

Ordinance No. 90695

AN ORDINANCE defining and extending the boundaries of areas in which underground installation and maintenance of electric distribution, telephone, telegraph and other wires is required for the general welfare, and superseding Ordinance 59491 and all other ordinances to the extent inconsistent herewith.

11/2/61 - 1 - wh. ref. 7/1 for rept + Dec.
11-9-61 - *[Signature]*

FILE NO. 239159

Council Bill No. 82154

INTRODUCED: OCT 30 1961	BY: City Utilities
REFERRED: OCT 30 1961	TO: Finance City Utilities
REFERRED:	
REPORTED: NOV 13 1961	SECOND READING: NOV 13 1961
THIRD READING: NOV 13 1961	SIGNED: NOV 13 1961
PRESENTED TO MAYOR: NOV 14 1961	APPROVED: NOV 1 1961
RET. TO CITY CLERK: NOV 14 1961	PUBLISHED: NOV 25 1961
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Amended in Section 2 by Ordinance No. 9431
SEE RES. 21331 (REPLACED BY RES. 21340)
SEE RES. 21340
SEE RES. 22739
SEE ORD. 96796

Ordinance No. 90695

AN ORDINANCE defining and extending the boundaries of areas in which underground installation and maintenance of electric distribution, telephone, telegraph and other wires is required for the general welfare, and superseding Ordinance 59491 and all other ordinances to the extent inconsistent herewith.

*11-9-61 - 1-1-62
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Council Bill No. 82154

FILE NO. 239159

INTRODUCED: OCT 30 1961	BY: <i>City Utilities</i>
REFERRED: OCT 30 1961	TO: <i>Finance City Utilities</i>
REFERRED:	
REPORTED: NOV 1 8 1961	SECOND READING: NOV 1 8 1961
THIRD READING: NOV 1 8 1961	SIGNED: NOV 1 8 1961
PRESENTED TO MAYOR: NOV 1 8 1961	APPROVED: NOV 1 8 1961
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ATL:ME
10-25-61

ORDINANCE 54000

AN ORDINANCE defining and extending the boundaries of areas in which underground installation and maintenance of electric distribution, telephone, telegraph and other wires is required for the general welfare, and superseding Ordinance 59491 and all other ordinances to the extent inconsistent herewith.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the installation and maintenance of overhead wires carrying any electrical energy including telephone, telegraph or other electrical service, in certain streets in areas in The City of Seattle within the boundaries hereinafter set forth has been, now is, and will hereafter continue to be a possible source of danger to the inhabitants of said City and persons using such streets, and that public necessity, convenience, safety and the general welfare require that all such wires be placed underground at the expense of those owning the same or any interested therein.

AMENDED CRD.
96131

Section 2. That everyone engaged in the distribution of electrical energy for light, heat or power by wires or using or maintaining wires for telephone, telegraph or other electrical service in The City of Seattle shall have all wires and appliances used for the purposes hereinabove stated, and situated on, in, or over the streets, alleys and other public places within the boundaries of the areas hereinafter described, placed underground and all poles removed when and as directed by the Board of Public Works of The City of Seattle so to do; said areas being bounded and described as follows:

Beginning at the intersection of the south line of South Jackson Street and the west line of Alaskan Way South; thence north along said west line to the westerly line of Alaskan Way; thence northerly along said westerly line to the north line of West Denny Way; thence east along said north line and along the north line of Denny Way to the centerline of Second Avenue North; thence north along said centerline to the centerline of Thomas Street; thence west along last described centerline to the centerline of First Avenue North; thence north along last described centerline to the centerline of Republican Street; thence east along last described centerline to the centerline of Warren Avenue North; thence north along last described centerline to the centerline of Mercer Street; thence east along last described centerline to the centerline of Third Avenue North;

thence north along last described centerline to the centerline of Roy Street; thence east along last described centerline to the centerline of Fourth Avenue North; thence south along last described centerline to the centerline of Mercer Street; thence east along last described centerline to the centerline of Fifth Avenue North; thence south along last described centerline to the north line of Denny Way; thence east along said north line to the easterly line of the Central Freeway; thence southerly along said easterly line to the south line of South Jackson Street; thence west along said south line to beginning; also all of the Central Freeway inside the limits of the City lying within the area of limited access as approved by the City by Ordinance No. 86152 and such resolutions as have hereto or which may hereafter be approved, defining specifically the limits of the Freeway.

as illustrated by the blueprint map marked Exhibit "A" attached hereto and by this reference made a part hereof.

Section 3. That everyone owning, using or maintaining any such wires be, and they are hereby, directed, ordered and required to place the same underground as their interest therein may appear, and at their own cost and expense, and thereafter, at their own cost and expense, to maintain and replace said underground wires as public interest may require and to the satisfaction, and subject to the supervision, of the Board of Public Works of The City of Seattle.

Section 4. That everyone owning, using or maintaining such wires be, and they are hereby, directed, ordered and required to commence forthwith and to diligently prosecute the work of placing such wires underground at the direction, under the supervision of and in accordance with plans and specifications approved by the Board of Public Works; provided, however, that in any part of the areas where streets are being paved or repaved, the work shall be completed before such paving or repaving.

Section 5. That the owners of such wires shall, at their own cost and expense, cause to be restored to good condition and repair to the satisfaction of the Board of Public Works, any pavement, sidewalk, sewer, watermain, or public utility equipment or facilities disturbed in connection with the work of removing any existing poles

supporting the wires hereinabove referred to in said areas, or in connection with the placing of such wires underground; such restoration and repair to be made pursuant to ordinances relating thereto.

Section 6. That those owning said wires shall, after the same shall have been placed underground, in accordance with this ordinance, maintain, remove, move or replace the same or apparatus or the conduits containing the same or used in connection therewith on order of the Board of Public Works as the public interest may require and to the satisfaction of the said Board.

Section 7. That the provisions of this ordinance shall not apply to transit system trolley wires or to electric power lines carrying more than 26,000 volts.

Section 8. That Ordinance 59491, entitled:

"AN ORDINANCE relating to, and providing for, the placing underground within specified districts, of wires carrying electrical energy or used for telephone, telegraph or other electrical service."

approved May 29, 1930, and all other ordinances to the extent inconsistent herewith are hereby superseded.

(To be used for all Ordinances except Emergency.)

Section 9. 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 13 day of November, 19 61,
and signed by me in open session in authentication of its passage this 13 day of
November, 19 61. *Alvin Smith*

President..... of the City Council.

Approved by me this 14 day of November, 19 61.
Jordan S. Clinton
Mayor.

Filed by me this 14 day of November, 19 61.

Attest: *W. J. Grandson*
City Comptroller and City Clerk.

(SEAL)

Published NOV 25 1961

By *W. A. Perine*
Deputy Clerk.

The City of Seattle--Legislative Department

MR. PRESIDENT:

Date Reported
and Adopted

Your Committee on

Finance and City Utilities

NOV 13 1961

to which was referred C.B. 82154,

defining and extending the boundaries of areas in which underground installation and maintenance of electric distribution, telephone, telegraph and other wires is required for the general welfare, and superseding Ordinance 59491 and all other ordinances to the extent inconsistent herewith,

RECOMMEND THAT THE SAME DO PASS.

Boraman Fin.
Chairman

Alexander C.U.
Chairman

ORDINANCE NO. 90695

AN ORDINANCE defining and extending the boundaries of areas in which underground installation and maintenance of electric distribution, telephone, telegraph and other wires is required for the general welfare, and superseding Ordinance 8941 and all other ordinances to the extent inconsistent herewith.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the installation and maintenance of overhead wires carrying any electrical energy including telephone, telegraph or other electrical service, in certain streets in areas in The City of Seattle within the boundaries hereinafter set forth has been, now is, and will hereafter continue to be, a possible source of danger to the inhabitants of said City and persons using the streets, and that public necessity, convenience, safety and the general welfare require that all such wires be placed underground at the expense of those owning the same or any interested therein.

Section 2. That everyone engaged in the distribution of electrical energy for light, heat or power by wires or using or maintaining wires for telephone, telegraph or other electrical service in The City of Seattle shall have all wires and appliances used for the purposes hereinabove stated, and situated on, in or over the streets, alleys and other public places within the boundaries of the areas hereinafter described, placed underground and all poles removed when and as directed by the Board of Public Works of The City of Seattle; so to do; said areas being bounded and described as follows:

Beginning at the intersection of the south line of South Jackson Street and the west line of Alaskan Way South; thence north along said west line to the westerly line of Alaskan Way; thence northerly along said westerly line to the north line of West Denny Way; thence east along said north line and along the north line of Denny Way to the centerline of Second Avenue North; thence north along said centerline to the centerline of Thomas Street; thence west along last described centerline to the centerline of First Avenue North; thence north along last described centerline to the centerline of Republican Street; thence east along last described centerline to the centerline of Warren Avenue North; thence north along last described centerline to the centerline of Mercer Street; thence east along last described centerline to the centerline of Third Avenue North; thence north along last described centerline to the centerline of Roy Street; thence east along last described centerline to the centerline of Fourth Avenue North; thence south along last described centerline to the centerline of Mercer Street; thence east along last described centerline to the centerline of Fifth Avenue North; thence south along last described centerline to the north line of Denny Way; thence east along said north line to the easterly line of the Central Freeway; thence southerly along said easterly line to the south line of South Jackson Street; thence west along said south line to beginning; also all of the Central Freeway inside the limits of the City lying within the area of limited access as approved by the City by Ordinance No. 86152 and such resolutions as have hereto or which may hereafter be approved, defining specifically the limits of the Freeway.

As illustrated by the blueprint map marked Exhibit "A" attached hereto and by this reference made a part hereof.

Section 3. That everyone owning, using or maintaining any such wires be, and they are hereby directed, ordered and required to place the same underground as their interest therein may appear, and at their own cost and expense, and thereafter, at their own cost and expense, to maintain and repair said underground wires as public interest may require and to the satisfaction, and subject to the supervision, of the Board of Public Works of The City of Seattle.

Section 4. That everyone owning, using or maintaining such wires be, and they are hereby directed, ordered and required to commence forthwith and to diligently prosecute the work of placing such wires underground in the direction, under the supervision of and in accordance with plans and specifications approved by the Board of Public Works; provided, however, that in any part of the areas where streets are being paved or repaired, the work shall be completed before such paving or repaving.

Section 5. That the owners of such wires shall, at their own cost and expense, cause to be restored to good condition and repair to the satisfaction of the Board of Public Works, any pavement, sidewalk, sewer, watermain, or public utility equipment or facilities disturbed in connection with the work of removing any existing poles supporting the wires hereinabove referred to in said areas; or in connection with the placing of such wires underground; such restoration and repair to be made pursuant to ordinances relating thereto.

Section 6. That those owning said wires shall, after the same shall have been placed underground, in accordance with this ordinance, maintain, remove, move or replace, the same or any

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. 90695

....., as it was published in the regular issue (and not in supplement form) of said newspaper on the 25th day of November, 1961, 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

25th day of November, 1961

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

Section 3. That everyone owning, using or maintaining any such wires be, and they are hereby, directed, ordered and required to place the same underground as their interest therein may appear, and at their own cost and expense, and thereafter, at their own cost and expense, to maintain and replace said underground wires as public interest may require and to the satisfaction and subject to the supervision of the Board of Public Works of The City of Seattle.

Section 4. That everyone owning, using or maintaining such wires be, and they are hereby, directed, ordered and required to commence forthwith and to diligently prosecute the work of placing such wires underground at the direction, under the supervision of and in accordance with plans and specifications approved by the Board of Public Works; provided, however, that in any part of the areas where streets are being paved or repaired, the work shall be completed before such paving or repaving.

Section 5. That the owners of such wires shall, at their own cost and expense, cause to be restored to good condition and repair to the satisfaction of the Board of Public Works, any pavement, sidewalk, sewer, watermain, or public utility equipment or facilities disturbed in connection with the work of removing any existing poles supporting the wires heretofore referred to in said areas, or in connection with the placing of such wires underground; such restoration and repair to be made pursuant to ordinances relating thereto.

Section 6. That those owning said wires shall, after the same shall have been placed underground, in accordance with this ordinance, maintain, remove, move or replace the same or apparatus or the conduits containing the same or used in connection therewith in order of the Board of Public Works as the public interest may require and to the satisfaction of the said Board.

Section 7. That the provisions of this ordinance shall not apply to transit system trolley wires or to electric power lines carrying more than 26,000 volts.

Section 8. That Ordinance 59491, entitled:

"AN ORDINANCE relating to, and providing for, the placing underground within specified districts, of wires carrying electrical energy or used for telephone, telegraph or other electrical service."

approved May 23, 1930, and all other ordinances to the extent inconsistent herewith are hereby superseded.

Section 9. 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 13th day of November, 1961, and signed by me in open session in authentication of its passage this 13th day of November, 1961.

DAVID LEVINE,
President of the City Council.

Approved by me this 14th day of November, 1961.

GORDON S. CLINTON,
Mayor.

Filed by me this 14th day of November, 1961.

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, November 23, 1961.
(C-289)

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