

Resolution No. 31431

A RESOLUTION granting conceptual approval to construct, maintain, and operate a Saturn sculpture and solar collector over Evanston Avenue North, south of North 35th Street, as proposed by Saturn Building LLC.

Related Legislation File: _____

Date Introduced and Referred: <u>2.25.13</u>	To: (committee): <u>Transportation</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>3/18/13</u>	Date Presented to Mayor: <u>3/20/13</u>
Date Signed by Mayor: <u>3.26.13</u>	Date Returned to City Clerk: <u>3.27.13</u>
Published by Title Only <u>X</u>	Date Returned Without Concurrence:
Published in Full Text _____	

The City of Seattle – Legislative Department

Resolution sponsored by: _____

Committee Action:

Date	Recommendation	Vote
<u>3/12/13</u>	<u>Adopt (submitted version)</u>	<u>TR BH JG 3-0</u>

This file is complete and ready for presentation to Full Council. _____

Full Council Action:

Date	Decision	Vote
<u>3/18/13</u>	<u>Adopt</u>	<u>9-0</u>

Law Department

CITY OF SEATTLE
RESOLUTION 31431

A RESOLUTION granting conceptual approval to construct, maintain, and operate a Saturn sculpture and solar collector over Evanston Avenue North, south of North 35th Street, as proposed by Saturn Building LLC.

WHEREAS, the Saturn Building, LLC has submitted an application to the Director of Transportation (“Director”) to construct solar collector panels to be mounted on a globe with a 12-foot radius circular platform resembling the planet Saturn. Half of the sculpture would extend over Evanston Avenue North from the top of the building at 3417 Evanston Avenue North; and

WHEREAS, the solar collector will generate approximately 30 kilowatts of power for the building at 3417 Evanston Avenue North, as well as provide an iconic sculpture for the Fremont neighborhood; and

WHEREAS, the Fremont Chamber of Commerce has submitted their support for the proposed project; and

WHEREAS, in making a recommendation, the Director considered the submitted plans and application materials for constructing the solar collector project and recommends that conceptual approval be granted; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE
MAYOR CONCURRING, THAT:**

Section 1. The City Council finds that the Saturn Building LLC solar collector project is in the public interest.

Section 2. As conditions for obtaining permission to construct, maintain, and operate the solar collector project, Saturn Building LLC shall:

- (1) Provide (i) a surety bond, (ii) covenant agreement, and (iii) public liability insurance naming the City as an additional insured or self-insurance, as approved by the City’s Risk Manager;



- 1 (2) Maintain and inspect the solar collector;
- 2 (3) Obtain all necessary street use and building permits;
- 3 (4) Pay all City permit fees; and
- 4 (5) Remove the solar collector project and restore the right-of-way to its original
- 5 condition upon expiration of the term permit or at the direction of the Director or City
- 6 Council in accordance with the provisions of the term permit ordinance.
- 7

8 After this Resolution is adopted, SDOT will present to the City Council a draft term
9 permit ordinance identifying the conditions under which permission may be granted for the use
10 of the right-of-way. Permission to use the right-of-way is subject to the Council's decision to
11 approve, deny, or modify the draft term permit ordinance presented by the Director.
12

13 Section 3. As recommended by the Director and the Mayor, conceptual approval for
14 construction, maintenance, and operation of the solar collector project over Evanston Avenue
15 North, adjacent to 3417 Evanston Avenue North and as proposed by Saturn Building LLC, is
16 GRANTED.
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Adopted by the City Council the 18th day of March, 2013, and
signed by me in open session in authentication of its adoption this 18th day
of March, 2013.



President _____ of the City Council

THE MAYOR CONCURRING:



Michael McGinn, Mayor

Filed by me this 27 day of March, 2013.



Monica Martinez Simmons, City Clerk

(Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Seattle Department of Transportation	Angela Steel/684-5967	Christie Parker/684-5211

Legislation Title:

A RESOLUTION granting conceptual approval to construct, maintain, and operate a Saturn sculpture and solar collector over Evanston Avenue North, south of North 35th Street, as proposed by Saturn Building LLC.

Summary of the Legislation:

This proposed resolution grants the conceptual approval for Saturn Building LLC to construct, operate, and maintain a Saturn sculpture and solar collector over Evanston Avenue North, south of North 35th Street. An area map is attached for reference.

Background:

The sculpture will consist of solar collector panels to be mounted on a globe with a 12-foot radius circular platform resembling the planet Saturn. Half of the sculpture would extend over Evanston Avenue North from the top of the new building at 3417 Evanston Avenue North.

The solar collector will generate approximately 30 kilowatts of power for the building at 3417 Evanston Avenue North, as well as provide an iconic sculpture for the Fremont neighborhood.

Please check one of the following:

X This legislation does not have any financial implications.

Although this resolution does not accept or appropriate funds, SDOT will receive a permit fee from Saturn Building LLC after the effective date of the term permit ordinance.

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?**

If the legislation is not enacted by the City Council, the City of Seattle will not receive the annual fee of \$746 as part of the term permit ordinance. The City of Seattle has the



option to adjust the fee amount on an annual basis. The Saturn sculpture/solar collector will not be permitted.

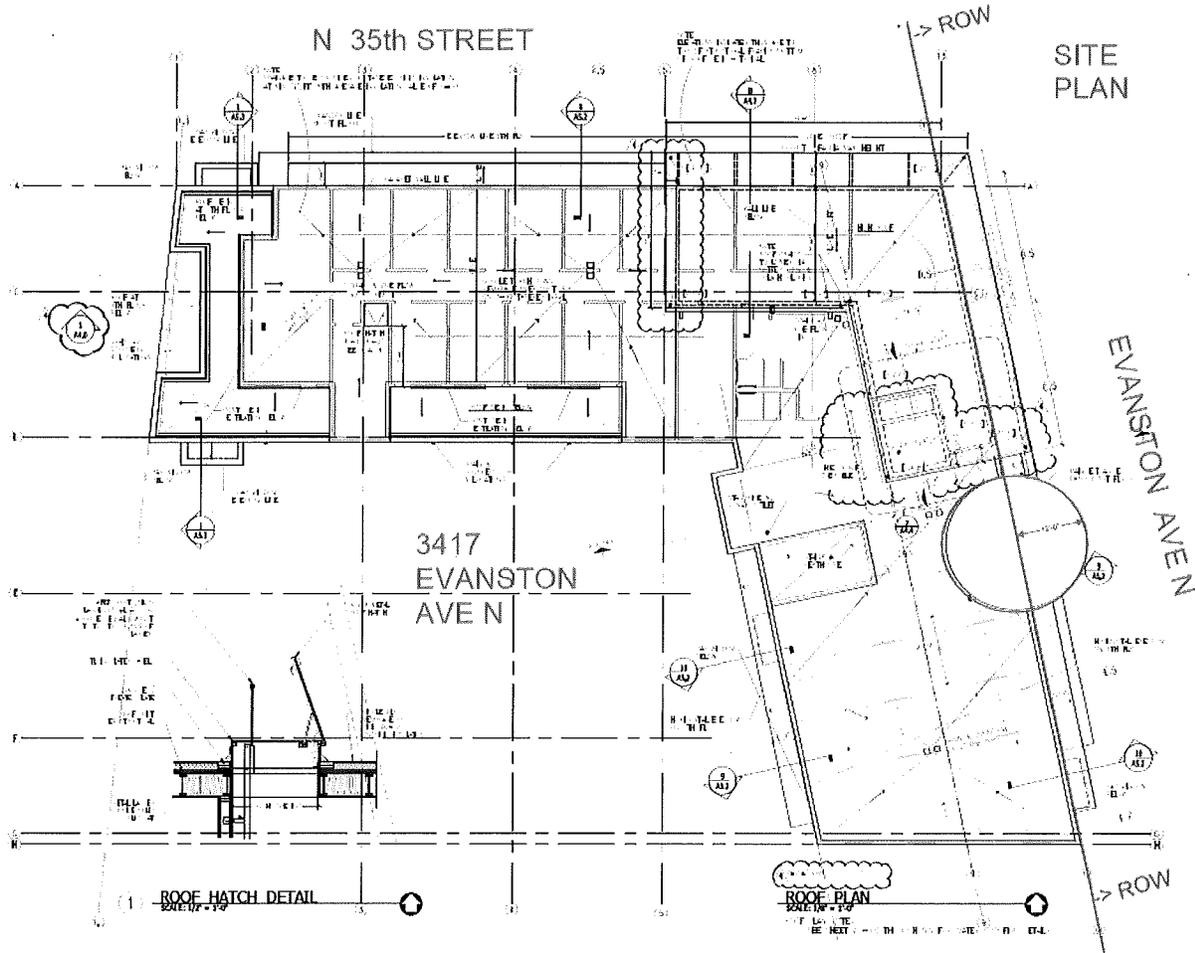
- c) **Does this legislation affect any departments besides the originating department?**
No
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** None
- e) **Is a public hearing required for this legislation?**
No
- f) **Is publication of notice 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. An area map is attached for reference.
- h) **Other Issues:** N/A

List attachments to the fiscal note below:

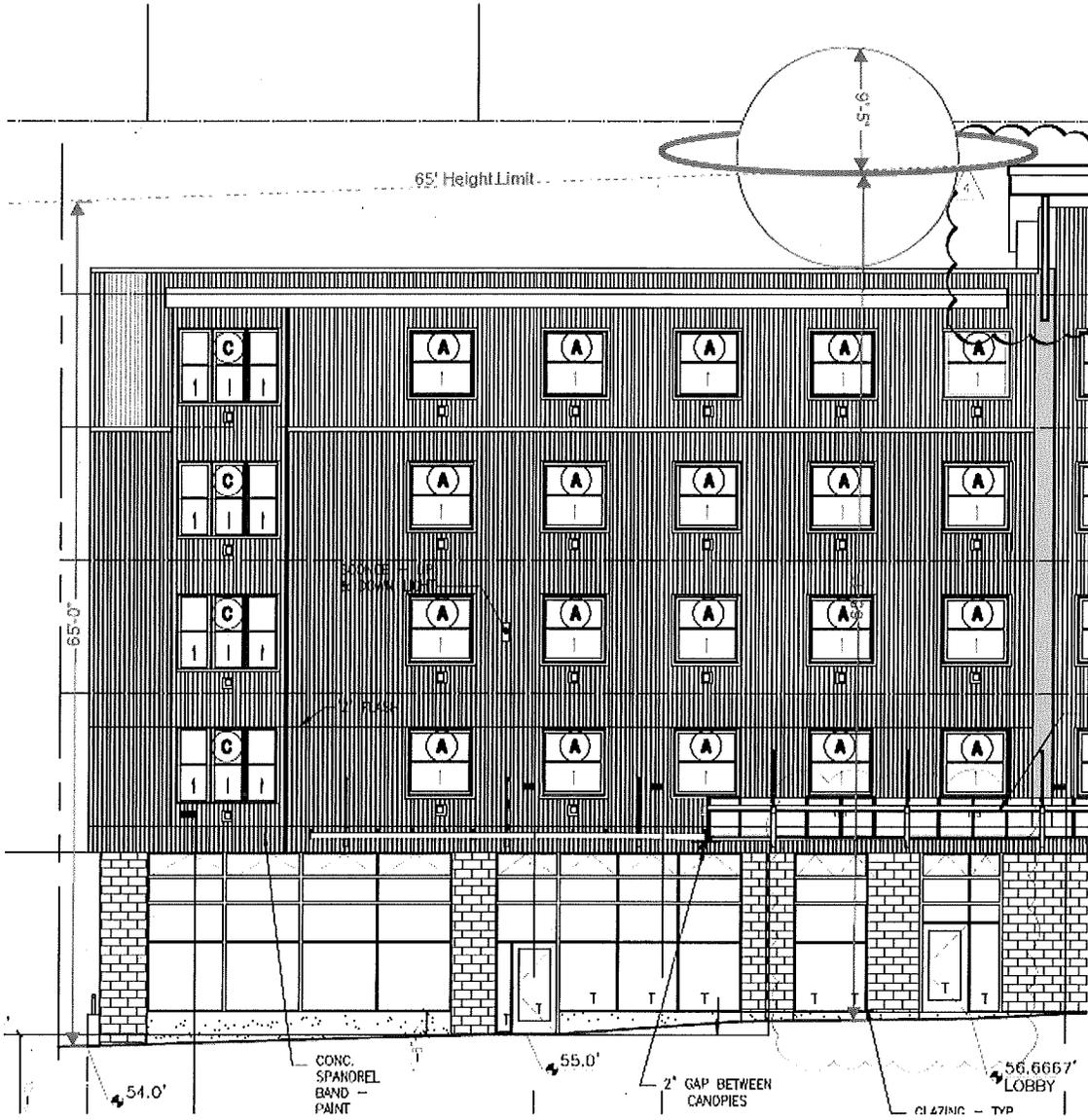
Attachment A – Saturn Building LLC Site Plan and Area Map
Attachment B – Depiction of the Saturn Solar Collector

Attachment A – Saturn Building LLC Site Plan and Area Map

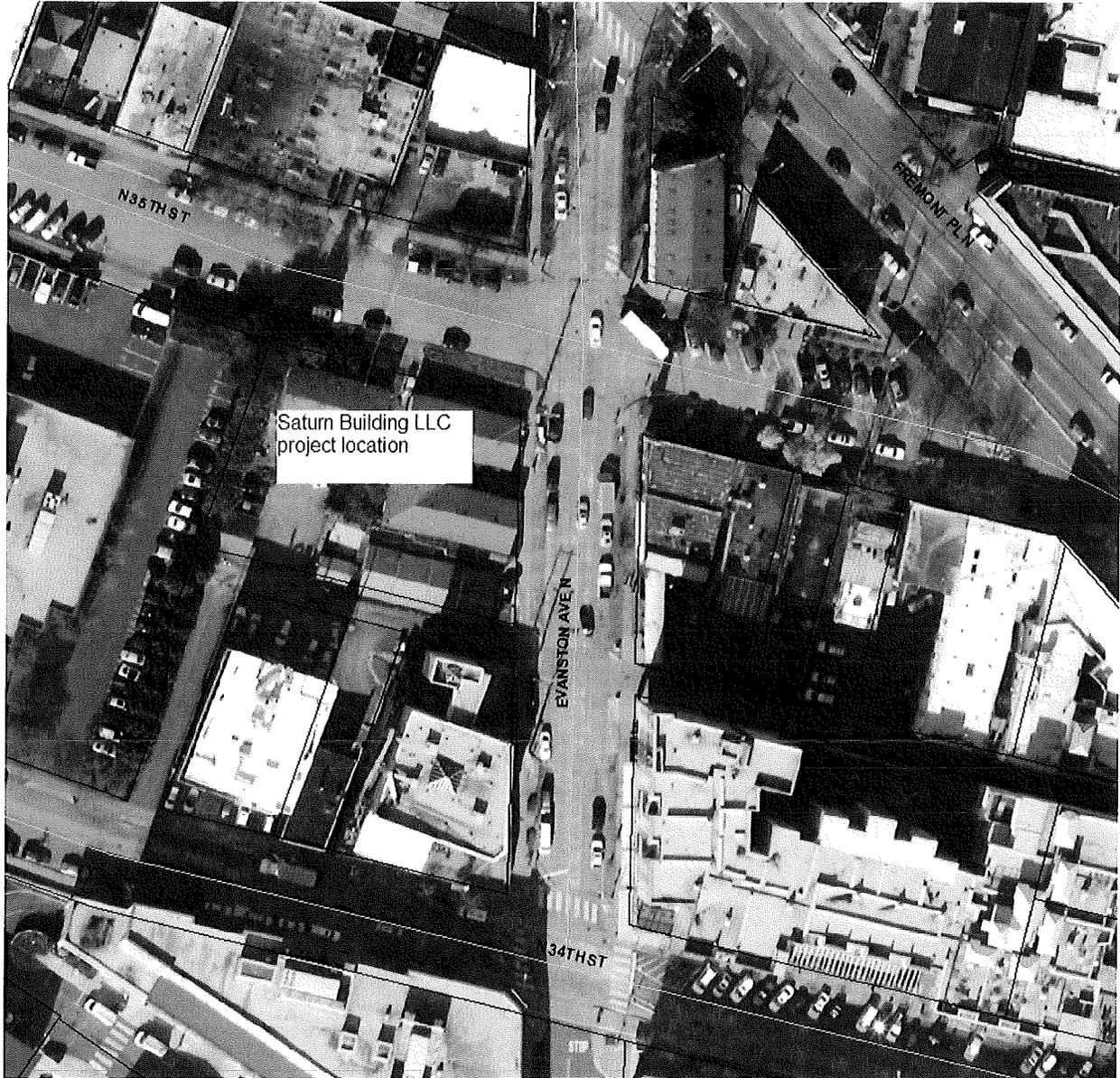
Site Plan:



East Elevation:



Area Map:



Map is for informational purposes only and is not intended to modify or supplement the legal description(s) in the Resolution.



Attachment B – Depiction of the Saturn Solar Collector



View from the Northeast





View from the Southeast



City of Seattle
Office of the Mayor

February 12, 2013

Honorable Sally J. Clark
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Resolution that grants conceptual approval to the Saturn Building LLC to construct, maintain, and operate a Saturn sculpture and solar collector over Evanston Avenue North, south of North 35th Street, as part of the new development at 3417 Evanston Avenue North.

The sculpture will consist of solar collector panels to be mounted on a globe with a 12-foot radius circular platform resembling the planet Saturn. Half of the sculpture would extend over Evanston Avenue North from the top of the new building at 3417 Evanston Avenue North. The solar collector will generate approximately 30 kilowatts of power for the building, as well as provide an iconic sculpture for the Fremont neighborhood.

Thank you for your consideration of this proposed Resolution. Should you have questions, please contact Angela Steel at 684-5967.

Sincerely,

Michael McGinn
Mayor of Seattle

cc: Honorable Members of the Seattle City Council



STATE OF WASHINGTON -- KING COUNTY

--SS.

296305
CITY OF SEATTLE, CLERKS OFFICE

No. 31421,430,431,434,435

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 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

CT: TITLE ONLY RESOLUTION

was published on

04/11/13

The amount of the fee charged for the foregoing publication is the sum of \$82.50 which amount has been paid in full.



[Signature]

Subscribed and sworn to before me on

04/11/2013

[Signature]

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle Title Only Resolutions

The full text of the following legislation, passed by the City Council on March 18, 2013, 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.

RESOLUTION NO. 31421

A RESOLUTION granting conceptual approval to King County Department of Natural Resources and Parks, Wastewater Treatment Division to construct, maintain, and operate a combined sewer overflow control system within Triton Drive Northwest as part of the existing North Beach Pump Station.

RESOLUTION NO. 31430

A RESOLUTION approving the proposed budget of the Skagit Environmental Endowment Commission for fiscal year 2013.

RESOLUTION NO. 31431

A RESOLUTION granting conceptual approval to construct, maintain, and operate a Saturn sculpture and solar collector over Evanston Avenue North, south of North 35th Street, as proposed by Saturn Building LLC.

RESOLUTION NO. 31434

A RESOLUTION regarding local solutions for low-income homeowners and communities impacted by the foreclosure crisis.

RESOLUTION NO. 31435

A RESOLUTION setting the public hearing on the petition of Seattle Public Utilities for the vacation of Carr Place North between North 34th Street and North 35th Street in the South Wallingford Planning area of Seattle; pursuant to Chapter 35.79 Revised Code of Washington (RCW) and Seattle Municipal Code (SMC) 15.62 (Clerk File 312535).

Date of publication in the Seattle Daily Journal of Commerce, April 11, 2013.

4/11(296305)