

CITY OF SEATTLE
RESOLUTION 31479

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3 A RESOLUTION granting conceptual approval to the Port of Seattle to construct, maintain, and
4 operate a private road and electrical utilities on a portion of South Dakota Street and
5 Duwamish Avenue South, east of East Marginal Way South, as part of the Argo Yard
6 Truck Roadway Project.

7 WHEREAS, the Port of Seattle, as lead agency, has applied for permission to construct an at-
8 grade private road, private light poles and buried electrical utilities between a new
9 underpass of the State Route 99 Spokane Street Overcrossing and Colorado Avenue
10 South, a small part of the Argo Yard Truck Roadway Project (the "Project") would
11 occupy a portion of Duwamish Avenue South and South Dakota Street, east of East
12 Marginal Way South. The purpose of the Project is to provide a faster and safer route
13 from the Port of Seattle marine terminals to the Union Pacific Railroad Argo Yard gate;
14 and

15 WHEREAS, the Port of Seattle, Union Pacific Railroad, Washington State Freight Mobility
16 Strategic Investment Board, Prologis, L.P., and the City of Seattle have entered into a
17 Memorandum of Understanding for the Project; and

18 WHEREAS, construction of the Project will also improve access to the Prologis, L.P. warehouse
19 and other industrial sites in the vicinity; and

20 WHEREAS, construction of the Project will reduce traffic congestion on southbound SR 99/East
21 Marginal Way South, providing time savings for all users; and

22 WHEREAS, in making a recommendation, the Director of the Seattle Department of
23 Transportation ("Director") considered the submitted plans and application materials for
24 constructing the Port of Seattle Argo Yard Truck Roadway Project and recommends that
25 conceptual approval be granted; NOW, THEREFORE,

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

28 Section 1. The City Council finds that the Port of Seattle's Argo Yard Truck Roadway
Project is in the public interest.



1 Section 2. As conditions for obtaining permission to construct the Project, the Port of
2 Seattle shall:

- 3 (1) Provide engineering and utility plans to the Seattle Department of Transportation for
4 reviewing and permitting;
- 5 (2) Provide public liability insurance naming the City as an additional insured or in the
6 form of self-insurance, either as approved by the City's Risk Manager;
- 7 (3) Pay all City permit fees;
- 8 (4) Obtain all necessary land use or building permits; and
- 9 (5) Remove the Argo Yard Truck Roadway Project from South Dakota Street and
10 Duwamish Avenue South and restore the right-of-way to its original condition if the Port of
11 Seattle fails to perform any obligation under the term permit within a reasonable time after
12 receiving notice by the City specifying the failure to perform.

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15 Section 3. After this resolution is adopted, SDOT will present to the Council for its
16 modification or approval a draft term permit ordinance that prescribes the conditions under
17 which permission to use the right-of-way will be granted.

18 Section 4. As recommended by the Director and the Mayor, conceptual approval for
19 construction of the Argo Yard Truck Roadway Project is GRANTED.
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1 Adopted by the City Council the _____ day of _____, 2013, and
2 signed by me in open session in authentication of its adoption this _____ day
3 of _____, 2013.

4 _____
5 President _____ of the City Council

6
7 THE MAYOR CONCURRING:
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9 _____
10 Michael McGinn, Mayor

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12 Filed by me this _____ day of _____, 2013.

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14 _____
15 Monica Martinez Simmons, City Clerk

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17 (Seal)
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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 the Port of Seattle to construct, maintain, and operate a private road and electrical utilities on a portion of South Dakota Street and Duwamish Avenue South, east of East Marginal Way South, as part of the Argo Yard Truck Roadway Project.

Summary of the Legislation:

This proposed resolution grants the conceptual approval for the Port of Seattle, as lead agency, to construct, maintain, and operate a private road, private light poles and buried electrical utilities on a portion of South Dakota Street and Duwamish Avenue South, east of East Marginal Way South, as part of the Argo Yard Truck Roadway Project (the "Project"). The purpose of the Project is to provide a faster and safer route from the Port of Seattle marine terminals to the Union Pacific Railroad Argo Yard gate. It will also reduce traffic congestion on southbound State Route 99/East Marginal Way South and improve access to industrial sites in the area.

Background:

The Port of Seattle has entered into a Memorandum of Understanding with Union Pacific Railroad, the Washington State Freight Mobility Strategic Investment Board, Prologis, L.P., and the City of Seattle for the Project. The Project will provide a dedicated private truck road between a new underpass of the State Route 99 Spokane Street Overcrossing and Colorado Avenue South.

The Project is envisioned in two elements:

1. The Port of Seattle will construct and maintain a 1,500 foot long, 16 foot wide south-bound dedicated truck-only roadway between a new underpass of the State Route 99/East Marginal Way South trestle and the existing Colorado Avenue South cul-de-sac; and
2. Improve the public roadway system of Colorado Avenue South and Diagonal Avenue South from the south end of the truck roadway to State Route 99/East Marginal Way South at Diagonal Avenue South, and construct the undercrossing of the State Route 99 trestle, south of Duwamish Avenue South at the Project's north end.

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 the Port of Seattle 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 as part of the term permit ordinance. The City of Seattle has the option to adjust the fee amount on an annual basis.
- 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?** The Argo Yard Truck Roadway Project area would need to be rerouted entirely onto private property and not encroach onto Duwamish Avenue South and South Dakota Street.
- 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

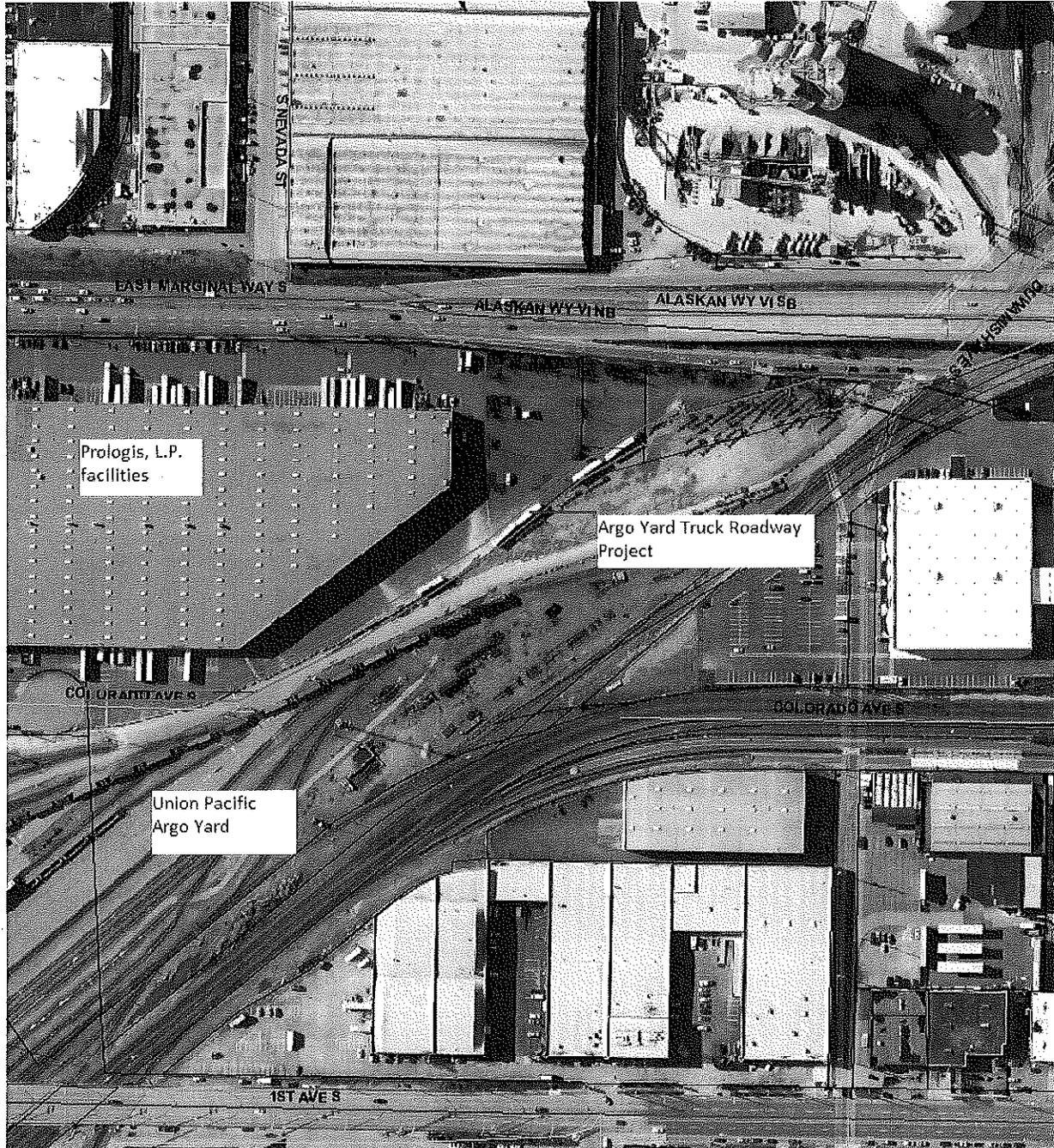
List attachments to the fiscal note below:

Attachment A – Argo Yard Truck Roadway Project Area Map

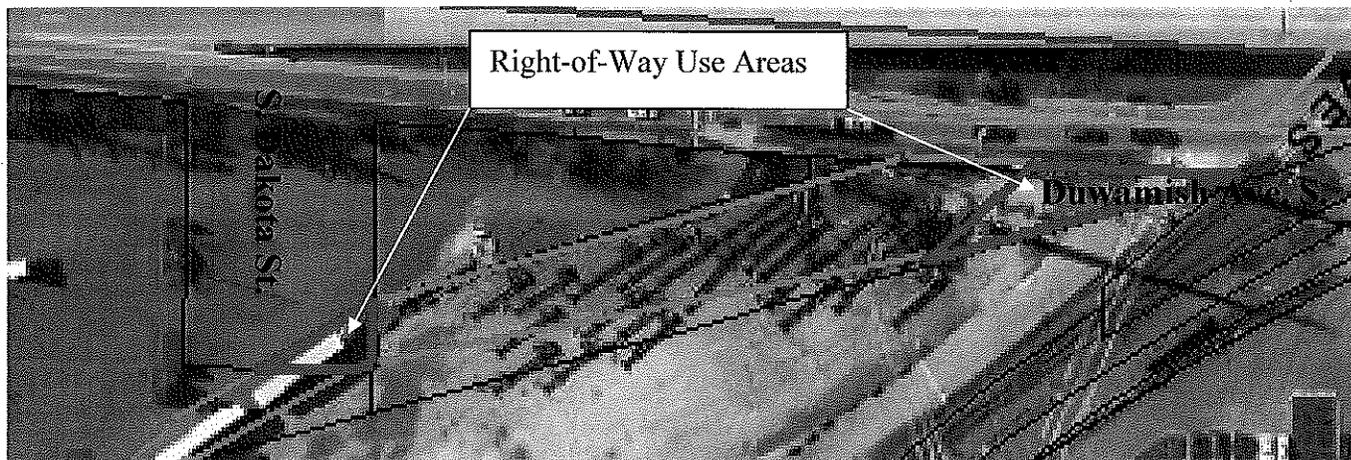
Attachment B – Argo Yard Truck Roadway Project Right-of-Way Use Areas



Attachment A – Private Road Area Map



Attachment B – Argo Yard Truck Roadway Project Right-of-Way Use Areas





City of Seattle
Office of the Mayor

August 13, 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 Port of Seattle to construct, maintain, and operate a private road and electrical utilities in a portion of South Dakota Street and Duwamish Avenue South, east of East Marginal Way South, as part of the Argo Yard Truck Roadway Project.

The purpose of the Argo Yard Truck Roadway Project is to provide a faster and safer route from the Port of Seattle marine terminals to the Union Pacific Railroad Argo Yard gate by providing a dedicated private truck road between a new underpass of the State Route 99 Spokane Street Overcrossing and Colorado Avenue South. The project will also reduce traffic congestion on southbound State Route 99/East Marginal Way South and improve access to industrial sites in the area. The Port of Seattle has entered into a Memorandum of Understanding with Union Pacific Railroad, the Washington State Freight Mobility Strategic Investment Board, Prologis L.P., and the City of Seattle for the project. The project will include a private road, private light poles, and buried electrical utilities on portions of South Dakota Street and Duwamish Avenue South.

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

