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ORDINANCE _____

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AN ORDINANCE relating to the Department of Parks and Recreation; accepting deeds for the donation of real property in Taylor Creek green space and for the donation of an addition to Fauntleroy Park, all for open space, park, and recreation purposes; and ratifying and confirming certain prior acts.

WHEREAS, the City of Seattle is continually acquiring property to expand existing parks and conserve green spaces; and

WHEREAS, the City of Seattle does not have adequate funding to acquire all the properties worthy of conservation; and

WHEREAS, the City of Seattle encourages owners of properties that add value to the City's inventory of parks and green spaces to donate them to the City; and

WHEREAS, the Seattle City Charter requires that all acquisition of real property be accepted by or under authority of ordinance; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The deeds described below (by grantor, legal description, date and recording number), conveying real property to the City of Seattle, are hereby accepted for open space, park and recreation purposes, and the real property is hereby placed under the jurisdiction of the Department of Parks and Recreation:

Taylor Creek Green Space

The following parcels in this area were acquired by donation:

DARLENE J. PURSLEY, an unmarried individual, by Deed dated July 27, 2010, recorded September 24, 2010, under King County Recording Number 20100924000974, as to RPAMIS Subject Parcel No. 22072:

Lots 5 and 6, Guthries Terrace Park, according to the plat thereof recorded in Volume 52 of Plats, page 24, in King County, Washington (commonly known as King County Tax Account Parcel No. 297680-0925 and 297680-0930);



1
2 THEODORE S. WARREN and MARGARET A. WARREN, husband and wife, by Deed dated
3 July 28, 2010, recorded September 24, 2010, under King County Recording Number
4 20100924000647, as to RPAMIS Subject Parcel No. 22071:

5 Lots 1 and 2, Guthries Terrace Park, according to the plat thereof recorded in Volume 52 of
6 Plats, page 24, in King County, Washington (commonly known as King County Tax Account
Parcel No. 297680-0905 and 297680-0910);

7 Fautleroy Park Addition

8 The following parcels in this area were acquired by donation:

9
10 MARTHA A. POOLTAN, as her separate estate, by Deed dated October 9, 2009, recorded
11 November 3, 2009, under King County Recording Number 20091103000914, as to RPAMIS
Subject Parcel No. 22025:

12 Lots 6 through 9, inclusive, in block 5, Daugherty Addition to the City of Seattle, according to
13 the plat thereof recorded in Volume 27 of Plats, page 10 in King County Washington (commonly
14 known as King County Tax Account Parcel No. 190410-0250, 190410-0260 and 190410-0270);

15 Section 2. Any act consistent with acceptance of the deeds described in Section 1 above
16 and prior to the effective date of this ordinance, including, without limitation, acceptance of
17 donations of real property and other acquisition of real property described in Section 1 above, is
18 hereby ratified and confirmed.

19
20 Section 3. This ordinance shall take effect and be in force 30 days after its approval by
21 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
22 shall take effect as provided by Seattle Municipal Code Section 1.04.020.
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Passed by the City Council the _____ day of _____, 2011, and
signed by me in open session in authentication of its passage this
_____ day of _____, 2011.

President _____ of the City Council

Approved by me this _____ day of _____, 2011.

Michael McGinn, Mayor

Filed by me this _____ day of _____, 2011.

Monica Martinez Simmons, City Clerk

(Seal)



FISCAL NOTE FOR CAPITAL PROJECTS ONLY

| Department: | Contact Person/Phone: | CBO Analyst/Phone: |
|----------------------|------------------------------|---------------------------|
| Parks and Recreation | Donald Harris/ 684-8018 | Amy Williams/ 233-2651 |

Legislation Title:

AN ORDINANCE relating to the Department of Parks and Recreation; accepting deeds for the donation of real property in Taylor Creek green space and for the donation of an addition to Fauntleroy Park, all for open space, park, and recreation purposes; and ratifying and confirming certain prior acts.

Summary and background of the Legislation:

This proposed legislation accepts three deeds for property donated to the City, all for open space, park, and recreation purposes, and places the property under the jurisdiction of the Seattle Department of Parks and Recreation (DPR). The donation of these properties will lead to increased operating costs for the Department beginning this year. However, these additional costs are minimal as the properties will remain undeveloped, and the Department will cover the costs within existing budget.

DPR is continually acquiring property to expand existing parks and green spaces or to add new land to the park system. The three deeds referenced in the attached legislation convey property in two project areas: .66 acres in the Taylor Creek green space and .44 acres as an addition to Fauntleroy Park. These donations add a total of 1.1 acres of open space to the City's park inventory.

The purpose of this legislation is to formally accept the deeds to the previously donated properties, as required by City Charter. Ordinance 122959 provided authority for planning and due diligence of green space properties and the authority to acquire property within designated green spaces at current fair market value. However, it did not authorize the acquisition of property by donation. Section 2 of the Ordinance included with this legislation rectifies this lack of previous authorization by seeking to ratify and confirm authority.

| Project Name: | Project I.D.: | Project Location: | Start Date: | End Date: |
|----------------------|----------------------|--------------------------|--------------------|------------------|
| | | | | |

Please check any of the following that apply:

This legislation creates, funds, or anticipates a new CIP Project.
(Please note whether the current CIP is being amended through this legislation, or provide the Ordinance or Council Bill number of the separate legislation that has amended/is amending the CIP.)

This legislation does not have any financial implications.
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This legislation has financial implications.



Appropriations: N/A

| Fund Name and Number | Department | Budget Control Level* | Existing 2011 Appropriation | New 2011 Appropriation (if any) | 2012 Anticipated Appropriation |
|----------------------|------------|-----------------------|-----------------------------|---------------------------------|--------------------------------|
| TOTAL | N/A | N/A | N/A | N/A | N/A |

Appropriations Notes:

Spending Plan and Future Appropriations for Capital Projects: N/A

| Spending Plan and Budget | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | Total |
|----------------------------|------|------|------|------|------|------|-------|
| Spending Plan | | | | | | | |
| Current Year Appropriation | | | | | | | |
| Future Appropriations | N/A |

Spending Plan and Budget Notes:

Funding Source: N/A

| Funding Source (Fund Name and Number, if applicable) | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | Total |
|--|------|------|------|------|------|------|-------|
| TOTAL | N/A |

Funding Source Notes:

Bond Financing Required: N/A

| Type | Amount | Assumed Interest Rate | Term | Timing | Expected Annual Debt Service/Payment |
|--------------|--------|-----------------------|------|--------|--------------------------------------|
| TOTAL | N/A | N/A | N/A | N/A | N/A |

Bond Notes:



Uses and Sources for Operation and Maintenance Costs for the Project:

| O&M | 2011 | 2012 | 2013 | 2014 | 2015 | 2016 | Total |
|---------------------------|---------|---------|---------|---------|---------|---------|----------|
| Uses | | | | | | | |
| Start Up | | | | | | | |
| On-going | \$7,105 | \$7,590 | \$7,742 | \$7,896 | \$8,054 | \$8,215 | \$46,602 |
| Sources (itemize) | | | | | | | |
| Parks and Recreation Fund | \$7,105 | \$7,590 | \$7,742 | \$7,896 | \$8,054 | \$8,215 | \$46,602 |

Operation and Maintenance Notes:

The Taylor Creek property new facility cost for 2011 is \$4,147. This undeveloped property is at the headwaters of Taylor Creek in southeast Seattle and will remain undeveloped and in a natural condition. The Fauntleroy Park property new facility cost for 2011 is \$2,958. The property adjoins the eastern edge of the park and will also remain undeveloped. The Department will use existing budget to cover these new facility costs, and no additional funding is being requested.

Both sites are easily accessible so illegal dumping will be likely. There is a potential need for herbicide application of noxious weeds as County laws require removal. Regulatory signage will be installed and maintained, plus graffiti removal.

Periodic Major Maintenance Costs for the Project: N/A

| Major Maintenance Item | Frequency | Cost | Likely Funding Source |
|------------------------|------------|------------|-----------------------|
| | | | |
| TOTAL | N/A | N/A | N/A |

Funding sources for replacement of project: N/A

Identify possible and/or recommended method of financing the project replacement costs.

Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact: N/A

| Position Title and Department* | Position # for Existing Positions | Fund Name & # | PT/FT | 2011 Positions | 2011 FTE | 2012 Positions ** | 2012 FTE ** |
|--------------------------------|-----------------------------------|---------------|------------|----------------|------------|-------------------|-------------|
| | | | | | | | |
| | | | | | | | |
| TOTAL | N/A | N/A | N/A | N/A | N/A | N/A | N/A |

Position Notes:



Do positions sunset in the future? N/A

What is the financial cost of not implementing the legislation?

The cost of not implementing the legislation is non-compliance with the City Charter which requires that the deeds to donated properties be accepted by ordinance.

Does this legislation affect any departments besides the originating department? No.

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

There are none.

Is the legislation subject to public hearing requirements? No.

Other Issues:

None.

List attachments to the fiscal note below:

None.





City of Seattle
Office of the Mayor

May 24, 2011

Honorable Richard Conlin
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Conlin:

I am transmitting the attached proposed Council Bill, which accepts deeds for three properties acquired by donation in connection with the 2008 Parks and Green Spaces Levy. The purpose of this bill is to formally accept the deeds to these properties, as required by City Charter.

These acquisitions add property in two project areas: .66 acres in the Taylor Creek watershed in Southeast Seattle and .44 acres as an addition to Fauntleroy Park in Southwest Seattle; for a total of 1.1 acres of open space added to the City's park inventory. Voluntary conservation, such as donation of property, is an integral part of the City's Levy acquisition strategy, allowing for the preservation of more land than could be preserved with Levy funds.

Approval of this legislation contributes to the preservation of valued open space in Seattle. Thank you for your consideration of this legislation. Should you have questions, please contact Donald Harris at 684-8018.

Sincerely,

Michael McGinn
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

