ORDINANCE No. 112622

Law Department

COUNCIL BILL No. 105231

AN ORDINANCE vacating a portion of 11TH AVENUE and a portion of EAST SPRING STREET (file formerly known as Madison Court, et al) on the petition of Seattle University, accepting a deed for street purposes, and accepting an easement for combined sewer purposes. C.F. No. 288651, R/W No. 8334.

COMPTROLLER FILE No. Deed # 19120 Easement # 19121

Introduced: NOV 18 1985	By: EXECUTIVE REQUEST
Referred: NOV 18 1985	To: Transp
Referred:	To:
Referred:	To:
Reported: DEC 16 1985	Second Reading: DEC 16 1985
Third Reading: DEC 16 1985	Signed: DEC 16 1985
Presented to Mayor: DEC 17 1985	Approved: DEC 23 1985
Returned to City Clerk: DEC 24 1985	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained: OK

REC'D OMB DEC 17 1985

The City of Seattle

REPORT

Honorable President:

Your Committee on Trans

to which was referred the within Council Bill No
report that we have considered the same and re

we pa

C6

Law Department

The City of Seattle--Legislative Department

Date Reported and Adopted 12-11-85

REPORT OF COMMITTEE

Honorable President:

Your Committee on Transportation

to which was referred the within Council Bill No. 105231

report that we have considered the same and respectfully recommend that the same:

be passed

Committee Chair

LAK:RJA:lah
10/28/85

ORDINANCE 112622

AN ORDINANCE vacating a portion of 11TH AVENUE and a portion of EAST SPRING STREET (file formerly known as Madison Court, et al) on the petition of Seattle University, accepting a deed for street purposes, and accepting an easement for combined sewer purposes. C.F. No. 288651, R/W No. 8334.

WHEREAS, there has been filed with the City Council the petition of Seattle University to vacate portions of Madison Court, East Spring Street and 11th Avenue as described in C.F. No. 288651; and

WHEREAS, following a public hearing on said petition commencing on February 9, 1983, a portion of said petition was granted by the City Council; and

WHEREAS, pursuant to SMC 15.62.010, an appraisal fee and compensation were not required at the time of filing, so no appraisal fees or compensation were collected;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

> 11TH AVENUE from the southeasterly line of East Madison Street to the north line of East Spring Street, and EAST SPRING STREET from the production south of the west line of Madison Court to the west line of 11th Avenue,

be and the same are hereby vacated; RESERVING to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any rights of way abutting upon said property after said vacation;

Section 2. That an easement executed by Seattle University on March 6, 1985, conveying a right of way for sewer purposes over the following described property located in Seattle, King County, Washington, to wit:

> A 10 foot strip of land, located in East Spring Street and 11th Avenue as proposed to be vacated by City Comptroller's File # 288651 for an existing combined sewer system whose centerline is generally described as follows:

CS 19.2

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Beginning at the intersection of the center line of East Spring Street with the west margin of Madison Court extended southerly;
Thence westerly along said centerline a distance of 50 feet;
Thence northwesterly on an interior angle of 115° a distance of 32 feet more or less to the centerline of 11th Avenue;
Thence northerly along said centerline 187 feet;
Thence northwesterly on an interior angle of 122° a distance of 12 feet more or less to the southeasterly margin of East Madison Street and the end of this centerline description.
(K.C. Recording No. 8504100498; R/W No. 8334)

be and the same is hereby accepted for a combined sewer system.

Section 3. That a deed executed by Seattle University on March 6, 1985, conveying to the City of Seattle a right of way for street purposes over the following described property located in Seattle, King County, Washington, to wit:

A portion of the Southwest one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 32, Township 25 North, Range 4 East, W.M. described as follows:

Beginning at a point on the north margin of East Spring Street 15 feet easterly of Madison Court;
Thence west along said north margin 15 feet to the east margin of Madison Court;
Thence north along said east margin 15 feet to a point of a cusp;
Thence southeasterly along a curve to the left whose radius is 15 feet to the point of beginning.
(K.C. Recording No. 8504100496; R/W No. 8334)

be and the same is hereby accepted.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

(To be used for all Ordinances except Emergency.)

Section 4. 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 16th day of December, 1985,

and signed by me in open session in authentication of its passage this 16th day of December, 1985.

President of the City Council.

Approved by me this 23rd day of December, 1985

Mayor.

Filed by me this 24th day of December, 1985

Attest: City Comptroller and City Clerk.

(SEAL)

By Deputy Clerk.

Published

CSS 8.1.6

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Seattle
Engineering Department

REC'D OMB NOV 1 1985

Eugene V. Avery, Director of Engineering
Charles Royer, Mayor

830640

October 28, 1985

Honorable Charles Royer
Mayor of the City of Seattle
1200 Municipal Building
Seattle, Washington 98104

ATTN: Office of Management & Budget

RE: Vacation of a Portion of
11th Avenue
(CF No. 288651)

Dear Mayor Royer:

Here for City Council approval is a Council Bill vacating a portion of 11th Avenue. The petitioner is Seattle University. The vacation was approved in part by the City Council at a public hearing on December 8, 1982.

The petition was filed prior to Ordinance 111076 and according to S.M.C. 15.62 the payment of a vacation fee by a non-profit institution of higher education is not required, so no appraisal was made and no fee was paid.

I recommend approval of this Council Bill.

Sincerely,

Eugene V. Avery

EUGENE V. AVERY, P.E.
Director of Engineering

LAK/lah
3:30

attachment

cc: Gary Farr, City Light
Eric Erickson, Water Department
Roy Luckens, Pacific Northwest Bell
Frank Couch, Washington Natural Gas Company
James M. Bourey, Office for Planning

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

City of Seattle

Executive Department-Office of Management and Budget
Gary Zarker, Director
Charles Royer, Mayor

COPY RECEIVED
NOV 07 1985
Douglas N. Jewett
CITY ATTORNEY

November 6, 1985

Barbour
GB# 7867

Honorable Douglas Jewett
City Attorney
City of Seattle

Dear Mr. Jewett:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING DEPARTMENT: Engineering

SUBJECT: Street Vacation

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation directly to your office for review and drafting.

After reviewing this request and drafting appropriate legislation:

(X) File the legislation with the City Clerk for formal introduction to the City Council as an Executive Request.

( ) Do not file with City Council but return the proposed legislation to OMB for our review. Return to _____.

Sincerely,

Charles Royer
Mayor

By

Evan Hundley
for

GARY ZARKER
Budget Director

CK 933
11-12-85

GZ/eh/db

Enclosure

cc: Director, SED

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

LAK:RJA:lah
10/28/85

REGE... DAY

86/01/29 #0992 E
RECD F 7.00
CASHSL ****7.00
55

JAN 29 4 2... '86

8601290992

ORDINANCE 112622

AN ORDINANCE vacating a portion of 11TH AVENUE and a portion of EAST SPRING STREET (file formerly known as Madison Court, et al) on the petition of Seattle University, accepting a deed for street purposes, and accepting an easement for combined sewer purposes. C.F. No. 288651, R/W No. 8334.

WHEREAS, there has been filed with the City Council the petition of Seattle University to vacate portions of Madison Court, East Spring Street and 11th Avenue as described in C.F. No. 288651; and

WHEREAS, following a public hearing on said petition commencing on February 9, 1983, a portion of said petition was granted by the City Council; and

WHEREAS, pursuant to SMC 15.62.010, an appraisal fee and compensation were not required at the time of filing, so no appraisal fees or compensation were collected;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

> 11TH AVENUE from the southeasterly line of East Madison Street to the north line of East Spring Street, and EAST SPRING STREET from the production south of the west line of Madison Court to the west line of 11th Avenue,

be and the same are hereby vacated; RESERVING to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any rights of way abutting upon said property after said vacation;

Section 2. That an easement executed by Seattle University on March 6, 1985, conveying a right of way for sewer purposes over the following described property located in Seattle, King County, Washington, to wit;

> A 10 foot strip of land, located in East Spring Street and 11th Avenue as proposed to be vacated by City Comptroller's File # 288651 for an existing combined sewer system whose centerline is generally described as follows:

CS 19.2

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Beginning at the intersection of the center line of East Spring Street with the west margin of Madison Court extended southerly;
Thence westerly along said centerline a distance of 50 feet;
Thence northwesterly on an interior angle of 115° a distance of 32 feet more or less to the centerline of 11th Avenue;
Thence northerly along said centerline 187 feet;
Thence northwesterly on an interior angle of 122° a distance of 12 feet more or less to the southeasterly margin of East Madison Street and the end of this centerline description.
(K.C. Recording No. 8504100498; R/W No. 8334)

be and the same is hereby accepted for a combined sewer system.

Section 3. That a deed executed by Seattle University on March 6, 1985, conveying to the City of Seattle a right of way for street purposes over the following described property located in Seattle, King County, Washington, to wit:

A portion of the Southwest one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 32, Township 25 North, Range 4 East, W.M. described as follows:

Beginning at a point on the north margin of East Spring Street 15 feet easterly of Madison Court;
Thence west along said north margin 15 feet to the east margin of Madison Court;
Thence north along said east margin 15 feet to a point of a cusp;
Thence southeasterly along a curve to the left whose radius is 15 feet to the point of beginning.
(K.C. Recording No. 8504100496; R/W No. 8334)

be and the same is hereby accepted.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

(To be used for all Ordinances except Emergency.)

8601290992

STATE OF WASHINGTON)
COUNTY OF KING) ss
CITY OF SEATTLE
I, TIM HILL, Comptroller and [illegible] k of the City of Seattle, do hereby certify that the wit[illegible] is a true and correct co[illegible] original instrument as the sa[illegible] ears on file, and of record [illegible] department.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of The City of Seattle, this DEC 31 1985

TIM HILL
Comptroller and City Clerk

By: [illegible] Dunbar
Deputy Clerk

Section 4. 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 16th day of December, 1985, and signed by me in open session in authentication of its passage this 16th day of December, 1985.

Norman B. Rice
President of the City Council.

Approved by me this 23rd day of December, 1985

Norman B. Rice
Mayor.

Filed by me this 24th day of December, 1985

Tim Hill
Attest: City Comptroller and City Clerk.

(SEAL)

By Michael S. Saunders
Deputy Clerk.

Published

CSS 8.1.6

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

8601290992

Return To:

CITY COMPTROLLER
101 SEATTLE MUNICIPAL BUILDING
SEATTLE, WA 98104

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

City of Seattle

ORDINANCE 112622

AN ORDINANCE vacating a portion of 11TH AVENUE and a portion of EAST SPRING STREET (file formerly known as Madison Court, et al) on the petition of Seattle University, accepting a deed for street purposes, and accepting an easement for combined sewer purposes. C.F. No. 288651, R/W No. 8334.

WHEREAS, there has been filed with the City Council the petition of Seattle University to vacate portions of Madison Court, East Spring Street and 11th Avenue as described in C.F. No. 288651; and

WHEREAS, following a public hearing on said petition commencing on February 9, 1983, a portion of said petition was granted by the City Council; and

WHEREAS, pursuant to SMC 15.62.010, an appraisal fee and compensation were not required at the time of filing, so no appraisal fees or compensation were collected;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

11TH AVENUE from the southeasterly line of East Madison Street to the north line of East Spring Street, and EAST SPRING STREET from the production south of the west line of Madison Court to the west line of 11th Avenue,

be and the same are hereby vacated; RESERVING to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any rights of way abutting upon said property after said vacation;

Section 2. That an easement executed by Seattle University on March 6, 1985, conveying a right of way for sewer purposes over the following described property located in Seattle, King County, Washington, to wit:

A 10 foot strip of land, located in East Spring Street and 11th Avenue as proposed to be vacated by City Comptroller's File # 288651 for an existing combined sewer system whose centerline is generally described as follows:

Beginning at the intersection of the center line of East Spring Street with the west margin of Madison Court extended southerly;
Thence westerly along said centerline a distance of 50 feet;
Thence northwesterly on an interior angle of 115° a distance of 32 feet more or less to the centerline of 11th Avenue;
Thence northerly along said centerline 187 feet;
Thence northwesterly on an interior angle of 122° a distance of 12 feet more or less to the southeasterly margin of East Madison Street and the end of this centerline description.
(K.C. Recording No. 8504100490; R/W No. 8334)

be and the same is hereby accepted for a combined sewer system.

Section 3. That a deed executed by Seattle University on March 6, 1985, conveying to the City of Seattle a right of way for street purposes over the following described property located in Seattle, King County, Washington, to wit:

A portion of the Southwest one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 32, Township 25 North, Range 4 East, W.M. described as follows:

Beginning at a point on the north margin of East Spring Street 15 feet easterly of Madison Court;
Thence west along said north margin 15 feet to the east margin of Madison Court;
Thence north along said east margin 15 feet to a point of a cusp;
Thence southeasterly along a curve to the left whose radius is 15 feet to the point of beginning.
(K.C. Recording No. 8504100496; R/W No. 8334)

be and the same is hereby accepted.

Section 4. 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 16th day of December, 1985, and signed by me in open session in authentication of its passage this 16th day of December, 1985.

President of the City Council.

Approved by me this 23rd day of December, 1985.

Mayor.

Filed by me this 24th day of December, 1985.

Attest: City Comptroller and City Clerk.

(SEAL)

By Deputy Clerk.

Publication ordered by TIM HILL, Comptroller and City Clerk.
Date of official publication in Daily Journal of Commerce, Seattle, December 30, 1985.

(C-914-X)

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

C-914-X

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 refered 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 in 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. 112622

was published on December 30, 1985

B. Blair

Subscribed and sworn to before me on

December 30, 1985

Yvonne Summers

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

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

FILED
CITY OF SEATTLE
1985 DEC 30 PM 4:29
COMPTROLLER AND CITY CLERK

K:RJA:lah
/28/85

ORD. 112622

ORDINANCE 112622

AN ORDINANCE vacating a portion of 11TH AVENUE and a portion of EAST SPRING STREET (file formerly known as Madison Court, et al) on the petition of Seattle University, accepting a deed for street purposes, and accepting an easement for combined sewer purposes. C.F. No. 288651, R/W No. 8334.

WHEREAS, there has been filed with the City Council the petition of Seattle University to vacate portions of Madison Court, East Spring Street and 11th Avenue as described in C.F. No. 288651; and

WHEREAS, following a public hearing on said petition commencing on February 9, 1983, a portion of said petition was granted by the City Council; and

WHEREAS, pursuant to SMC 15.62.010, an appraisal fee and compensation were not required at the time of filing, so no appraisal fees or compensation were collected;

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That

11TH AVENUE from the southeasterly line of East Madison Street to the north line of East Spring Street, and EAST SPRING STREET from the production south of the west line of Madison Court to the west line of 11th Avenue,

be and the same are hereby vacated; RESERVING to the City of Seattle the right to make all necessary slopes for cuts or fills upon the above described property in the reasonable original grading of any rights of way abutting upon said property after said vacation;

Section 2. That an easement executed by Seattle University on March 6, 1985, conveying a right of way for sewer purposes over the following described property located in Seattle, King County, Washington, to wit:

A 10 foot strip of land, located in East Spring Street and 11th Avenue as proposed to be vacated by City Comptroller's File # 288651 for an existing combined sewer system whose centerline is generally described as follows:

86/04/03 #1031 B
RECD F 7.00
CASHSL ****7.00
55

CS 19.2

8604031031

RECEIVED THIS DATE APR 3 4 11 PM '86 BY THE DIVISION OF RECORDS & ELECTIONS KING COUNTY

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Beginning at the intersection of the center line of East Spring Street with the west margin of Madison Court extended southerly;
Thence westerly along said centerline a distance of 50 feet;
Thence northwesterly on an interior angle of 115° a distance of 32 feet more or less to the centerline of 11th Avenue;
Thence northerly along said centerline 187 feet;
Thence northwesterly on an interior angle of 122° a distance of 12 feet more or less to the southeasterly margin of East Madison Street and the end of this centerline description.
(K.C. Recording No. 8504100498; R/W No. 8334)

be and the same is hereby accepted for a combined sewer system.

Section 3. That a deed executed by Seattle University on March 6, 1985, conveying to the City of Seattle a right of way for street purposes over the following described property located in Seattle, King County, Washington, to wit:

A portion of the Southwest one-quarter of the Southeast one-quarter of the Northeast one-quarter of Section 32, Township 25 North, Range 4 East, W.M. described as follows:

Beginning at a point on the north margin of East Spring Street 15 feet easterly of Madison Court;
Thence west along said north margin 15 feet to the east margin of Madison Court;
Thence north along said east margin 15 feet to a point of a cusp;
Thence southeasterly along a curve to the left whose radius is 15 feet to the point of beginning.
(K.C. Recording No. 8504100496; R/W No. 8334)

be and the same is hereby accepted.

8604031031

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

(To be used for all Ordinances except Emergency.)

STATE OF WASHINGTON)
COUNTY OF KING) SS
CITY OF SEATTLE)

I, NORWARD J. BROOKS, Comptroller and City Clerk of the City of Seattle, do hereby certify that the within and foregoing is a true and correct copy of the original instrument as the same appears on file, and of record in this department.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of The City of Seattle, this FEB 26 1986

NORWARD J. BROOKS
Comptroller and City Clerk

By: Theresa Dunbar
Deputy Clerk

Section 4. 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 16th day of December, 1985, and signed by me in open session in authentication of its passage this 16th day of December, 1985.

President of the City Council.

Approved by me this 23rd day of December, 1985

Mayor.

Filed by me this 24th day of December, 1985

Attest: City Comptroller and City Clerk.

(SEAL)

Published

By Deputy Clerk.

CSS 0.1.6

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Return To:

CITY COMPTROLLER
101 SEATTLE MUNICIPAL BUILDING
SEATTLE, WA 98104