

AA 51

**Ordinance No. 104760**

AN ORDINANCE providing for the improvement of SAND POINT WAY NORTHEAST from Northeast 50th Street to 45th Avenue Northeast; and certain other streets and avenues; by constructing underground utilities lines and a residential street lighting system;

7-23-75 - Utilities - Pass

COMPTROLLER  
FILE NUMBER \_\_\_\_\_

**Council Bill No. 96548**

INTRODUCED: JUL 21 1975	BY: LARKIN
REFERRED: JUL 21 1975	TO: Utilities
REFERRED:	
REFERRED:	
REPORTED: JUL 28 1975	SECOND READING: JUL 28 1975
THIRD READING: JUL 28 1975	SIGNED: JUL 28 1975
PRESENTED TO MAYOR: JUL 29 1975	APPROVED: JUL 31 1975
RETD. TO CITY CLERK: JUL 31 1975	PUBLISHED:
VETOED BY MAYOR:	VETO PUBLISHED:
PASSED OVER VETO:	VETO SUSTAINED:

Unanimous Vote  
YES ..... NO .....

SEE BACK COVER

CF-284233 -CONTRACT -HOWARD ELECTRIC Co.  
RES 25870 -FIXES DATE OF HEARING ON THE ASSESSMENT ROLL.  
ORD - 107695 - Approves & confirms the assessment roll of LID 6659

PUB /  
(BC) /  
BLDG. /  
ENG. /  
B. O. X  
A. C. /  
S. E. /  
C. O. /  
LIGHT /

(Improvement Ordinance - Bond Form)

ORDINANCE NO. 104760

AN ORDINANCE providing for the improvement of

SAND POINT WAY NORTHEAST from Northeast 50th Street to 45th Avenue Northeast;  
and certain other streets and avenues;

by constructing underground utilities lines and a residential street lighting system;

all in accordance with Resolution No. 24642..... of the City Council of the City of Seattle, creating a local improvement district therefor, and providing that payment for said improvement be made by special assessments upon property in said district payable by the mode of installment notes.

**BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

Section 1. That

SAND POINT WAY NORTHEAST from Northeast 50th Street to 45th Avenue Northeast;  
SAND POINT PLACE NORTHEAST from Northeast 50th Street to approximately 100 feet  
northeasterly of 44th Avenue Northeast;  
44th AVENUE NORTHEAST from Northeast 50th Street to Sand Point Way Northeast;  
45th AVENUE NORTHEAST from approximately 100 feet south of Northeast 50th Street  
to Sand Point Way Northeast;  
NORTHEAST 50th STREET from Sand Point Way Northeast to approximately 100 feet  
east of 45th Avenue Northeast; and  
NORTHEAST 54th STREET from 45th Avenue Northeast to approximately 140 feet  
northeasterly thereof;

be improved by constructing underground utilities lines and a residential  
street lighting system in accordance with the provisions of Chapter 144, Laws  
of 1957; and Chapter 119, Laws of 1967;

and that such other work be done as may be necessary in connection therewith,  
according to the plans and specifications therefor as prepared by the City  
Engineer and Superintendent of Lighting under supervision and approved by the  
Board of Public Works.

Section 2. That the cost and expense of said improvement, including all necessary and incidental expenses, shall be borne by and assessed against the property included in the assessment district hereinafter created in accordance with law. The City of Seattle shall not be liable in any manner for any portion of the cost and expense of said improvement, except as herein provided; provided, however, that the sum of Sixty Thousand Fifty and No/100 Dollars (\$60,050.00), or so much thereof as shall be necessary shall be paid from the City Light Fund; and provided, further, that the City of Seattle shall pay from the General Fund any sums which would have been levied against United States Government property within the assessment district herein created, if said property were assessable in the same manner as other property in said district.

Section 3. That by reason of the nature of this improvement the special benefits conferred on the property are not fairly reflected by the terminal and zone method as specified in Sections 35.43.080, 35.44.010, 35.44.030, 35.44.040, and 35.44.050 R.C.W., or by the enlarged district method prescribed in Section 35.43.080 R.C.W. Therefore, in accordance with provisions of Section 35.43.080 R.C.W., there is hereby established a local improvement district, to be called "Local Improvement District No. 6659", the property of which district shall be assessed in accordance with the special benefits to be derived from the improvement. The boundaries of said district are described as follows:

Beginning at the intersection of the south line of Northeast 50th Street and a line 100 feet east of and parallel with the east line of 45th Avenue Northeast; thence south along said parallel line 49.24 feet; thence west parallel with said south line to said east line; thence westerly to the intersection of the west line of 45th Avenue Northeast and a line 60 feet south of and parallel with said south line; thence west along said parallel line to a line 109.50 feet west of and parallel with the west line of 44th Avenue Northeast; thence north along said parallel line to the south line of Lot 10, Block 6, Plat of Gwinn's Laurelhurst Manor; thence west along said south line and same produced west and along the south line of Lot 10, Block 5, said plat and same produced west to the southeasterly line of Sand Point Way Northeast; thence northeasterly along said southeasterly line to a point thereon, distant, 39.16 feet northeasterly of the most westerly corner of Lot 2, Block 1, plat of Navalair; thence south 34°43'23" east to the center line of Northeast 54th Street; thence northeasterly along said center line to the production north of the east line of Lot 1, Block 5, said plat; thence south along said produced and east line to the south line of said Lot 1; thence west along said south line to a line 100 feet east of and parallel with the east line of 45th Avenue Northeast; thence south along said parallel line to a line 50 feet south of and parallel with the south line of Block 1, Plat of Laurelvista; thence east along said parallel line 5 feet; thence south parallel with the east line of 45th Avenue Northeast, 23.2 feet; thence west parallel with said south line to a line 130 feet east of and parallel with the east line of 45th Avenue Northeast; thence south along said parallel line to the south line of Northeast 50th Street and the point of beginning.

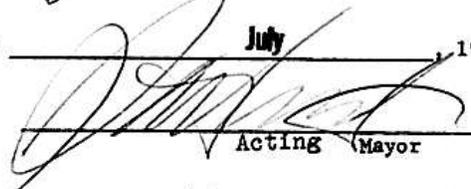
Section 4. Local improvement installment notes, substantially in the form provided by ordinance and bearing interest at the rate of 6½ percent per annum, payable within 12 years in annual installments beginning with the date of issue thereof, shall be issued to the City Employees' Retirement Fund pursuant to Chapter 165, Laws of Washington, 1961 (Ch. 35.45 R.C.W.), in lieu of local improvement bonds, to pay the cost and expense of this local improvement, which notes shall be paid from the special assessments to be levied and assessed upon the property within said district payable in 10 equal annual installments, with interest at the rate of 6½ percent per annum. These notes, and the warrants issued on the local improvement fund of said district on estimates by the City Engineer, shall be sold and delivered to the City Employees' Retirement Fund at not less than face value and accrued interest, and the funds obtained therefrom shall be used to pay the contractor in cash.

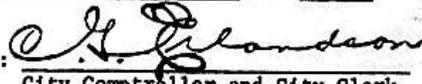
Section 5. The collection of any assessment levied by this local improvement district created by this ordinance may be deferred pursuant to the provisions of Chapter 137, Laws of 1972, First Extraordinary Session, in accordance with Ordinance No. 102560, which provides general terms and conditions for such deferral to implement the policy therefor adopted by Resolution No. 24262.

Section 6. 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 28 day of July, 1975,  
and signed by me in open session in authentication of its passage this 28 day  
of July, 1975.

  
President PRO TEM of the City Council

Approved by me this 31 day of July, 1975.  
  
Acting Mayor

Filed by me this 31 day of July, 1975.  
Attest:   
City Comptroller and City Clerk

(SEAL)

Published \_\_\_\_\_ By  Deputy Clerk

# The City of Seattle--Legislative Department

MR. PRESIDENT:

Your Committee on UTILITIES

to which was referred C.B. 96548

Date Reported  
and Adopted

JUL 28 1975

Providing for the improvement of SAND POINT NORTH-EAST from Northeast 50th Street to 45th Avenue Northeast; and certain other streets and avenues; by constructing underground utilities lines and a residential street lighting system.

RECOMMEND THAT THE SAME DO PASS.

*Wayne D. Larson* UTIL.  
Chairman

Chairman

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Committee

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Committee



# Affidavit of Publication

STATE OF WASHINGTON,  
KING COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of 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 this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a.....

ORDINANCE NO. 104760

was published on Aug. 2, 1975

*[Signature]*

Subscribed and sworn to before me on

Aug. 2, 1975

*[Signature]*

Notary Public for the State of Washington,  
residing in Seattle.

**ORDINANCE 104760**  
**AN ORDINANCE** providing for the improvement of  
**SAND POINT WAY NORTH-EAST** from Northeast 50th Street to 45th Avenue Northeast; and certain other streets and avenues;  
 by constructing underground utilities lines and a residential street lighting system; all in accordance with Resolution No. 24944 of the City Council of the City of Seattle, creating a local improvement district therefor; and providing that payment for said improvement be made by special assessments upon property in said district payable by the mode of installment notes;  
**BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**  
 Section 1. That  
**SAND POINT WAY NORTH-EAST** from Northeast 50th Street to approximately 100 feet northwesterly of 44th Avenue Northeast;  
**SAND POINT WAY NORTH-EAST** from Northeast 50th Street to approximately 100 feet northwesterly of 44th Avenue Northeast;  
**45th AVENUE NORTHEAST** from Northeast 50th Street to Sand Point Way Northeast;  
**45th AVENUE NORTHEAST** from approximately 100 feet south of Northeast 50th Street to Sand Point Way Northeast;  
**NORTHEAST 50th STREET** from Sand Point Way Northeast to approximately 100 feet east of 4th Avenue Northeast; and  
**NORTHEAST 44th STREET** from 4th Avenue Northeast to approximately 100 feet northwesterly thereof;  
 be improved by new grooving and depressed utility lines and a residential street lighting system in accordance with the provisions of Chapter 124, Laws of 1967; and Chapter 118, Laws of 1967;  
 and that such other work be done as may be necessary in connection therewith, according to the plans and specifications therefor as prepared by the City Engineer and Superintendent of Lighting under supervision and approved by the Board of Public Works;  
 Section 2. That the cost and expense of said improvement, including all necessary and incidental expenses, shall be borne by and assessed against the property benefited and the assessment district hereinbefore created in accordance with law. The City of Seattle shall not be liable in any manner for any portion of the improvement expense of said improvement, provided, however, that the sum of One Hundred Fifty and No/100 Dollars (\$150.00), or so much thereof as shall be necessary shall be paid from the City Light Fund; and provided further that the City of Seattle may pay from the General Fund any amount that may be required to pay the United States Government property within the assessment district herein created, in the same manner as other property in said district.  
 Section 3. That by reason of the nature of the improvement and the special benefits conferred on the properties and fairly reflected by the special assessment as provided in Sections 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 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789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

Beginning at the intersection of the south line of Northeast 50th Street and a line 100 feet east of and parallel with the east line of 45th Avenue Northeast; thence south along said east line 41.25 feet; thence west parallel with said south line to said east line; thence westerly to the intersection of the west line of 45th Avenue Northeast and a line 60 feet south of and parallel with said east line; thence west along said west line to a line 100 feet east of and parallel with the west line of 45th Avenue Northeast; thence north along said parallel line to the south line of Lot 10, Block 6, Flat of Gwin's Lauraburst Manor; thence west along said south line and same produced west and along the south line of Lot 10, Block 6, said flat and same produced west to the southeasterly line of Sand Point Way Northeast; thence northeasterly along said southeasterly line to a point thereon, distant 29.16 feet, northeasterly of the most westerly corner of Lot 2, Block 1, plat of Nava's 1st; thence south 34° 42' 33" east to the northeasterly

the same manner as other property in said district.

Section 3. That by reason of the nature of this improvement, the special benefits conferred on the property are not fairly reflected by the terminal and some method as specified in Sections 35.43.030, 35.44.010, 35.44.030, 35.44.040, and 35.44.050 R. C. W., or by the enlarged district method prescribed in Section 35.43.030 R. C. W. Therefore, in accordance with the provisions of Section 35.42.050 R. C. W., there is hereby established a local improvement district, to be called "Local Improvement District No. 6659," the property of which district shall be assessed in accordance with the special benefits to be derived from the improvement. The boundaries of said district are described as follows:

Beginning at the intersection of the south line of Northeast 50th Street and a line 100 feet east of and parallel with the east line of 45th Avenue Northeast; thence south along said parallel line 49.24 feet; thence west parallel with said south line to said east line; thence westerly to the intersection of the west line of 45th Avenue Northeast and a line 40 feet south of and parallel with said south line; thence west along said parallel line to a line 109.50 feet west of and parallel with the west line of 44th Avenue Northeast; thence north along said parallel line to the south line of Lot 15, Block 8, Plat of Gwin's Laurelhurst Manor; thence west along said south line and same produced west and along the south line of Lot 15, Block 8, said plat and same produced west to the south westerly line of Sand Point Way Northeast; thence southeasterly along said southeasterly line to a point thereon, distant 29.10 feet northeasterly of the most westerly corner of Lot 2, Block 1, plat of N. W. A. L. I. R.; thence south 26° 43' 25" east to the center line of Northwest 50th Street; thence northeasterly along said center line to the production north of the east line of Lot 1, Block 8, said plat; thence north along said produced and said line to the north line of said Lot 1; thence west along said south line to a line 100 feet east of and parallel with the east line of 45th Avenue Northeast; thence south along said parallel line to a line 20 feet south of and parallel with the south line of Block 8, Plat of Laurelville; thence east along said parallel line 1 foot; thence south parallel with the east line of 45th Avenue Northeast 32.2 feet; thence west parallel with said south line to a line 130 feet east of and parallel with the east line of 45th Avenue Northeast; thence south along said parallel line to the north line of Northeast 50th Street and the point of beginning.

Section 4. Local improvement installment water substantially in the form provided by ordinance and bearing interest at the rate of 1% per cent per annum, payable within 12 months in annual installments beginning with the date of issue thereof, shall be imposed on the City Employees Retirement Fund pursuant to Chapter 167, Laws of Washington, 1941 (Ch. 23.65 R. C. W.), in lieu of local improvement bonds to pay the cost and expense of this local improvement, which notes shall be sold from the special assessments to be levied and assessed upon the property within said district payable in 12 equal annual installments, with interest at the rate of 1% per cent per annum. These notes and the warrants issued on the local improvement fund of said district on assumption by the City Engineer, shall be sold and delivered to the City Employees Retirement Fund at not less than face value and accrued interest, and the funds obtained therefrom shall be used to pay the contractor in cash.

Section 5. The collection of any assessment levied by this local improvement district created by this ordinance may be deferred pursuant to the provisions of Chapter 167, Laws of 1941, First Extraordinary Session in accordance with Ordinance No. 102549, which provides general terms and conditions for such deferral to investment, the policy therefor adopted by Resolution No. 22822.

Section 6. 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 29th day of July, 1976, and signed by me in open session in authentication of its passage this 29th day of July, 1976.

WAYNE D. LARKIN,  
President pro tem of the  
City Council.

Approved by me this 31st day of July, 1976.

SAM SMITH,  
Acting Mayor.

Filed by me this 31st day of July, 1976.

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

(Seal) By D. W. ALFREY,  
Deputy Clerk.

Publication ordered by C. G. ERLANDSON, Comptroller and

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

*Wayne D. Larson*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: *Utilities*  
~~Finance~~

*[Signature]*  
\_\_\_\_\_  
PRESIDENT'S SIGNATURE