

Ordinance No. 89413

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of Seneca Street over and across Lot 1, Block 182, Seattle Tidelands, providing for the condemnation, appropriation, taking and clearing of land and other property necessary for the construction of an exit ramp in Seneca Street and Seneca Street as widened herein, connecting the existing overhead structure in Alaskan Way with First Avenue, providing for the establishment of center line grades on said exit ramp; providing for the taking of an easement for sight view across Lots 1 and 2, Block 182, Seattle Tide Lands, and providing for payment therefor from funds heretofore appropriated by Ordinance No. 83380.

Council Bill No. 10111

INTRODUCED: JUN 27 1960	BY: <i>Streets & Sewers</i>
REFERRED: JUN 27 1960	TO: <i>Streets & Sewers Finance</i>
REFERRED:	
REPORTED: JUL 5 1960	SECOND READING: JUL 5 1960
THIRD READING: JUL 5 1960	SIGNED: JUL 5 1960
PRESENTED TO MAYOR: JUL 5 1960	APPROVED: JUL 8 1960
RETD. TO CITY CLERK: JUL 8 1960	PUBLISHED: AUG 6 1960
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:
ENGROSSED:	BY:
VOL..... PAGE.....	

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REC'D
AUG 11 1960
CITY CLERK
CITY OF SEATTLE

SEE BACK COVER

C.F. 242166 Rept of Corp Counsel re. condemnation for Seneca St. exit ramp
from Alaskan Way Viaduct, Cause #557015.

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of Seneca Street over and across Lot 1, Block 182, Seattle Tidelands, providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the construction of an exit ramp in Seneca Street and Seneca Street as widened herein, connecting the existing overhead structure in Alaskan Way with First Avenue; providing for the establishment of center line grades on said exit ramp; providing for the taking of an easement for sight view across Lots 1 and 2, Block 182, Seattle Tide Lands, and providing for payment therefor from funds heretofore appropriated by Ordinance No. 83380.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public convenience and necessity demand that Seneca Street be and the same is hereby laid off, opened, widened, extended and established over and across the following described property, to-wit:

That portion of Lot 1, Block 182, Seattle Tide Lands, described as follows:

Beginning at the northwest corner of said Lot 1; thence north $58^{\circ}13'45.5''$ east along the north line of said Lot 1, a distance of 33.18 feet; thence southwesterly along the arc of a curve to the left having a radius of 60.17 feet and an initial radial bearing north $50^{\circ}27'00''$ west, a distance of 44.13 feet to a point in the west margin of said Lot 1; thence north $318^{\circ}5'10''$ west along said margin a distance of 27.53 feet to the point of beginning;

reserving to the owner a temporary easement to use, occupy, maintain, continue and repair, within its present dimensions, that portion of the building now standing in whole or in part upon the property condemned for the remaining life of the structure now existing on the remainder lands; and that there be constructed in Seneca Street and Seneca Street as laid off, opened, widened, extended and established herein, an exit ramp connecting the existing overhead structure on Alaskan Way with First Avenue.

Section 2. That public necessity and convenience demand the taking of an easement for sight view over and across the following described property:

That portion of Lots 1 and 2, Block 182, Seattle Tide Lands, described as follows:

Beginning at a point on the westerly margin of said Lot 2, said point being distant 30.00 feet from the northwest corner of said Block 182; thence north $31^{\circ}45'10''$ west along the westerly margin of said Lots 2 and 1, a distance of 52.47 feet; thence northeasterly along the arc of a curve to the right having a radius of 80.17 feet and an initial radial bearing of south $87^{\circ}33'07''$ west, a distance of 44.10 feet to a point in the north line of said Lot 1; thence north $58^{\circ}13'47''$ east along said north line, a distance of 11.82 feet; thence south $2^{\circ}23'57''$ east, a distance of 31.30 feet to the point of beginning;

which easement shall prohibit buildings or other structures or any additions to existing buildings or structures within such aforesaid described area which are in excess of an elevation of 57 feet City datum.

Section 3. That the center line grades of the exit ramp from 1st Avenue to the existing elevated structure on Alaskan Way be established at the following elevations above City datum to-wit:

At a point on the west margin of 1st Avenue 0.07 feet north of the center line of Seneca Street;

Center line at existing elevation 46.65 feet

Thence south $58^{\circ}13'46.5''$ west, a distance of 323.13 feet to a vertical angle point;

Center line 56.32 feet

Thence continuing south $58^{\circ}13'46.5''$ west, a distance of 87.42 feet to a point of horizontal curvature, said point being a point on vertical tangent;

Center line 53.25 feet

Thence southerly along the arc of said curve to the left having a radius of 90.00 feet, to a point on the westerly edge of the existing overhead structure in Alaskan Way

Center line at existing elevation 60.24 feet

That the grades be of a uniform rate of grade between the elevations established herein.

Section 4. That all lands, rights, privileges and other property lying within the lots and block of land described in Sections 1 and 2 hereof be and the same are hereby condemned, appropriated, taken and damaged for the purposes therein enumerated; and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the construction of the elevated exit ramp in Seneca

Street in conformity with the grades established in Section 3 hereof are hereby condemned, appropriated, taken and damaged for such purposes; and all such 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 thereof in the manner provided by law.

Section 5. That the entire cost of the improvement provided for by this ordinance shall be paid from funds heretofore appropriated by Ordinance No. 88380.

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.

Section 7. That in conducting said condemnation proceedings the Corporation Counsel is hereby authorized to enter into stipulations for the purpose of minimizing damages.

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 by the City Council the 5 day of July, 1960, and signed by me in open session in authentication of its passage this 5 day of July, 1960.

Approved by me this 8 day of July, 1960.
President Pro Tem of the City Council.

Filed by me this 8 day of July, 1960.
Mayor.

Attest: [Signature]
City Comptroller and City Clerk.

(SEAL)

Published AUG 6 1960

By W. A. Perine
Deputy Clerk.



CITY OF SEATTLE

DEPARTMENT OF ENGINEERING

ROY W. MORSE, CITY ENGINEER

MEMBER, BOARD OF PUBLIC WORKS

Gordon S. Clinton, Mayor

June 24, 1960

Re: Condemnation for Exit
Ramp - Alaskan way
Viaduct at Seneca Street.

Honorable City Council
Seattle, Washington

Gentlemen:

The attached council bill provides for the condemnation of the necessary property and property rights for the construction of an exit ramp in Seneca Street from the Alaskan way Viaduct to 1st Avenue, as authorized by Ordinance No. 88380.

This ramp will serve northbound traffic coming into the Central Business District from West Seattle and from U.S. 99 south of Spokane Street.

The bill provides for the taking of private property for street use, with certain easement reservations for the continued use of a portion of the condemned area for the life of the existing private structure. It also provides for the taking of the necessary "light, air and access" rights from those properties abutting upon Seneca Street and provides for the taking of an easement for sight view by limiting the permissible height to which any future structures may be built on a portion of the southeast corner of Alaskan way and Seneca Street.

This department has received approval of the design and of the unusual property acquisition rights described herein from the Federal Bureau of Public Roads through the State Department of Highways.

This project is a part of the Capital Improvement Program and is to be financed from the 1954 Arterial Improvement Bonds. Funds for the property acquisition have heretofore been appropriated under Ordinance No. 88380, which also provides for construction.

We respectfully recommend the passage of this bill, which has been approved as to form by the Corporation Counsel.

Yours very truly,

ROY W. MORSE

By *J. Robertson* City Engineer

J. ROBERTSON

Principal Asst. City Engineer

EMW:HK

Enc.



CITY OF SEATTLE
DEPARTMENT OF ENGINEERING
ROY W. MORSE, CITY ENGINEER
MEMBER, BOARD OF PUBLIC WORKS

Gordon S. Clinton, Mayor

June 24, 1960

Re: Condemnation for Exit
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Viaduct at Seneca Street.

Honorable City Council
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The bill provides for the taking of private property for street use, with certain easement reservations for the continued use of a portion of the condemned area for the life of the existing private structure. It also provides for the taking of the necessary "light, air and access" rights from those properties abutting upon Seneca Street and provides for the taking of an easement for sight view by limiting the permissible height to which any future structures may be built on a portion of the southeast corner of Alaskan Way and Seneca Street.

This department has received approval of the design and of the unusual property acquisition rights described herein from the Federal Bureau of Public Roads through the State Department of Highways.

This project is a part of the Capital Improvement Program and is to be financed from the 1954 Arterial Improvement Bonds. Funds for the property acquisition have heretofore been appropriated under Ordinance No. 88380, which also provides for construction.

We respectfully recommend the passage of this bill, which has been approved as to form by the Corporation Counsel.

Yours very truly,

ROY W. MORSE
City Engineer

By J. ROBERTSON
Principal Asst. City Engineer

RMW:HK
Enc.

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ORDINANCE NO.

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of Seneca Street over and across Lot 1, Block 182, Seattle Tidelands, providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the construction of an exit ramp in Seneca Street and Seneca Street as widened herein, connecting the existing overhead structure in Alaskan Way with First Avenue; providing for the establishment of center line grades on said exit ramp; providing for the taking of an easement for sight view across Lots 1 and 2, Block 182, Seattle Tide Lands, and providing for payment therefor from funds heretofore appropriated by Ordinance No. 68380.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public convenience and necessity demand that Seneca Street be and the same is hereby laid off, opened, widened, extended and established over and across the following described property, to-wit:

That portion of Lot 1, Block 182, Seattle Tide Lands, described as follows:

Beginning at the northwest corner of said Lot 1; thence north $58^{\circ}13'46.5''$ east along the north line of said Lot 1, a distance of 33.15 feet; thence southwesterly along the arc of a curve to the left having a radius of 60.17 feet and an initial radial bearing north $50^{\circ}27'05''$ west, a distance of 44.10 feet to a point in the west margin of said Lot 1; thence north $31^{\circ}45'10''$ west along said margin a distance of 27.53 feet to the point of beginning;

reserving to the owner a temporary easement to use, occupy, maintain, continue and repair, within its present dimensions, that portion of the building now standing in whole or in part upon the property condemned for the remaining life of the structure now existing on the remainder lands; and that there be constructed in Seneca Street and Seneca Street as laid off, opened, widened, extended and established herein, an exit ramp connecting the existing overhead structure on Alaskan Way with First Avenue.

Section 2. That public necessity and convenience demand the taking of an easement for sight view over and across the following described property:

That portion of Lots 1 and 2, Block 182, Seattle Tide Lands, described as follows:

Beginning at a point on the westerly margin of said Lot 2, said point being distant 80.00 feet from the northwest corner of said Block 182; thence north $31^{\circ}45'10''$ west along the westerly margin of said Lots 2 and 1, a distance of 52.47 feet; thence northeasterly along the arc of a curve to the right having a radius of 60.17 feet and an initial radial bearing of south $87^{\circ}33'07''$ west, a distance of 44.10 feet to a point in the north line of said Lot 1; thence north $56^{\circ}13'47''$ east along said north line, a distance of 11.82 feet; thence south $2^{\circ}23'57''$ east, a distance of 91.60 feet to the point of beginning;

which easement shall prohibit buildings or other structures or any additions to existing buildings or structures within such aforesaid described area which are in excess of an elevation of 57 feet City datum.

Section 3. That the center line grades of the exit ramp from 1st Avenue to the existing elevated structure on Alaskan Way be established at the following elevations above City datum to-wit:

At a point on the west margin of 1st Avenue 0.07 feet north of the center line of Seneca Street;

Center line at existing elevation 46.65 feet

Thence south $58^{\circ}13'46.5''$ west, a distance of 323.13 feet to a vertical angle point;

Center line 56.32 feet

Thence continuing south $58^{\circ}13'46.5''$ west, a distance of 87.42 feet to a point of horizontal curvature, said point being a point on vertical tangent;

Center line 58.25 feet

Thence southerly along the arc of said curve to the left having a radius of 90.00 feet, to a point on the easterly edge of the existing overhead structure in Alaskan Way.

Center line at existing elevation 60.24 feet

That the grades be of a uniform rate of grade between the elevations established herein.

Section 4. That all lands, rights, privileges and other property lying within the lots and block of land described in Sections 1 and 2 hereof be and the same are hereby condemned, appropriated, taken and damaged for the purposes therein enumerated; and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the construction of the elevated exit ramp in Seneca

Street in conformity with the grades established in Section 3 hereof are hereby condemned, appropriated, taken and damaged for such purposes; and all such 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 thereof in the manner provided by law.

Section 5. That the entire cost of the improvement provided for by this ordinance shall be paid from funds heretofore appropriated by Ordinance No. 36350.

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.

Section 7. That in conducting said condemnation proceedings the Corporation Counsel is hereby authorized to enter into stipulations for the purpose of minimizing damages.

Section 8. (30-day notice)

APPROVED

ORDINANCE NO. 39413

AN ORDINANCE providing for the laying off, opening, widening, extending and establishing of Seneca Street over and across Lot 1, Block 182, Seattle Tidelands, providing for the condemnation, appropriation, taking and damaging of land and other property necessary for the construction of an exit ramp in Seneca Street and Seneca Street as widened herein, connecting the existing overhead structure in Alaskan Way with First Avenue; providing for the establishment of center line grades on said exit ramp; providing for the taking of an easement for sight view across Lots 1 and 2, Block 182, Seattle Tide Lands, and providing for payment therefor from funds heretofore appropriated by Ordinance No. 38380.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public convenience and necessity demand that Seneca Street be and the same is hereby laid off, opened, widened, extended and established over and across the following described property, to-wit:

That portion of Lot 1, Block 182, Seattle Tide Lands, described as follows:

Beginning at the northwest corner of said Lot 1; thence north 58° 13' 46.5" east along the north line of said Lot 1, a distance of 33.18 feet; thence southwesterly along the arc of a curve to the left having a radius of 60.17 feet and an initial radial bearing north 56° 27' 05" west, a distance of 44.10 feet to a point in the west margin of said Lot 1; thence north 31° 45' 10" west along said margin a distance of 27.53 feet to the point of beginning;

reserving to the owner a temporary easement to use, occupy, maintain, continue and repair, within its present dimensions, that portion of the building now standing in whole or in part upon the property condemned for the remaining life of the structure now existing on the remainder lands; and that there be constructed in Seneca Street and Seneca Street as laid off, opened, widened, extended and established herein, an exit ramp connecting the existing overhead structure on Alaskan Way with First Avenue.

Section 2. That public necessity and convenience demand the taking of an easement for sight view over and across the following described property:

That portion of Lots 1 and 2, Block 182, Seattle Tide Lands, described as follows:

Beginning at a point on the westerly margin of said Lot 2, said point being distant 80.00 feet from the northwest corner of said Block 182; thence north 31° 45' 10" west along the westerly margin of said Lots 2 and 1, a distance of 52.47 feet; thence northeasterly along the arc of a curve to the right having a radius of 60.17 feet and an initial radial bearing of south 87° 33' 07" west, a distance of 44.10 feet to a point in the north line of said Lot 1; thence north 58° 13' 47" east along said north line, a distance of 11.82 feet; thence south 27° 23' 57" east, a distance of 51.30 feet to the point of beginning;

which easement shall prohibit buildings or other structures or any additions to existing buildings or structures within such aforesaid described area which are in excess of an elevation of 57 feet City datum.

Section 3. That the center line grades of the exit ramp from 1st Avenue to the existing elevated structure on Alaskan Way be established at the following elevations above City datum to-wit:

At a point on the west margin of 1st Avenue 0.01 feet north of the center line of Seneca Street:

Center line at existing elevation 46.65 feet

Thence south 58° 13' 46.5" west, a distance of 323.13 feet to a vertical angle point;

Center line 66.32 feet

Affidavit of Publication

STATE OF WASHINGTON, | ss.
COUNTY OF KING

M. E. Brown, being first duly sworn, on oath deposes and says that he is the business manager and one of the publishers of The Daily Journal of Commerce, a daily newspaper. That said newspaper is a legal newspaper and it is now and has been for more than six months prior to the date of the publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the said Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of said King County.

That the annexed is a true copy of

ORDINANCE NO. 39413

....., as it was published in the regular issue (and not in supplement form) of said newspaper on the 6th day of August 1960, and that said newspaper was regularly distributed to its subscribers during all of said period.

Subscribed and sworn to before me this

6th day of August 1960

Notary Public in and for the State of Washington, residing at Seattle. (This form officially sanctioned by Washington State Press Association.) Affidavit Form D.

a curve of 60.17 feet and an initial radial bearing north 50° 27' 08" west, a distance of 44.10 feet to a point in the west margin of said Lot 1; thence north 31° 45' 10" west along said margin a distance of 27.53 feet to the point of beginning;

reserving to the owner a temporary easement to use, occupy, maintain, continue and repair, within its present dimensions, that portion of the building now standing in whole or in part upon the property condemned for the remaining life of the structure now existing on the remainder lands; and that there be constructed in Seneca Street and Seneca Street as laid off, opened, widened, extended and established herein, an exit ramp connecting the existing overhead structure on Alaskan Way with First Avenue.

Section 2. That public necessity and convenience demand the taking of an easement for sight view over and across the following described property:

That portion of Lots 1 and 2, Block 182, Seattle Title Lands, described as follows:

Beginning at a point on the westerly margin of said Lot 2, said point being distant 80.00 feet from the northwest corner of said Block 182; thence north 31° 45' 10" west along the westerly margin of said Lots 2 and 1, a distance of 52.47 feet; thence northeasterly along the arc of a curve to the right having a radius of 60.17 feet and an initial radial bearing of south 87° 33' 07" west, a distance of 44.10 feet to a point in the north line of said Lot 1; thence north 58° 13' 47" east along said north line, a distance of 11.82 feet; thence south 2° 23' 57" east, a distance of 91.80 feet to the point of beginning;

which easement shall prohibit buildings or other structures or any additions to existing buildings or structures within such aforesaid described area which are in excess of an elevation of 57 feet City datum.

Section 3. That the center line grades of the exit ramp from 1st Avenue to the existing elevated structure on Alaskan Way be established at the following elevations above City datum to-wit:

At a point on the west margin of 1st Avenue 0.07 feet north of the center line of Seneca Street:

Center line at existing elevation 46.65 feet

Thence south 58° 13' 46.5" west, a distance of 323.13 feet to a vertical angle point;

Center line 56.32 feet

Thence continuing south 58° 13' 46.5" west, a distance of 87.42 feet to a point of horizontal curvature, said point being a point on vertical tangent;

Center line 58.25 feet

Thence southerly along the arc of said curve to the left having a radius of 60.00 feet, to a point on the easterly edge of the existing overhead structure in Alaskan Way.

Center line at existing elevation 60.24 feet

That the grades be of a uniform rate of grade between the elevations established herein.

Section 4. That all lands, rights, privileges and other property lying within the lots and block of land described in Sections 1 and 2 hereof be and the same are hereby condemned, appropriated, taken and dedicated for the purposes therein stated; and that all lands, rights, privileges and other property necessary to be taken, or damaged in the construction of the elevated exit ramp on Seneca Street in conformity with the grades established in Section 3 hereof are hereby condemned, appropriated, taken and damaged for such purposes; and all such 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 thereof in the manner provided by law.

....., as it was published in the regular issue (and not in supplement form) of said newspaper on the 6th day of August 1960, and that said newspaper was regularly distributed to its subscribers during all of said period.

M. E. Brown

Subscribed and sworn to before me this

6th day of August 1960

James Bloomfield

Notary Public in and for the State of Washington, residing at Seattle. (This form officially sanctioned by Washington State Press Association.) Affidavit Form D.

Avenue to the existing structure on Alaskan Way, established at the following elevations above City datum to-wit:

At a point on the west margin of 1st Avenue 0.07 feet north of the center line of Seneca Street:

Center line at existing elevation 46.65 feet

Thence south $58^{\circ} 13' 46.5''$ west, a distance of 323.13 feet to a vertical angle point:

Center line 56.32 feet
Thence continuing south $58^{\circ} 13' 46.5''$ west, a distance of

57.42 feet to a point of horizontal curvature, said point being a point on vertical tangent;

Center line 53.25 feet

Thence southerly along the arc of said curve to the left having a radius of 90.00 feet, to a point on the easterly edge of the existing overhead structure in Alaskan Way.

Center line at existing elevation 60.24 feet

That the grades be of a uniform rate of grade between the elevations established herein.

Section 4. That all lands, rights, privileges and other property lying within the lots and block of land described in Sections 1 and 2 hereof be and the same are hereby condemned, appropriated, taken and damaged for the purposes therein enumerated; and that all lands, rights, privileges and other property necessary to be taken, used or damaged in the construction of the elevated exit ramp in Seneca Street in conformity with the grades established in Section 3 hereof are hereby condemned, appropriated, taken and damaged for such purposes; and all such 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 thereof in the manner provided by law.

Section 5. That the entire cost of the improvement provided for by this ordinance shall be paid from funds heretofore appropriated by Ordinance No. 85350.

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.

Section 7. That in conducting said condemnation proceedings the Corporation Counsel is hereby authorized to enter into stipulations for the purpose of minimizing damages.

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 by the City Council the 5th day of July, 1960, and signed by me in open session in authentication of its passage this 5th day of July, 1960.

J. D. BRAMAN,
President pro tem. of the
City Council.

Approved by me this 5th day
of July, 1960.

GORDON S. CLINTON,
Mayor.

Filed by me this 5th day of
July, 1960.

Attest: C. G. ERLANDSON,
City Comptroller and
City Clerk.

(Seal) By W. A. PERRINE,
Deputy Clerk.

Date of official publication in
the Daily Journal of Commerce,
Seattle, August 6, 1960.
(C-5532)