CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL 117587

AN ORDINANCE relating to 14th Avenue NW; designating a portion of 14th Avenue NW between NW 58th Street and NW 62nd Street as a park boulevard; transferring administrative jurisdiction over that portion of 14th Avenue NW designated as park boulevard from the Seattle Department of Transportation to the Department of Parks and Recreation; amending Appendix I (Description of Parks, Drives and Boulevards) and Appendix II (Corresponding Maps of Parks, Drives and Boulevards) to Ordinance 117569 and Appendix I to Title 15 of the Seattle Municipal Code (Description of Park Drives and Boulevards) and Appendix II to Title 15 of the Seattle Municipal Code (Corresponding Maps of Park Drives and Boulevards); deleting the Ballard Hub Urban Village project from the Acquisition Category, Neighborhood Park Acquisition Subcategory, of the 2008 Parks and Green Spaces Levy; adding 14th Avenue NW Park Boulevard Development as a new project in the Development Category, Neighborhood Parks and Playgrounds Subcategory, of the 2008 Parks and Green Spaces Levy; reallocating funding from the Neighborhood Park Acquisition Subcategory to the Neighborhood Parks and Playgrounds Development Subcategory of the 2008 Parks and Green Spaces Levy; increasing appropriations to the Department of Parks and Recreation in the 2012 Adopted Budget; and amending the 2012-2017 Adopted Capital Improvement Program; all by a three-fourths vote of the City Council.

WHEREAS, in 1998 the Ballard/Crown Hill Neighborhood Plan was completed, calling for the creation of a network of "green" links such as 14th Avenue NW, as a creative way to provide usable open space and improve connections throughout the neighborhood; and

WHEREAS, in 2005 a group of residents and businesses formed the 14th Avenue NW Stewardship Committee to look at the future of 14th Avenue NW; and

WHEREAS, in 2006 the 14th Avenue NW Stewardship Committee received a Neighborhood Matching Fund grant to fund a vision and action plan for 14th Avenue NW; and

WHEREAS, the 14th Avenue NW vision and action plan articulated the vision of a park boulevard all the way from the ship canal to NW 65th Street; and

WHEREAS, Ordinance 122749 authorized a proposition to Seattle's voters, a Parks and Green Spaces Levy (2008 Parks Levy) to levy for up to six years regular property taxes in excess of the limitation on levies in Chapter 84.55 RCW for the purposes of acquiring, developing, or restoring parks, recreation facilities, cultural facilities, green spaces, playfields, trails, community gardens, and shoreline areas; and

WHEREAS, the 2008 Parks Levy was approved by Seattle voters on November 4, 2008; and

WHEREAS, Ordinance 122749 created four major funding categories for levy funds: 1) Acquisition; 2) Development; 3) Environment; and 4) Opportunity Fund; and

WHEREAS, Ordinance 122749 established a Parks and Green Spaces Levy Oversight Committee (Oversight Committee) with responsibility to advise and make recommendations to the Superintendent, Mayor, and City Council about 2008 Parks Levy expenditures, including addition and deletion of projects and reallocation of funding between categories; and

WHEREAS, Ordinance 122749 identifies the Ballard Hub Urban Village as a project in the Neighborhood Park Acquisition Subcategory of the Acquisition Category of the 2008 Parks and Green Spaces Levy; and

WHEREAS, the development of a portion of 14th Avenue NW as a park boulevard would provide many of the same benefits as acquisition of new property for a neighborhood park and is a viable alternative given the scarcity and high cost of land suitable for park acquisition and development within the Ballard Hub Urban Village; and

WHEREAS, the East Ballard Community Association, Groundswell NW, and the Ballard District Council have requested that the City prioritize development of a portion of 14th Avenue NW as a park boulevard over land acquisition; and

WHEREAS, on May 21, 2012, after public comments and consideration, the Oversight Committee voted to recommend to the Seattle City Council to delete the Ballard Hub Urban Village project from the Neighborhood Park Acquisition Subcategory of the Acquisition Category and to add 14th Avenue NW Park Boulevard Development (NW 58th to NW 62nd) to the Neighborhood Parks and Playgrounds Subcategory of the Development Category of the 2008 Parks Levy, and to reallocate funds from the total allocation for the Neighborhood Park Acquisition Subcategory of the Acquisition Category to the total allocation for the Neighborhood Parks and Playgrounds Subcategory of the Development Category; and

WHEREAS, Ordinance 122749 provides that, after considering any recommendations made by the Oversight Committee, the City Council may, by a three-fourths vote, delete projects and reallocate 2008 Parks Levy allocations across categories and subcategories; and

WHEREAS, Ordinance 122749 also provides that if the City Council approves deletion of a project, the Council may approve a new project; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The portion of 14th Avenue NW described as follows (the "Designated Portion") is hereby designated as a park boulevard, and administrative jurisdiction over the property transferred, without charge, from the Seattle Department of Transportation to the Seattle Department of Parks and Recreation:

That portion of 14th Avenue NW between NW 58th Street and NW 62nd Street and abutting the following blocks:

GILMAN PARK ADDITION, BLK 102 & BLK 103 (between NW 58th and NW 59th)

GILMAN PARK ADDITION, BLK 91 & BLK 92 (between NW 59th and NW 60th)

GILMAN PARK ADDITION, BLK 89 & BLK 90 (between NW 60th and NW 61st)

GILMAN PARK ADDITION, BLK 87 & BLK 88 (between NW 61st and NW 62nd)

Section 2. Appendix I to Title 15 of the Seattle Municipal Code and Appendix I attached to Ordinance 117569 are hereby amended to include the Designated Portion of 14th Avenue NW, as described in Section 1 above, as a park boulevard.

Section 3. Appendix II to Title 15 of the Seattle Municipal Code and Appendix II attached to Ordinance 117569 are hereby amended by the addition of the map, attached to this ordinance as Exhibit 1, depicting the Designated Portion of 14th Avenue NW. In the event of conflict between the map in Exhibit 1 and the description in Section 1 of this Ordinance, the description in Section 1 shall control.

Section 4. The recommendation of the Parks and Green Spaces Levy Oversight Committee to delete the Ballard Hub Urban Village project from the Neighborhood Park Acquisition Subcategory of the Acquisition Category and to add 14th Avenue NW Park

Boulevard Development (NW 58th to NW 62nd) to the Neighborhood Parks and Playgrounds Subcategory of the Development Category of the 2008 Parks Levy is hereby adopted.

Section 5. The recommendation of the Parks and Green Spaces Levy Oversight Committee to reallocate funds sufficient for 14th Avenue NW Park Boulevard Development (NW 58th to NW 62nd) from total allocation for the Neighborhood Park Acquisition Subcategory of the Acquisition Category to the total allocation for the Neighborhood Parks and Playgrounds Subcategory of the Development Category of the 2008 Parks Levy, which the Department of Parks and Recreation has determined is $2,670,000, is hereby adopted.

Section 6. In order to pay for necessary capital costs and expenses incurred, or to be incurred, but for which insufficient appropriations were made due to causes that could not reasonably have been foreseen at the time the 2012 budget was adopted, the appropriation for the following item in the 2012 Adopted Budget is increased from the funds shown, as follows:

Fund	**Department**	**Budget Control Level**	**Amount**
2008 Parks Levy Fund (33860)	Parks and Recreation	2008 Parks Levy – Neighborhood Parks and Playgrounds (K720020)	$2,670,000

Section 7. The 2012-2017 Adopted Capital Improvement Program is amended to include the following new project and allocation as described in Exhibit 2 of this ordinance: 14th Avenue NW Park Boulevard Development (NW 58th to NW 62nd).

Section 8. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by a 3/4 vote of all the members of the City Council the ____ day of _____, 2012, and signed by me in open session in authentication of it passage this ___ day of _____, 2012.

_____

President _____of the City Council

Approved by me this ____ day of _____, 2012.

_____

Michael McGinn, Mayor

Filed by me this ____ day of _____, 2012.

_____

Monica Martinez Simmons, City Clerk

(Seal)

Exhibit 1: Map of 14th Avenue NW Park Boulevard (NW 58th to NW 62nd)

Exhibit 2: 2008 Parks Levy CIP Project Description: 14th Avenue NW Park Boulevard Development (NW 58th to NW 62nd)

Chip Nevins
DPR 14th Avenue NW Park Boulevard ORD – Exhibit 1
August 23, 2012

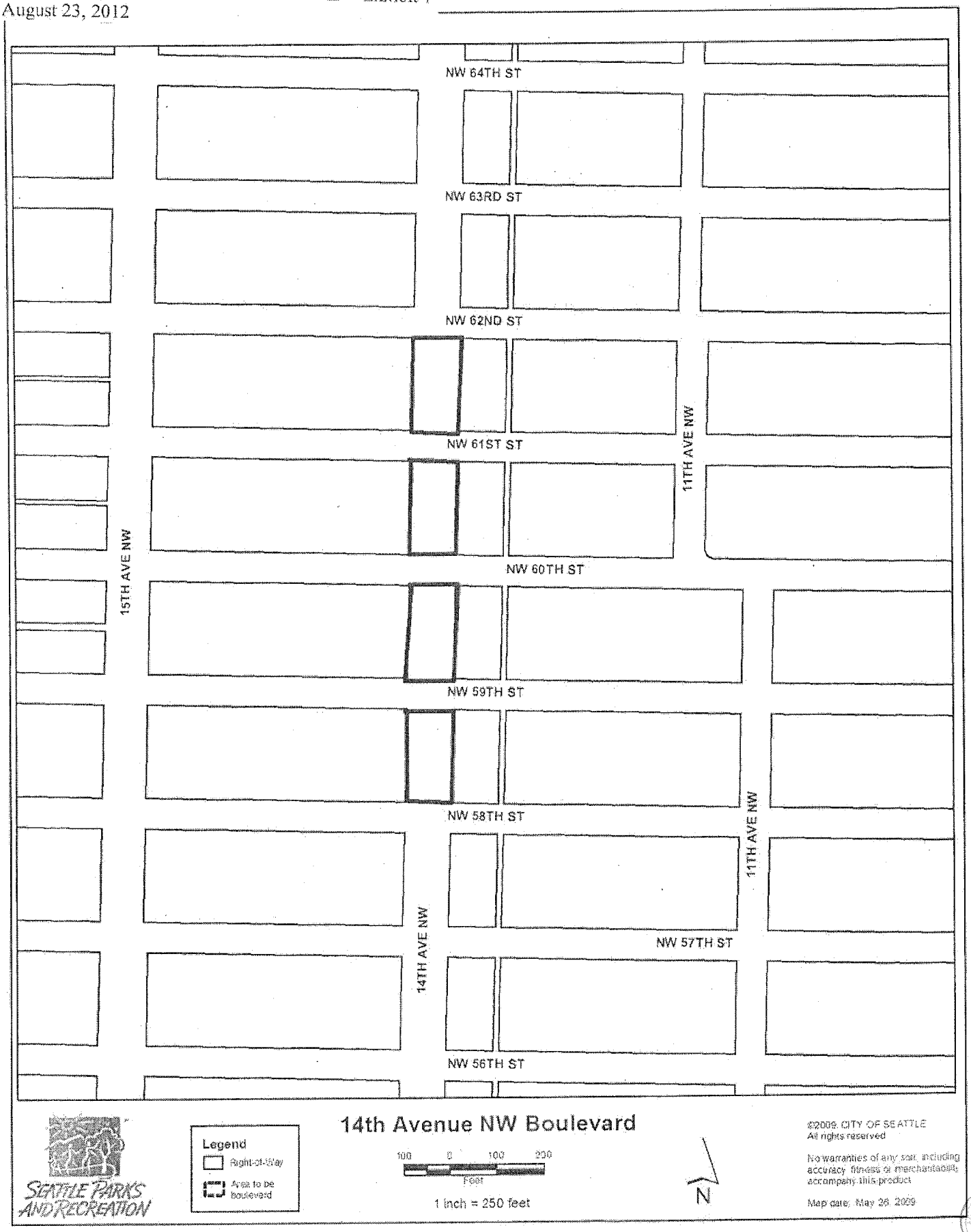

Exhibit 1 to DPR 14th Avenue NW Park Boulevard ORD

Exhibit 2

14th Avenue NW Park Boulevard Development (NW 58th to NW 62nd)

BCL/Program Name:	2008 Parks Levy- Neighborhood Parks and Playgrounds	**BCL/Program Code:**	K720020
Project Type:	New Facility	**Start Date:**	Q3/2012
Project ID:	K730176	**End Date:**	Q4/2014
Location:			

Project Description: This project develops 14th Avenue NW between NW 58th and NW 62nd as a Park Boulevard. After transfer of jurisdiction for this portion of 14th Avenue NW from the Seattle Department of Transportation to the Seattle Department of Parks and Recreation, a new park space will be created for the Ballard neighborhood. The Park Boulevard will provide usable park space while continuing to provide two traffic lanes and reduced parking. This project is part of the 2008 Parks Levy.

Other Information (as required by budget office):

Capacity: This project will provide 17,000 square feet of pedestrian and environmentally-friendly amenities such as swales, natural landscaping, and benches.

Legislative History: On May 21, 2012, the Levy Oversight Committee recommended deleting the Ballard Hub Urban Village project from the Neighborhood Park Acquisition Subcategory of the Acquisition Category and adding the 14th Avenue NW Park Boulevard Development Project to the Neighborhood Parks and Playgrounds Subcategory of the Development Category of the 2008 Parks Levy, and to reallocate funds from the total allocation for the Neighborhood Park Acquisition Subcategory of the Acquisition Category to the total allocation for the Neighborhood Parks and Playgrounds Subcategory of the Development Category.

Funding History:

	LTD Actuals	2012 Rev	2013	2014	2015	2016	2017	2018	Total
Revenue Sources									
Seattle Voter-Approved Levy	0	2,670	0	0	0	0	0	0	2,670
Total:	0	2,670	0	0	0	0	0	0	2,670
Fund Appropriations/Allocations									
2008 Parks Levy Fund	0	2,670	0	0	0	0	0	0	2,670
Total*:	0	2,670	0	0	0	0	0	0	2,670
O & M Costs (Savings)			0	0	0	0	0	0	0
Spending Plan by Fund									
2008 Parks Levy Fund		170	700	1,800	0	0	0	0	2,670
Total:		170	700	1,800	0	0	0	0	2,670

**This detail is for information only. Funds are appropriated in the budget at the Budget Control Level. Amounts are in thousands of dollars.*

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Art Allocation (actual $, not '000)	2013	2014
	0	0

Design Allocation (actual $, not in '000)	2013	2014
	0	0

Project Phase Timing:

Phase Name		**Phase Start**	**Phase End**
Planning	*K730176*	*Q3/2013*	*TBD*

**This detail is for information only. Funds are appropriated in the budget at the Budget Control Level. Amounts are in thousands of dollars.*

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COUNCIL CLERK

Form revised: December 6, 2011

FISCAL NOTE FOR CAPITAL PROJECTS ONLY

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Parks and Recreation	Donald Harris/684-8018	Jeff Muhm/684-8049

Legislation Title: AN ORDINANCE relating to 14th Avenue NW; designating a portion of 14th Avenue NW between NW 58th Street and NW 62nd Street as a park boulevard; transferring administrative jurisdiction over that portion of 14th Avenue NW designated as park boulevard from the Seattle Department of Transportation to the Department of Parks and Recreation; amending Appendix I (Description of Parks, Drives and Boulevards) and Appendix II (Corresponding Maps of Parks, Drives and Boulevards) to Ordinance 117569 and Appendix I to Title 15 of the Seattle Municipal Code (Description of Park Drives and Boulevards) and Appendix II to Title 15 of the Seattle Municipal Code (Corresponding Maps of Park Drives and Boulevards); deleting the Ballard Hub Urban Village project from the Acquisition Category, Neighborhood Park Acquisition Subcategory, of the 2008 Parks and Green Spaces Levy; adding 14th Avenue NW Park Boulevard Development as a new project in the Development Category, Neighborhood Parks and Playgrounds Subcategory, of the 2008 Parks and Green Spaces Levy; reallocating funding from the Neighborhood Park Acquisition Subcategory to the Neighborhood Parks and Playgrounds Development Subcategory of the 2008 Parks and Green Spaces Levy; increasing appropriations to the Department of Parks and Recreation in the 2012 Adopted Budget; and amending the 2012-2017 Adopted Capital Improvement Program; all by a three-fourths vote of the City Council.

Summary and Background of the Legislation:
This legislation lays out the groundwork necessary to develop a park boulevard in Ballard. The legislation includes the following provisions:

1. Designates a portion of 14th Avenue NW between NW 58th Street and NW 62nd Street as a park boulevard;
2. Transfers jurisdiction of that portion from the Seattle Department of Transportation to the Department of Parks and Recreation;
3. Deletes the Ballard Hub Urban Village project from the Acquisition Category, Neighborhood Park Acquisition Subcategory, of the 2008 Parks and Green Spaces Levy;
4. Establishes a new project, 14th Avenue NW Park Boulevard Development (which develops a park boulevard between NW 58th Street and NW 62nd Street) in the Development Category, Neighborhood Parks and Playgrounds Subcategory, of the 2008 Parks and Green Spaces Levy;
5. Reallocates $2,670,000 in the 2008 Parks and Green Spaces Levy from the Acquisition Category to the Development Category, decreasing the Neighborhood Park Acquisition Subcategory (K720010) and increasing the Neighborhood Parks and Playgrounds Development Subcategory (K720020); and
6. Amends the 2012-2017 Adopted Capital Improvement Program by appropriating $2,670,000 in the Neighborhood Parks and Playgrounds Development Subcategory (K720020) for this project.

Ballard Urban Village is identified as a priority neighborhood for park acquisition in the 2008 Parks and Green Spaces Levy. Development of a park boulevard on 14th Avenue NW would provide many of the same benefits as acquisition of new property for a neighborhood park and is a viable alternative given the scarcity and high cost of land suitable for park acquisition and development within the Ballard Hub Urban Village. The project meets the goals of the Ballard neighborhood plan, which calls for the creation of a network of "green" links such as 14th Avenue NW as a creative way to provide usable open space and improve connections throughout the neighborhood. The project is also consistent with the Ballard Open Space Inventory and Action Plan, a community-initiated plan that calls for accessible green space (defined as not having to cross an arterial) for every household in the Ballard Urban Village. The new park boulevard will provide accessible green space within the area bounded by NW 65th Street and NW Market Street, 15th Avenue NW to 8th Avenue NW. The total cost of this project is $2,900,000. Approximately $230,000 in planning costs has been spent to date within the Neighborhood Park Acquisition Subcategory, of the 2008 Parks and Green Spaces Levy.

The project has a considerable amount of public support. It is a priority project for three active groups in Ballard including Ballard District Council, Groundswell NW, and the East Ballard Community Association. The project also addresses Resolution 31073, which was a companion piece of legislation to the Levy Ordinance (Ord. 122749). The Resolution articulated the need for better coordination between City departments in creating green infrastructure and green connections on City-owned land and to develop prototype projects.

If this legislation passes and the site is transferred to Parks and designated as a park boulevard, the Department of Transportation (SDOT) and the Department of Parks and Recreation have an existing agreement relating to park improvements, maintenance and operations, street use, liability, and other responsibilities relevant to the project. Existing SDOT maintenance, permitting, and other responsibilities for those portions of the park boulevard shall remain in place until the 14th Avenue NW Park Boulevard project is under construction. Consequently, no additional operation and maintenance funds are needed at this time. When the park is developed there will be additional operation and maintenance costs. These costs are assumed in the 2013-2014 budget.

Funding for the project requires a reallocation of Levy funds. On May 21, 2012, the Parks and Green Spaces Levy Citizen Oversight Committee voted to recommend to the Seattle City Council the reallocation of funds in the Neighborhood Park Acquisition Subcategory of the Acquisition Category to the Neighborhood Parks and Playgrounds Subcategory of the Development Category in order to fund the project. The individual budget transactions are detailed in the following section.

Project Name:	**Project I.D.:**	**Project Location:**	**Start Date:**	**End Date:**
14th Ave NW Boulevard Development	K730176	14th Ave NW between NW 58th and NW 62nd	3rd Quarter 2012	3rd Quarter 2013

X **This legislation creates, funds, or anticipates a new CIP Project.**

X This legislation has financial implications.

Appropriations:

Fund Name and Number	Department	Budget Control Level*	Existing 2012 Appropriation	New 2012 Appropriation (if any)	2013 Anticipated Appropriation
2008 Parks Levy Fund #33860	Parks & Recreation	2008 Parks Levy-Neighborhood Parks Acquisitions (K720010)	230,000		
2008 Parks Levy Fund #33860	Parks & Recreation	2008 Parks Levy-Neighborhood Parks and Playgrounds (K720020)		2,670,000	
TOTAL			**230,000**	**2,670,000**	

Notes: The total cost of developing the park boulevard is expected to be $2.9 million, of which $230,000 was already appropriated. These funds were used to cover planning costs, with the remaining $2.67 million covering construction costs.

Spending Plan and Future Appropriations for Capital Projects ($000's):

Spending Plan and Budget	2012	2013	2014	2015	2016	2017	Total
Spending Plan	$400	$700	$1,800				**$2,900**
Current Year Appropriation	$2,900						
Future Appropriations							**0**

Notes:

Funding source ($000's):

Funding Source (Fund Name and Number, if applicable)	2012	2013	2014	2015	2016	2017	Total
2008 Parks Levy Fund (33860)	$2,900	$0	$0	$0	$0	$0	$2,900
TOTAL	**$2,900**	**$0**	**$0**	**$0**	**$0**	**$0**	**$2,900**

Notes:

Bond Financing Required: N/A

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

O&M	2012	2013	2014	2015	2016	2017	Total
Uses							
Start Up							
On-going			$12,000	$27,000	$28,000	$28,000	$95,000
Sources (itemize)							
Parks & Recreation Fund (10200)			$12,000	$27,000	$28,000	$28,000	$95,000

Notes: The new facility O&M listed above reflect the costs to care for the fully-developed park space. Work includes maintaining landscaping, play area, turf, community garden, play court, and bioswale/rain gardens. Graffiti removal, signage, and legally required water testing will be done as well. Costs assume a 2% inflation rate in each successive year.

Periodic Major Maintenance costs for the project: N/C

Major Maintenance Item	Frequency	Cost	Likely Funding Source
TOTAL	N/C	N/C	TBD

Funding sources for replacement of project: The Levy does not provide a revenue source for ongoing major maintenance.

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	2009 Positions	2009 FTE	2010 Positions **	2010 FTE **
TOTAL	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Notes:

Do positions sunset in the future? N/A

Other Implications:

a) **Does the legislation have indirect financial implications, or long-term implications?** The development of the park boulevard will lead to ongoing O&M costs for the Department.

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

The development of a park boulevard would provide similar benefits as a neighborhood park and is a more cost effective approach than acquiring property and developing it. Not implementing this legislation would forego this opportunity.

c) **Does this legislation affect any departments besides the originating department?** Yes, Seattle Department of Transportation, Seattle Public Utilities, and Seattle City Light. SDOT and Parks have an existing agreement defining their respective operations and maintenance responsibilities on park boulevards. Existing maintenance agreements are also sufficient to cover potential responsibilities of Seattle City Light and Seattle Public Utilities.

d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** An alternative to creating a park boulevard is buying private property in the neighborhood and developing it into a park. There are few opportunities in this part of Ballard that could provide a park of similar size and the cost would be significantly higher.

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.

h) **Other Issues:** None.

List attachments to the fiscal note below:
None

City of Seattle
Office of the Mayor

September 4, 2012

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

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill designating a portion of 14th Avenue NW between NW 58th Street and NW 62nd Street as a Park Boulevard, transferring jurisdiction of that portion from the Department of Transportation to the Department of Parks and Recreation. The proposed Bill also reallocates $2,670,000 from the Neighborhood Park Acquisition Subcategory of the Acquisition Category to the Neighborhood Parks and Playgrounds Subcategory of the Development Category of the 2008 Parks Levy to fund Park Boulevard development.

The Ballard neighborhood continues to absorb considerable new development, leading to increased demand for parks and open space. The 14th Avenue NW Park Boulevard, first envisioned in the 1998 Ballard Neighborhood Plan and supported by a range of Ballard organizations, represents an innovative, efficient use of funding from the 2008 Parks and Green Spaces Levy. It will provide high-quality open space to the Ballard community.

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

Michael McGinn, Mayor
Office of the Mayor
600 Fourth Avenue, 7th Floor
PO Box 94749
Seattle, WA 98124-4749

Tel (206) 684-4000
Fax (206) 684-5360
TDD (206) 615-0476
mike.mcginn@seattle.gov