDINANCE providing for the laying off, extending and establishing of Westlake Avenue, in the City of Seattle, as a public street and highway; the same to be ninety (90) feet in width between the intersection of Westlake Avenue and Denny Way, and the intersection of Fourth Avenue and Pike Street, and providing for the taking and damaging of land and other property necessary therefor, and for the ascertainment and payment of the just compensation to be made for the private property to be taken and damaged for said purpose and for the assessment upon the property benefited for the purpose of making such compensation.

WHEREAS, public necessity demands that said Westlake Avenue be laid off, extended and established as a public street and highway in the City of Seattle as herein provided, and that the same will be of special benefit to certain lands and other premises adjoining, contiguous and proximate thereto, within the assessment district hereinafter described; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That Westlake Avenue, in the City of Seattle, be and the same is hereby laid off, extended and established as a public street and highway in said city through that portion of blocks numbered thirty-eight (38), thirty-seven (37), twenty-three (23), twenty-four (24) and twenty (20) of Sarah A. Bell's Second Addition to the City of Seattle, and blocks numbered thirteen (13), fourteen (14), eleven (11), ten (10), seven (7), two (2) and one (1), of Sarah A. Bell's Addition to the City of Seattle, and blocks numbered nineteen (19) and twenty-two (22), A. A. Denny's Addition to the City of Seattle, lying within and between the following described lines:

Beginning at a point on the south marginal line of Denny Way 45.43 feet east of the intersection of the center line of Westlake Avenue produced with the south marginal line of Denny Way produced; thence southerly on a right line to an intersection with the north marginal line of Pike Street at the point of intersection of the said

north marginal line of Pike Street with the easterly margin of Fourth Avenue, and a line extending from the north marginal line of Pike Street to the south marginal line of Denny Way, said line being westerly ~~xxx~~ ninety (90) feet distant and parallel with said line heretofore described.

Section 2. That all the lands, rights and privileges and other property within the limits of the above bounded and described tracts are hereby condemned and appropriated to the public use for the purposes of a public street forever, and the same to be taken and appropriated only after just compensation has been made or paid into court for the owner in the manner provided by law.

Section 3. That the Corporation Counsel be and he is hereby authorized and directed to file in the Superior Court of King County, State of Washington, a petition in the name of the City of Seattle, praying that just compensation be made for the private property to be taken or damaged for the purpose of laying off, extending and establishing of said Westlake Avenue as provided in Section 1 of this ordinance, "be ascertained by a jury or by the court in case a jury be waived", which petition shall comply with the requirements of the act of the Legislature of the State of Washington, entitled "An act to enable cities of the first class to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method of making compensation therefor and providing for special assessments in certain cases upon property benefited, and declaring an emergency", approved March 9th, 1893, and all such acts and proceedings shall be taken and done as are provided by said act.

Section 4. An assessment shall be made in the manner provided by the said act of the Legislature for the purpose of raising the amount necessary to pay the compensation and damages which shall be awarded for the property taken as aforesaid, and for the costs of the proceedings, and such assessment shall be made subject to the provi-

sions of said act of the Legislature upon all the property included within the following described district, which district will be specially benefited by the laying off, extending and establishing of said Westlake Avenue, and is hereby designated "Westlake Avenue Local Improvement District", to-wit:

All the property lying within and between the following described streets, avenues and ways, in the City of Seattle, beginning at the intersection of Boren Avenue North and Valley Street, thence south along Boren Avenue North to Denny Way; thence east along Denny Way to Lenora Street; thence westerly along Lenora Street to Terry Avenue; thence southerly along Terry Avenue to Virginia Street; thence southerly along Virginia Street to Ninth Avenue; thence southerly along Ninth Avenue to Stewart Street; thence westerly along Stewart Street to Eighth Avenue; thence southerly along Eighth Avenue to Pike Street; thence westerly along Pike Street to Sixth Avenue; thence southerly along Sixth Avenue to Union Street; thence westerly along Union Street to First Avenue; thence northerly along First Avenue to Pine Street; thence easterly along Pine Street to Second Avenue; thence northerly along Second Avenue to Stewart Street; thence easterly along Stewart Street to Fourth Avenue; thence northerly along Fourth Avenue to Lenora Street; thence easterly along Lenora Street to Fifth Avenue; thence ~~southerly~~^{northerly} along Fifth Avenue to Blanchard Street; thence easterly along Blanchard Street to Sixth Avenue; thence northerly along Sixth Avenue to Bell Street; thence easterly along Bell Street to Eighth Avenue; thence northerly along Eighth Avenue and Eighth Avenue North produced, and Eighth Avenue North to an intersection with Valley Street; thence easterly along Valley Street to the place of beginning.

Any part of the compensation, damages or costs that is not finally assessed against said property benefited shall be paid from the General Fund of the City of Seattle.

For the purpose of said special assessment, a supplemental petition shall be filed in said court, and all other acts and proceedings shall be taken and done for the making, completion and collection of said assessment as in said act of the Legislature provided.

Sec. 5. This ordinance shall take effect and be in force 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 10th day of February 1902 and signed by me in open session in authentication of its passage this 10th day of February 1902

A. H. Murphy
President of the City Council.

Approved by me this 13th day of FEBRUARY 1902

N. J. ...
Mayor.

Filed by me this 13th day of FEBRUARY 1902

Attest: Frank H. Paul
City Comptroller and ex officio City Clerk.

By _____
Deputy Clerk.

Published FEBRUARY 15, 1902

Frank H. Paul
City Comptroller and ex officio City Clerk.

By George ...
Deputy Clerk.