

Designating the Parsons Memorial Garden an historic landmark.

16 C:19

# Ordinance No. 109319

AN ORDINANCE relating to historic preservation, imposing controls upon the Parsons Memorial Garden, a Landmark designated by the Landmarks Preservation Board under Ordinance 106348.

8/26/80 - UDH - PASS

COMPTROLLER  
FILE NUMBER

# Council Bill No. 101313

|  |                                    |
|--|------------------------------------|
| INTRODUCED:<br>MAY 5 1980              | BY:<br>EXECUTIVE REQUEST           |
| REFERRED:<br>MAY 5 1980                | TO: URBAN DEVELOPMENT<br>▲ HOUSING |
| REFERRED:                              |                                    |
| REFERRED:                              |                                    |
| REPORTED:<br>SEP 2 1980                | SECOND READING:<br>SEP 2 1980      |
| THIRD READING:<br>SEP 2 1980           | SIGNED:<br>SEP 2 1980              |
| PRESENTED TO CITY CLERK:<br>SEP 3 1980 | APPROVED:<br>SEP 12 1980           |
| RETD. TO CITY CLERK:<br>SEP 12 1980    | PUBLISHED:                         |
| VETOED BY MAYOR:                       | VETO PUBLISHED:                    |
| PASSED OVER VETO:                      | VETO SUSTAINED:                    |

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ORDINANCE 109319

AN ORDINANCE relating to historic preservation, imposing controls upon the Parsons Memorial Garden, a Landmark designated by the Landmarks Preservation Board under Ordinance 106348.

WHEREAS, the Landmarks Ordinance (106348) establishes a procedure for the designation and preservation of structures and areas having historical, cultural, architectural, engineering or geographic importance; and

WHEREAS, The Landmarks Preservation Board after a public hearing on October 17, 1979, voted to approve the nomination of the Parsons Memorial Garden at 7th Avenue West and West Highland Drive in Seattle as a Landmark under Ordinance 106348; and

WHEREAS, after a public hearing on November 21, 1979, the Board voted to approve the designation of the Parsons Memorial Garden as a Landmark under Ordinance 106348; and

WHEREAS, the Board recommends to the City Council approval of controls and incentives; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the designation by the Landmarks Preservation Board of the Parsons Memorial Garden, more particularly described as: the south 125 feet of Block 25, Comstock Supplemental Addition to the City of Seattle, as a Landmark based upon satisfaction of the following criteria of Ordinance 106348:

- (1) Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the city and contributes to the distinctive quality or identity of such neighborhood or the city,

is hereby acknowledged.

Section 2. The following controls upon alteration of the landmark are hereby imposed:

(To be used for all Ordinances except Emergency.)

A Certificate of Approval must be obtained or the time for denying a Certificate of Approval must have expired before the owner may make alterations to the general site configuration and its park character. Any in-kind maintenance and repair for the above noted features shall be excluded from the above controls.

Section 3. Enforcement of this Ordinance and penalties for its violation shall be as provided in Section 14.08 of Ordinance 106348.

Section 4. The City Clerk is hereby directed to record this ordinance with the King County Director of Records and Elections, deliver two copies to the City Historic Preservation officer, 400 Yesler Building, and deliver one copy to the Superintendent of Buildings.

Section 5. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 2nd day of September, 1980, and signed by me in open session in authentication of its passage this 2nd day of September, 1980.

Approved by me this 12th day of September, 1980.

Filed by me this 12th day of September, 1980.

President of the City Council.
Attest: Jim Hill
City Comptroller and City Clerk.

(SEAL)

Published

By Virginia Miller
Deputy Clerk.



The City of Seattle

## Landmarks Preservation Board

400 Yesler Building Seattle, Washington 98104 • (206) 625-4501

April 10, 1980

The Honorable Douglas Jewett  
City Attorney  
Law Department 01-10-01

Subject: Request for Legislation, Landmark Designation Ordinances

Attention: James Fearn

Dear Mr. Jewett:

In accordance with the directive from Michael Hildt's Urban Development and Housing Committee regarding non-contested Landmark designation proceedings, I am transmitting the appropriate documents and the request for legislation for the following properties designation ordinances directly to you for drafting. After drafting has been completed ordinances may be transmitted to Councilmember Hildt's committee.

- The East Republican Street Stairway
- Parsons Garden
- The Parsons/Gerrard House
- The McFee/Klockzien House

Sincerely,

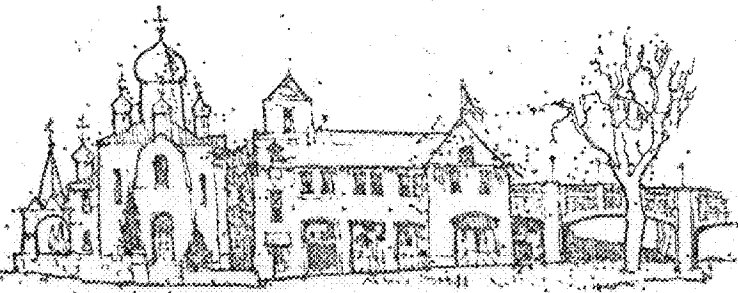
*Roberta Deering*  
Roberta Deering, Coordinator  
Landmarks Preservation Board

RD:gas

Enclosures

1276  
CITY OF SEATTLE RECEIVED  
APR 15 1980  
Douglas N. Jewett  
CITY ATTORNEY

*Crawford*  
**FEARN**  
LPB-173/80



The City of Seattle

# Landmarks Preservation Board

400 Yesler Building Seattle, Washington 98104 • (206) 625-4501

LPB-270/79  
October 22, 1979

## NOTICE OF APPROVAL OF NOMINATION

### NAME & ADDRESSES OF PROPERTIES:

- a. Parsons/Gerrard Residence, 618 W. Highland Dr.
- ~~b.~~ Parsons Garden, immediately west of above residence
- c. McFee/Klockzien Residence, 524 W. Highland Dr.
- d. Polson Residence, 103 Highland Dr.
- e. Brace/Moriarty Residence, 170 Prospect St.

### LEGAL DESCRIPTIONS:

- a. Comstock Supl. Add., Block 26, Lots 6,7,8.
- b. immediately west of above residence
- c. Comstock Sup.1 Add., Block 27, Lots 4,5,6,7.
- d. Comstock Add., Block 3, Lots 1,2.
- e. Mercers Add. to N. Seattle, Block 18, Lots 1,2.

### PROPERTY OWNERS:

- a. Linda & Keith Gerrard, 618 W. Highland Dr., Seattle, Wa. 98119
- b. City of Seattle, Department of Parks & Recreation, Municipal Building
- c. Mr. & Mrs. Vernon G. Klockzien, 524 W. Highland Dr., Seattle, Wa., 98119
- d. Mr. George F. Kaczor, 103 Highland Dr., Seattle, Wa. 98109
- e. Mr. James Moriarty, 179 Prospect St., Seattle, Wa., 98109

At their meeting of October 17, 1979 the Landmarks Preservation Board voted to approve the nomination of the above properties for further consideration for designation as Seattle Landmarks. Features to be considered for preservation include the structures and major landscape elements of each property.

The Landmarks Preservation Board scheduled a Public Hearing to consider designation of the above properties for: Wednesday, November 21, 1979, 3:30 p.m. in the Board of Public Works Conference Room, 3rd Floor, Municipal Building, 600 - 4th Avenue. Questions or comments prior to the Hearing should be directed to Roberta Deering, 625-4501.

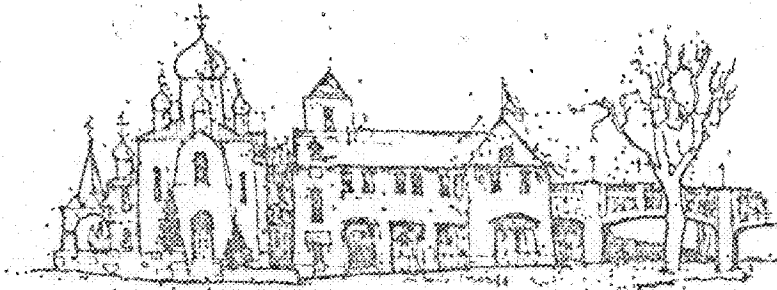
VIA CERTIFIED MAIL  
cc: property owners (\*)

William Justen, Superintendent of Buildings

Q.A.C.C. & Q.A.H.S., JSSR

*Q.A. Deering & James Daly*

*R. Deering*  
Roberta Deering, Coordinator  
Landmarks Preservation Board  
October 22, 1979



The City of Seattle

## Landmarks Preservation Board

400 West Duikling Seattle, Washington 98101 • (206) 625-4501

LPB- 318/79

### NOTICE OF REPORT ON DESIGNATION

December 7, 1979

Mr. Walter Hundley, Superintendent  
Department of Parks & Recreation  
Municipal Building  
600 - 4th Avenue  
Seattle, Washington 98104

Subject: Parsons Memorial Garden, West Highland Drive

Dear Mr. Hundley:

Enclosed you will find a copy of the Landmarks Preservation Board's Report on Designation of Parsons Memorial Garden as a City of Seattle Landmark.

In accordance with Section 6.03 of the Landmarks Preservation Ordinance 106348, the Board hereby issues notice of the Board's meeting to be held Wednesday, Feb. 13, 1980 @ 3:30 p.m. in the Board of Public Works Conference Room (3rd Floor, Seattle Municipal Building). At this meeting the Board will consider controls and incentives, if any, to be applied to preservation of specific features of the site, improvement or object in question.

The Landmarks Preservation Board hereby requests the owner to consult and confer with the Board staff to develop and agree upon controls and incentives. In accordance with Part VIII of the Landmarks Preservation Ordinance 106348, if, within fifteen (15) days of the commencement of the negotiation period (commencement date is December 10, 1979) the owner fails to contact the Board staff, or notifies the staff that said owner declines to negotiate controls and incentives, the staff shall promptly prepare and transmit to the Board its recommendations for controls and incentives for the subject site, improvement or object to be considered at a public meeting to be held at date and time as noted above.

The negotiation period may run for a maximum of seventy-five (75) days from the date of service of the Board's Report on Designation on the owner. The negotiations shall terminate if either party concludes that an impasse has been reached and so notifies the other party in writing and if the other party does not object within seven (7) days after receipt of such notice. If the owner and the Board staff reach written agreement within the period allotted for negotiation, the Board staff shall promptly submit the agreement to the Board for approval at a Board meeting to be held not later than twenty (20) days after the written agreement is reached, or within such further time as the Board and owner may stipulate in writing. Notice of such Board meeting shall be served on the owner and mailed to interested persons of record at least fifteen (15) days prior to such meeting. Within three (3) working days after such meeting the Board shall serve upon the owner, and mail to interested persons of record, notice of its approval or disapproval of the agreement and specify the reasons therefor.

If the agreement on controls and incentives between the Board staff and owner is approved by the Board, the Board shall transmit the agreement to the Council with a request for Council action pursuant to Section 11.01 of the Landmarks Preservation Ordinance.

In the event the Board staff and the owner are unable to reach an agreement by negotiation, or in the event the agreement reached is disapproved by the Board, the Board shall file its recommendation on controls and economic incentives, if any, with the Hearing Examiner and serve same on the owner and the owner shall have an opportunity to file objections thereto. The controls proposed in such recommendation shall relate to the specific feature or features of the site, improvement or object which are to be preserved. The recommendation shall set forth the reasons and the need for each proposed specific control and for any proposed economic incentive and shall, in addition, state the circumstances under which a Certificate of Approval shall be required with respect to any alteration or significant change to the site, improvement or object if the proposed controls are imposed. The Board may hold a public hearing prior to the making of its recommendation.

Please contact the Board staff in writing by December 25, 1979 indicating that you either do or do not wish to negotiate controls and incentives. Written contacts with the Board's staff should be directed to the undersigned.

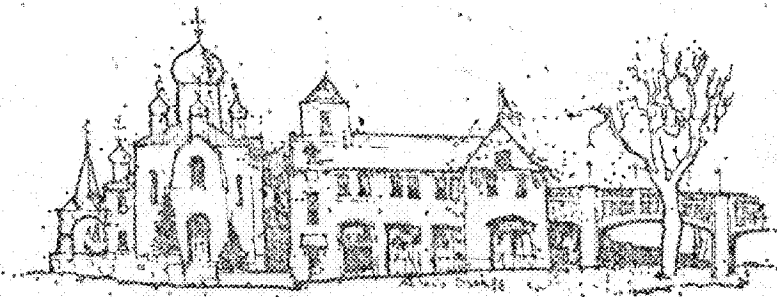
Sincerely,

  
Roberta Deering, Coordinator  
Landmarks Preservation Board

RD:ih

cc: William Justen - Building Department  
Queen Anne Historical Society

Enclosure: Report on Designation



The City of Seattle

## Landmarks Preservation Board

400 Yesler Building Seattle, Washington 98104 • (206) 625-4501

LPB-313/79

December 5, 1979

### REPORT ON DESIGNATION

NAME OF PROPERTY: Parsons Memorial Garden

ADDRESS: West Highland Drive, Immediately W. of 618 West Highland Drive

OWNER: City of Seattle Department of Parks and Recreation

On October 17, 1979, the Seattle Landmarks Preservation Board voted to approve nomination of the above property for consideration as a Seattle Landmark. At their hearing of November 21, 1979, the Board voted to approve the designation of the subject property based upon satisfaction of the following criteria from Ordinance 106348:

- 3.01 (6) Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the city and contributes to the distinctive quality or identity of such neighborhood or the city:

Parsons Memorial Garden located adjacent to the Parsons/Gerrard Residence on West Highland Drive provides a pleasantly planted open space amenity contributing positively to the quality of the Queen Anne Boulevard System. Although criterion (6) is thus satisfied, it should be recognized that the garden fails to satisfy any historical criteria, and that by itself, the garden is of no apparent design significance.

The features and characteristics identified for preservation are:

- the general site configuration and its park character.

Issued,

December 5, 1979

Earl Layman,

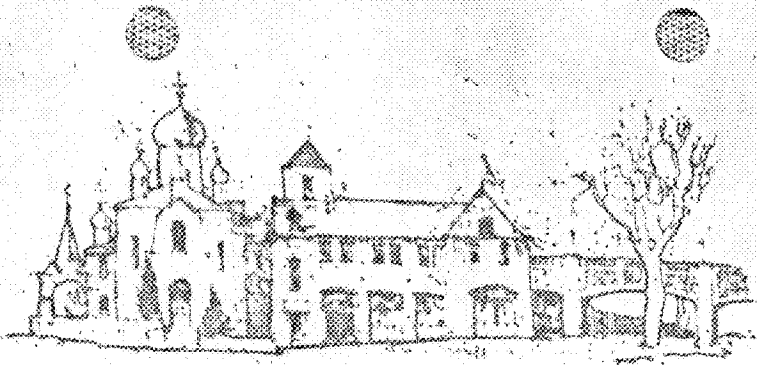
City Historic Preservation Officer

By:

Roberta Deering

Roberta Deering, Board Coordinator

RD:lh



The City of Seattle

## Landmarks Preservation Board

400 Yesler Building Seattle, Washington 98104 • (206) 625-4501

February 21, 1980

LPB 95/80

CERTIFIED MAIL RRR.

Mr. Walter R. Hundley, Superintendent  
Department of Parks and Recreation  
610 Municipal Building  
Seattle WA 98104

SUBJECT: Parsons Memorial Garden

Dear Mr. Hundley:

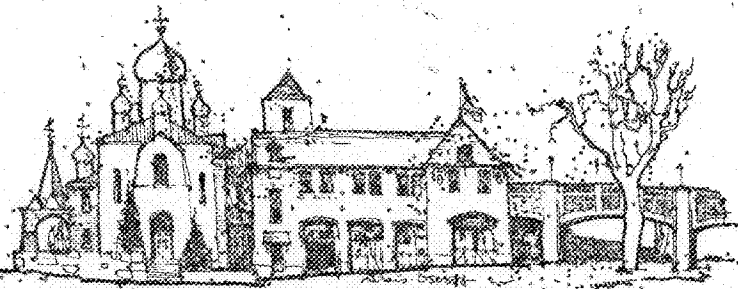
At its meeting on February 20, 1980, the Landmarks Preservation Board voted to recommend the enclosed proposal Controls and Incentives on the subject property and to transmit the record of these proceedings to the City Council for their action on a designation ordinance for this property.

Please feel free to call me (x-4501) should there be any questions on this matter.

Sincerely,

Robert Deering,  
Board Coordinator  
Enclosure  
RD

James Daly, Chairperson  
Pae Tufts, Parks Department  
Pauline Hanover, Q.A.H.S.  
Queen Anne Community Council



The City of Seattle

## Landmarks Preservation Board

400 Yesler Building Seattle, Washington 98104 • (206) 625-4501

LPB-92/80

### STAFF RECOMMENDATIONS ON CONTROLS AND INCENTIVES

Parsons Memorial Garden, adjacent to (west of) 618 West Highland Drive.

To assure the preservation of the specified features and characteristics of the Landmark, the following Controls and Incentives shall be imposed:

#### CONTROLS:

A Certificate of Approval issued by the Landmarks Preservation Board pursuant to City Ordinance 106348 must be obtained or the time for denying a Certificate of Approval application must have expired before the owner may make any major alterations or significant changes to the property that would affect

- the general site configuration and park character;

provided that any in-kind maintenance, repairs and minor site or planting changes shall be excluded from these controls.

#### INCENTIVES:

The following economic incentives are hereby noted as potentially available to the owner:

- the incentives to all Seattle Landmarks, on an application basis, under the City Zoning Code;
- the availability of Historic Preservation Grants-in-Aid funds, on an application basis, should the property be listed in the National Register of Historic Places.

Submitted, February 20, 1980  
R. Deering, Coordinator

RD:rd

JEF:fmh  
4/28/80

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ORDINANCE 109319

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3 AN ORDINANCE relating to historic preservation, imposing  
4 controls upon the Parsons Memorial Garden, a Landmark  
5 designated by the Landmarks Preservation Board under  
6 Ordinance 106348.

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8 WHEREAS, the Landmarks Ordinance (106348) establishes a  
9 procedure for the designation and preservation of  
10 structures and areas having historical, cultural,  
11 architectural, engineering or geographic importance;  
12 and

13  
14 WHEREAS, The Landmarks Preservation Board after a public  
15 hearing on October 17, 1979, voted to approve the  
16 nomination of the Parsons Memorial Garden at 7th Avenue  
17 West and West Highland Drive in Seattle as a Landmark  
18 under Ordinance 106348; and

19  
20 WHEREAS, after a public hearing on November 21, 1979, the  
21 Board voted to approve the designation of the Parsons  
22 Memorial Garden as a Landmark under Ordinance 106348;  
23 and

24  
25 WHEREAS, the Board recommends to the City Council approval  
26 of controls and incentives; Now, Therefore,

27  
28 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the designation by the Landmarks  
Preservation Board of the Parsons Memorial Garden, more  
particularly described as: the south 125 feet of Block 25,  
Comstock Supplemental Addition to the City of Seattle, as a  
Landmark based upon satisfaction of the following criteria  
of Ordinance 106348:

(1) Because of its prominence of spatial location,  
contrasts of siting, age, or scale, it is an  
easily identifiable visual feature of its  
neighborhood or the city and contributes  
to the distinctive quality or identity of  
such neighborhood or the city,  
is hereby acknowledged.

Section 2. The following controls upon alteration of  
the landmark are hereby imposed:

BY THE DIVISION OF  
RECORDS & ELECTIONS  
KING COUNTY

RECORDED THIS DAY  
SEP 19 1 05 PM '80

02/21/80

(To be used for all Ordinances except Emergency.)

A Certificate of Approval must be obtained or the time for denying a Certificate of Approval must have expired before the owner may make alterations to the general site configuration and its park character. Any in-kind maintenance and repair for the above noted features shall be excluded from the above controls.

Section 3. Enforcement of this Ordinance and penalties for its violation shall be as provided in Section 14.08 of Ordinance 106348.

Section 4. The City Clerk is hereby directed to record this ordinance with the King County Director of Records and Elections, deliver two copies to the City Historic Preservation officer, 400 Yesler Building, and deliver one copy to the Superintendent of Buildings.

Section 5. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 2nd day of September, 1980,  
and signed by me in open session in authentication of its passage this 2nd day of  
September, 1980 *[Signature]*  
President of the City Council.

Approved by me this 12th day of September, 1980 *[Signature]*  
Mayor.

Filed by me this 12th day of September, 1980

Attest: *[Signature]*  
City Comptroller and City Clerk.

(SEAL)

Published By *[Signature]*  
Deputy Clerk.

*2 City Hist. Pres. Off.  
mo 09/16/80*

8009190885

# The City of Seattle--Legislative Department

MR. PRESIDENT:

Date Reported  
and Adopted

Your Committee on

Urban Development & Housing

SFB  
SEP 2 1980

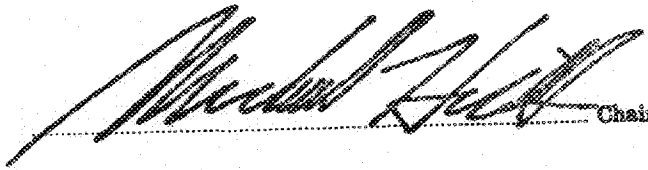
to which was referred

C.B. 101313

Designates the Parsons Memorial Garden an historic landmark.

Relating to historic preservation, imposing controls upon the Parsons Memorial Garden, a Landmark designated by the Landmarks Preservation Board under Ordinance 106348,

Recommends that the same do pass.



Chairman

Chairman

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Committee

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Committee

# Affidavit of Publication

## STATE OF WASHINGTON KING COUNTY—SS.

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 .....

Ordinance No. 109319

was published on .....  
September 19, 1980

*J. Blain*  
.....  
Subscribed and sworn to before me on

September 19, 1980

*J. M. Kalyo*  
.....  
Notary Public for the State of Washington  
residing in Seattle.

**ORDINANCE 196348**

**AN ORDINANCE** relating to historic preservation, imposing controls upon the Parsons Memorial Garden, a Landmark designated by the Landmarks Preservation Board under Ordinance 196348.

**WHEREAS**, the Landmarks Ordinance (196348) establishes a procedure for the designation and preservation of structures and areas having historical, cultural, architectural, engineering or geographic importance; and

**WHEREAS**, The Landmarks Preservation Board after a public hearing on October 17, 1979, voted to approve the nomination of the Parsons Memorial Garden at 7th Avenue West and West Highland Drive in Seattle as a Landmark under Ordinance 196348; and

**WHEREAS**, after a public hearing on November 21, 1979, the Board voted to approve the designation of the Parsons Memorial Garden as a Landmark under Ordinance 196348; and

**WHEREAS**, the Board recommends to the City Council approval of controls and incentives; Now, Therefore,

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

Section 1. That the designation by the Landmarks Preservation Board of the Parsons Memorial Garden, more particularly described as: the south 125 feet of Block 25, Comstock Supplemental Addition to the City of Seattle, as a Landmark based upon satisfaction of the following criteria of Ordinance 196348:

(1) Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the city and contributes to the distinctive quality or identity of such neighborhood or the city,

is hereby acknowledged.

Section 2. The following controls upon alteration of the landmark are hereby imposed:

A Certificate of Approval must be obtained or the time for denying a Certificate of approval must have expired before the owner may make alterations to the general site configuration and its park character. Any in-kind maintenance and repair for the above noted features shall be excluded from the above controls.

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Section 5. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise, it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 2nd day of September, 1980, and signed by me in open session in authentication of its passage this 2nd day of September, 1980.

PAUL KRAABEN,  
President of the City Council.

Approved by me this 12th day of September, 1980.

CHARLES ROYER,  
Mayor.

Filed by me this 12th day of