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**CITY OF SEATTLE**  
**ORDINANCE \_\_\_\_\_**  
**COUNCIL BILL 110219**

AN ORDINANCE relating to City-owned property under the jurisdiction of the Seattle Department of Transportation located at 1000 Mercer Street in D. T. Denny's First Addition to North Seattle; and extending, laying out, widening, establishing, and opening a portion of Mercer Street.

WHEREAS, The City of Seattle acquired Lots 5 and 6, Block 104, both in D. T. Denny's First Addition to North Seattle in 2009, following condemnation proceedings authorized by Ordinance number 122505 relating to the Mercer Corridor Project; and

WHEREAS, the property was placed under the jurisdiction of the Seattle Department of Transportation and used for the purpose of reconstructing the existing Mercer Street/Valley Street couplet and creating a widened two-way Mercer Street; and

WHEREAS, the Department of Transportation has identified the portion of this property that is needed for street purposes; NOW, THEREFORE,

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

Section 1. Mercer Street is hereby extended, laid out, widened, established and opened across the following described real property:

All that portion of the below described PARENT PARCEL, situate in the Southeast Quarter of Section 30, Township 25 North, Range 4 East, W.M., City of Seattle, King County, Washington, described as follows:

Beginning at the southwest corner of the below described PARENT PARCEL, said POINT OF BEGINNING also being the intersection of the easterly margin of Terry Avenue North with the northerly margin of Mercer Street;

Thence along the westerly line of said PARENT PARCEL, and said easterly margin, North 01° 24' 40" East, 69.31 feet;

Thence leaving said westerly line South 88° 36' 43" East, 114.46 feet;

1 Thence North 88° 35' 17" East, 8.38 feet to the easterly line of said PARENT  
PARCEL;

2 Thence along said easterly line South 01° 24' 37" West, 69.81 feet to the northerly  
3 margin of the aforementioned Mercer Street;

4 Thence along said northerly margin North 88° 34' 10" West, 122.83 feet to the  
5 POINT OF BEGINNING, containing 8,520 square feet, more or less.

6 **PARENT PARCEL**

7 THE WEST HALF OF LOTS 5 AND 6, BLOCK 104, D.T. DENNY'S FIRST  
8 ADDITION TO NORTH SEATTLE, ACCORDING TO THE PLAT THEREOF  
9 RECORDED IN VOLUME 1 OF PLATS, PAGE 79, RECORDS OF KING  
COUNTY, WASHINGTON

10 EXCEPT THE WEST 5 FEET THEREOF HERETOFORE CONDEMNED IN  
11 KING COUNTY SUPERIOR COURT CAUSE NUMBER 162246 FOR  
12 WIDENING OF TERRY AVENUE NORTH, AS PROVIDED BY  
ORDINANCE NUMBER 43560 OF THE CITY OF SEATTLE, WASHINGTON  
13 STATE.

1 Section 2. This ordinance shall take effect and be in force 30 days after its approval by  
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the \_\_\_\_ day of \_\_\_\_\_, 2014, and  
5 signed by me in open session in authentication of its passage this  
6 \_\_\_\_ day of \_\_\_\_\_, 2014.

7  
8 \_\_\_\_\_  
9 President \_\_\_\_\_ of the City Council

10  
11 Approved by me this \_\_\_\_ day of \_\_\_\_\_, 2014.

12  
13 \_\_\_\_\_  
14 Edward B. Murray, Mayor

15  
16 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2014.

17  
18 \_\_\_\_\_  
19 Monica Martinez Simmons, City Clerk

20 (Seal)

**FISCAL NOTE FOR CAPITAL PROJECTS ONLY**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Seattle Department of Transportation	Larry Huggins / 684- 5001	Doug Palmer/684-5266

**Legislation Title:**

AN ORDINANCE relating to City-owned property under the jurisdiction of the Seattle Department of Transportation located at 1000 Mercer Street in D. T. Denny's First Addition to North Seattle; and extending, laying out, widening, establishing, and opening a portion of Mercer Street.

**Summary and background of the Legislation:**

This proposed legislation establishes a portion of recently widened Mercer Street as dedicated street right of way. This action finalizes steps that were authorized by Ordinance 122505 for construction of improvements to Valley Street and Mercer Street under the Mercer Corridor Project (Project TC365500). The original 14,744 square foot property was condemned in King County Superior Court in 2009 and the City was required to take the entire tax parcel because the property owner would have been left with an uneconomic remainder.

The road improvements along this portion of Mercer Street have now been completed over the southernmost 8,520 square feet of the original parcel. A separate council bill is being submitted to City Council to declare the excess portion of the property surplus to the City's needs and to obtain authorization to sell the 6,224 square foot remainder of the property.

<b>Project Name:</b>	<b>Project I.D.:</b>	<b>Project Location:</b>	<b>Start Date:</b>	<b>End Date:</b>
Mercer Corridor Project West Phase	TC365500	Mercer St / Fairview Ave N/ Dexter Ave N	Q1/1999	Q4/2010

Please check any of the following that apply:

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

**this legislation does not have any financial implications.**

**this legislation has financial implications.**

**Appropriations: None**

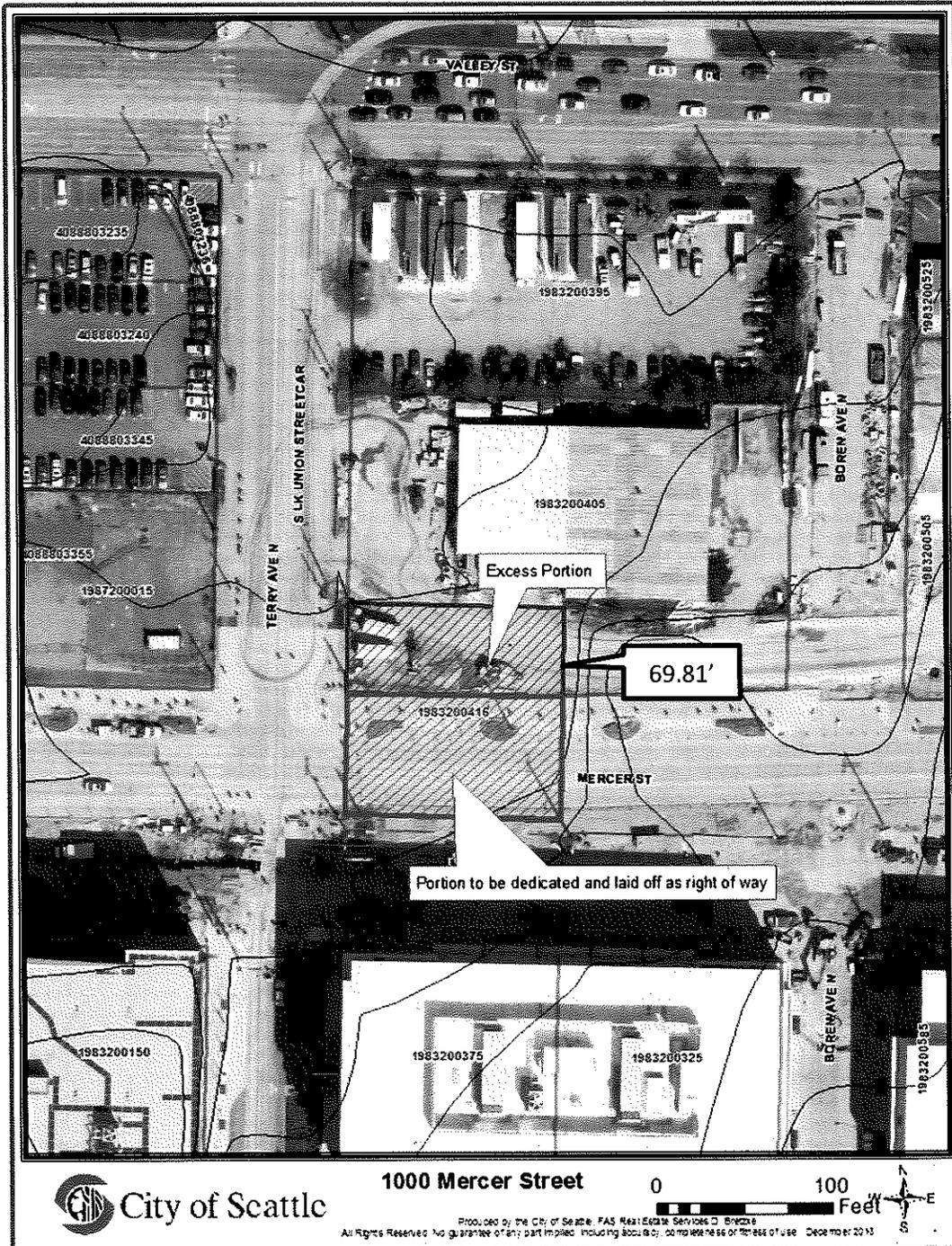
**Other Implications:**

- a) **Does the legislation have indirect financial implications, or long-term implications?**  
This legislation has no financial implications. It completes the original property acquisition for Mercer Corridor by formally dedicating the widened portion of Mercer Street between Terry Avenue North and Boren Avenue North.
- b) **What is the financial cost of not implementing the legislation?**  
Mercer Street which was improved as street should be dedicated, laid off, extended, widened, opened, and established consistent with RCW 35.22.280 This legislation accomplishes this requirement. If this portion is not laid off, a lot boundary adjustment is needed to complete the sale of the remainder property.
- c) **Does this legislation affect any departments besides the originating department?**  
None
- 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, a portion of property is being laid off as right of way and designated as a portion of Mercer Street. An illustrative map of the property is attached.
- h) **Other Issues:** None

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

Exhibit 1: Location map of property

Fiscal Note Exhibit 1





**City of Seattle**  
Edward B. Murray  
Mayor

September 2, 2014

Honorable Tim Burgess  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Burgess:

I am pleased to transmit the attached proposed Council Bill which allows the widening of Mercer Street on a portion of the property located at 1000 Mercer Street.

The property at 1000 Mercer was acquired in 2009 to widen Mercer Street. This action splits the original property in two and dedicates a portion of it for right of way for Mercer Street. The remaining portion will be sold as surplus property.

Thank you for your consideration of this legislation. Should you have any questions, please contact Larry Huggins at 206-684 5001.

Sincerely,

Edward B. Murray  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council