

Ordinance No. 123885

Council Bill No. 117452

AN ORDINANCE relating to the City Light Department, declaring as surplus and authorizing the Superintendent or his designee to release four (4) easements for electrical service located within City of Seattle Short Subdivision Nos. 3005320, 3008464, and 3012055.

# The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: [Signature]  
Councilmember

## Committee Action:

5/8 move to vote SC, MO, TB  
move to pass SC, MO, TB

CF No. \_\_\_\_\_

Date Introduced:	<u>4.23.12</u>	
Date 1st Referred:	To: (committee) <u>Energy + Environment</u>	
Date Re - Referred:	To: (committee) <u>Full Council</u>	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote: <u>8-0</u>	
Date Presented to Mayor:	Date Approved: <u>5.16.12</u>	
Date Returned to City Clerk:	Date Published:	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

May 14, 2012 Passed 8-0 (excused: Godden)

This file is complete and ready for presentation to Full Council. Committee: \_\_\_\_\_ (initial/date)

*Law Department*

Law Dept. Review      OMP Review      City Clerk Review      Electronic Copy Loaded      Indexed

ORDINANCE 123885

AN ORDINANCE relating to the City Light Department, declaring as surplus and authorizing the Superintendent or his designee to release four (4) easements for electrical service located within City of Seattle Short Subdivision Nos. 3005320, 3008464, and 3012055.

WHEREAS, these easements have been abandoned for distribution purposes and are no longer required or useful for City Light Department purposes; and

WHEREAS, The Superintendent of City Light has recommended that release of these easements in the attachment hereto; NOW, THEREFORE,

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

Section 1. Pursuant to RCW 35.94.040 and after public hearing, the following described easements are found to be surplus to the City's needs and no longer required for providing public utility service:

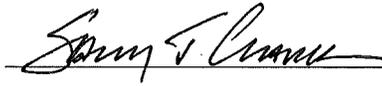
- 1) That certain easement dated June 25, 2007, and recorded under Recording Number 20070626900012 in King County, Washington, lying within that property legally described as Parcels A, B, C, D and E, City of Seattle Short Subdivision No. 3005320 (P.M. #250418-4-030).
- 2) That certain easement dated September 22, 2011, and recorded under Recording Number 20110922900005 in King County, Washington, lying within that property legally described as Parcels A, B, and C, City of Seattle Short Subdivision No. 3012055 (P.M. #260421-4-055).
- 3) That certain easement dated May 7, 2009, and recorded under Recording Number 20090518001541 in King County, Washington, lying within that property legally described as Parcel R, City of Seattle Short Subdivision No. 3008464 (formerly known as Parcel A of City of Seattle Lot Boundary Adjustment No. 2102464, Recording No. 20020513900007) (P.M. #250311-4-006B).



1 Section 2. The Superintendent of the City Light Department or his designee is authorized  
2 to release the easements over the properties legally described above by executing "Release of  
3 Easement" documents substantially in the forms shown in Attachments 1, 2, 3 and 4 hereto.

4 Section 3. This ordinance shall take effect and be in force 30 days after its approval by  
5 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
6 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

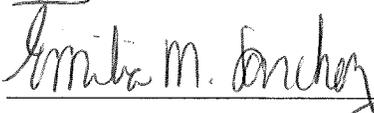
7 Passed by the City Council the 14<sup>th</sup> day of May, 2012, and  
8 signed by me in open session in authentication of its passage this  
9 14<sup>th</sup> day of May, 2012.

11   
12 President \_\_\_\_\_ of the City Council

14 Approved by me this 16<sup>th</sup> day of May, 2012.

16   
17 Michael McGinn, Mayor

19 Filed by me this 17<sup>th</sup> day of May, 2012.

21   
22 for Monica Martinez Simmons, City Clerk

23 (Seal)



- 1 Attachment 1: Release of Easement, within City of Seattle Short Subdivision No. 3005320
- 2 Attachment 2: Release of Easement, within City of Seattle Short Subdivision No. 3012055
- 3 Attachment 3: Release of Easement, within City of Seattle Short Subdivision No. 3012055
- 4 Attachment 4: Release of Easement, within City of Seattle Short Subdivision No. 3008464

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Renee T. Brooks  
SCL, Release of Easements, ATT 1 to ORD  
February 6, 2012  
Version #2

Attachment 1

Seattle City Light  
Real Estate Services  
700 Fifth Avenue, 30<sup>th</sup> Floor  
P.O. Box 34023  
Seattle, WA 98124-4023

Release of Easement  
King County Assessor's Nos. 226150-0150

RELEASE OF EASEMENT  
(Seattle City Light P.M. #250418-4-030)

The CITY OF SEATTLE, a municipal corporation of the State of Washington, acting by and through its CITY LIGHT DEPARTMENT, hereby grants to GRE FREMONT, LLC, a Washington limited liability company, their successors and assigns, a release from that certain easement dated June 25, 2007, and recorded under Recording No. 20070626900012 in King County, Washington, lying within that property legally described as follows:

Parcels A, B, C, D and E, City of Seattle Short Subdivision No. 3005320.

This instrument is given by the CITY OF SEATTLE for the purpose of abandoning the overhead/underground easement aforesaid.

IN WITNESS WHEREOF, the CITY OF SEATTLE has caused this instrument to be executed pursuant to Ordinance \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

CITY OF SEATTLE  
SEATTLE CITY LIGHT

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_





Renee T. Brooks  
SCL, Release of Easements, ATT 2 to ORD  
February 6, 2012  
Version #1

Attachment 2

Seattle City Light  
Real Estate Services  
700 Fifth Avenue, 30<sup>th</sup> Floor  
P.O. Box 34023  
Seattle, WA 98124-4023

Release of Easement  
King County Assessor's Nos. 070500-0015 -0016

RELEASE OF EASEMENT  
(Seattle City Light P.M. #260421-4-055)

The CITY OF SEATTLE, a municipal corporation of the State of Washington, acting by and through its CITY LIGHT DEPARTMENT, hereby grants to STONE HARBOUR, LLC, a Washington limited liability company, their successors and assigns, a release from that certain easement dated September 22, 2011, and recorded under Recording No. 20110922900005 in King County, Washington, lying within that property legally described as follows:

Parcels A and B of City of Seattle Short Subdivision No. 3012055.

This instrument is given by the CITY OF SEATTLE for the purpose of abandoning the overhead/underground easement aforesaid.

IN WITNESS WHEREOF, the CITY OF SEATTLE has caused this instrument to be executed pursuant to Ordinance \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

CITY OF SEATTLE  
SEATTLE CITY LIGHT

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_





Renee T. Brooks  
SCL, Release of Easements, ATT 3 to ORD  
February 6, 2012  
Version #1

Attachment 3

Seattle City Light  
Real Estate Services  
700 Fifth Avenue, 30<sup>th</sup> Floor  
P.O. Box 34023  
Seattle, WA 98124-4023

Release of Easement  
King County Assessor's Nos. 070500-0020

RELEASE OF EASEMENT  
(Seattle City Light P.M. #260421-4-055)

The CITY OF SEATTLE, a municipal corporation of the State of Washington, acting by and through its CITY LIGHT DEPARTMENT, hereby grants to JAMES E GRANT AND DANIELLE M GRANT, husband and wife, their successors and assigns, a release from that certain easement dated September 22, 2011, and recorded under Recording No. 20110922900005 in King County, Washington, lying within that property legally described as follows:

Parcel C of Seattle Short Subdivision No. 3012055.

This instrument is given by the CITY OF SEATTLE for the purpose of abandoning the overhead/underground easement aforesaid.

IN WITNESS WHEREOF, the CITY OF SEATTLE has caused this instrument to be executed pursuant to Ordinance \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

CITY OF SEATTLE  
SEATTLE CITY LIGHT

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_





Renee T. Brooks  
SCL, Release of Easements, ATT 4 to ORD  
February 6, 2012  
Version #2

Attachment 4

Seattle City Light  
Real Estate Services  
700 Fifth Avenue, 30<sup>th</sup> Floor  
P.O. Box 34023  
Seattle, WA 98124-4023

Release of Easement  
King County Assessor's No. 046700-0418

RELEASE OF EASEMENT  
(Seattle City Light P.M. #2503111-4-006B)

The CITY OF SEATTLE, a municipal corporation of the State of Washington, acting by and through its CITY LIGHT DEPARTMENT, hereby grants to C D STIMSON COMPANY, a Washington corporation, their successors and assigns, a release from that certain easement dated May 7, 2009, and recorded under Recording No. 20090518001541 in King County, Washington, lying within that property legally described as follows:

Parcel R, City of Seattle Short Subdivision No. 3008464 (formerly known as Parcel A of City of Seattle Lot Boundary Adjustment No. 2102464, Recording No. 20020513900007).

This instrument is given by the CITY OF SEATTLE for the purpose of abandoning the overhead/underground easement aforesaid.

IN WITNESS WHEREOF, the CITY OF SEATTLE has caused this instrument to be executed pursuant to Ordinance \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

CITY OF SEATTLE  
SEATTLE CITY LIGHT

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_





**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Seattle City Light	Lynn Best 386-4586	Calvin Chow 684-4652

**Legislation Title:**

AN ORDINANCE relating to the City Light Department, declaring as surplus and authorizing the Superintendent or his designee to release four (4) easements for electrical service located within City of Seattle Short Subdivision Nos. 3005320, 3008464, and 3012055.

**Summary of the Legislation:**

This legislation will declare as surplus and authorize Seattle City Light to release three easements for electrical service.

**Background:**

On request of the property owners, and upon determination that these easements are no longer required to provide electrical service or useful to Seattle City Light, this legislation will release three easements within City of Seattle Short Subdivision Nos. 3005320, 3008464, and 3012055.

Four Releases of Easements are required because lots within Short Subdivision No. 3012055 have been sold to two parties.

This legislation requires a public hearing pursuant to RCW 35.94.040.

X  **This legislation does not have any financial implications.**

**Other Implications:**

a) **Does the legislation have indirect financial implications, or long-term implications?**

No.

b) **What is the financial cost of not implementing the legislation?**

None.

c) **Does this legislation affect any departments besides the originating department?**

No.



**d) What are the possible alternatives to the legislation that could achieve the same or similar objectives?**

None.

**e) Is a public hearing required for this legislation?**

Yes, a public hearing is required pursuant to RCW 35.94.040.

**f) Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**

No.

**g) Does this legislation affect a piece of property?**

Yes. Maps of the affected properties are attached as Exhibits A and B to this Fiscal Note.

**h) Other Issues:**

None.

**List attachments to the fiscal note below:**

Exhibit A: Map of City of Seattle Short Subdivision No. 3005320

Exhibit B: Map of City of Seattle Short Subdivision No. 3012055

Exhibit C: Map of City of Seattle Short Subdivision No. 3012055

Exhibit A



Release of Easement  
City of Seattle Short Subdivision No. 3005320

Exhibit A to Fiscal Note



Exhibit B

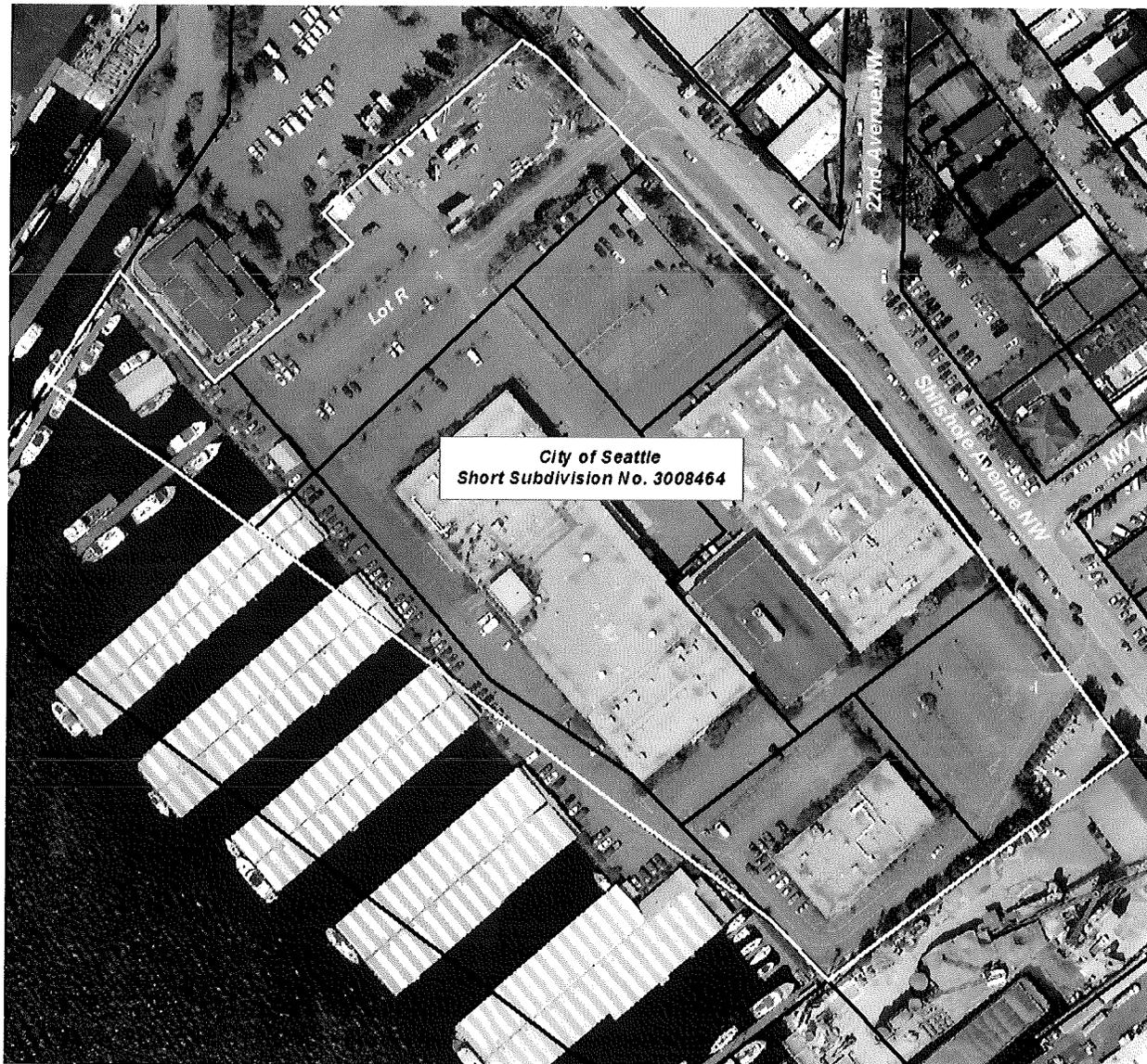


Release of Easement  
City of Seattle Short Subdivision No. 3012055

Exhibit B to Fiscal Note



Exhibit C



Release of Easement  
City of Seattle Lot Short Subdivision No. 3008464

Exhibit C to Fiscal Note





City of Seattle  
Office of the Mayor

April 10, 2012

Honorable Sally J. Clark  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill that will declare as surplus and authorize the Superintendent of Seattle City Light to release four easements for electrical service. These easements are being released on request by the property owners and on determination by Seattle City Light that they are no longer required to provide electrical service or otherwise useful to the utility.

This legislation will require a public hearing pursuant to RCW 35.94.040.

The release of these easements will allow the owners to develop their properties in accordance with their new plans. Thank you for your consideration of this legislation. Should you have questions, please contact Lynn Best at 386-4586.

Sincerely

Michael McGinn  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council



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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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284669  
CITY OF SEATTLE, CLERKS OFFICE

No. 123884,885,886,887,888

**Affidavit of Publication**

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 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

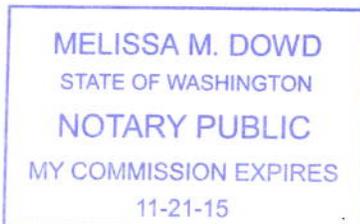
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:TITLE ONLY ORDINANCE

was published on

05/30/12

The amount of the fee charged for the foregoing publication is the sum of \$ 167.40, which amount has been paid in full.



*[Handwritten Signature]*

Subscribed and sworn to before me on

05/30/12

*[Handwritten Signature]*

Notary public for the State of Washington,  
residing in Seattle

Affidavit of Publication

# State of Washington, King County

## City of Seattle

### Title Only Ordinances

The full text of the following legislation, passed by the City Council on May 14, 2012, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Contact: Office of the City Clerk at (206) 684-8344.

#### ORDINANCE NO. 123884

AN ORDINANCE vacating a portion of Southwest Dakota Street between West Marginal Way Southwest and the Southwesterly margin of the Duwamish Waterway, a portion of Southwest Idaho Street between West Marginal Way Southwest and the Southwesterly Margin of the Duwamish Waterway, and a portion of West Marginal Way Southwest between Southwest Dakota Street and Southwest Idaho Street in the Duwamish Industrial Area of Seattle on the petition of the Port of Seattle; accepting a public access easement from the Port of Seattle for public access to the shoreline area at Terminal 105; accepting a public access easement from the Port of Seattle for public access to the shoreline area at Terminal 107; accepting easement agreements from each of the Port of Seattle and JD Anderson, LLC for the construction, opera-

Ref 12-43701, filed on May 25, (Ch. 7)  
South 30th St. A-2, Tacoma, WA 98409, Ulysses T Fernandez, xxx-xx-1865: 5002 Ref 12-43700, filed on May 25, (Ch. 7)  
E. Lakeshore Dr. W, Shelton, WA 98584, Patrick Michael Walsh, xxx-xx-4532: 501 Ref 12-43699, filed on May 25, (Ch. 7)  
Ferdinand St, Tacoma, WA 98409-1219, Thuy Thanh Luu, xxx-xx-5442: 6005 S filed on May 25, (Ch. 7)  
Vancouver, WA 98683, Ref 12-43698, xxx-5965, xxx-xx-8355; 14208 SE 15th Ct; Alva Lucille Koch, Patrick Jay Koch, xxx-12-43697, filed on May 25, (Ch. 7)

Trustee: Anthony V. Harris, Esq. 206-812-5133  
Sale: August 24th, 10 am, King County Administration Building  
Roger D Stark; 601 Cedar Dr SE, Auburn, WA 98002  
Prop. Info: L10, CEDAR LANES DIV NO 2; 601 Cedar Dr SE; Auburn WA, 98002, 3 bedrooms, 1 bath, built in 1960, last sold 09/29/98 for \$126,990.  
Financial Info: Assessed: \$189,000, Principal: \$168,117, Arrears: \$26,372, Lot size 7,950, Total living area 1,380, Filing Info: Auditor: 20120523001394, Tax# 1450100100, DOT# 20041101000274,  
Beneficiary: Deutsche Bank National Trust Co.  
Trustee: Regional Trustee Svcs (206)