

Ordinance No. 124734

Council Bill No. 118345

AN ORDINANCE vacating a portion of Delridge Way Southwest and other portions of Government Lot 3, in Section 13, Township 24 North, Range 3 East, W.M., on the petition of the Department of Finance and Administrative Services (Clerk File 311504); and placing it under jurisdiction of the Department of Finance and Administrative Services.

Related Legislation File: _____

Date Introduced and Referred: <u>3/9/15</u>	To: (committee): <u>Transportation</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action:	Date Presented to Mayor:
Date Signed by Mayor:	Date Returned to City Clerk:
Published by Title Only _____	Date Vetoed by Mayor:
Published in Full Text _____	
Date Veto Published:	Date Passed Over Veto:
Date Veto Sustained:	Date Returned Without Signature:

The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: _____

Committee Action:

Date	Recommendation	Vote
_____	_____	_____
_____	_____	_____
_____	_____	_____

This file is complete and ready for presentation to Full Council. _____

Full Council Action:

Date	Decision	Vote
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Law Department



SEATTLE CITY COUNCIL

Legislative Summary

CB 118345

Record No.: CB 118345

Type: Ordinance (Ord)

Status: Attested by City Clerk

Version: 1

124734

In Control: City Clerk

File Created: 02/17/2015

Final Action: 03/19/2015

Title: AN ORDINANCE vacating a portion of Delridge Way Southwest and other portions of Government Lot 3, in Section 13, Township 24 North, Range 3 East, W.M., on the petition of the Department of Finance and Administrative Services (Clerk File 311504); and placing it under jurisdiction of the Department of Finance and Administrative Services.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Rasmussen

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: jaci.dahlvang@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Transportation Committee	03/10/2015	pass				Pass
	Action Text: The Committee recommends that Full Council pass the Council Bill (CB). In Favor: 3 Chair Rasmussen, Vice Chair O'Brien, Member Godden Opposed: 0						
1	Full Council	03/16/2015	passed				Pass
	Action Text: The Motion carried and the Council Bill (CB) was passed by the following vote, and the President signed the Bill: In Favor: 9 Councilmember Bagshaw, Council President Burgess, Councilmember Clark, Councilmember Godden, Councilmember Harrell, Councilmember Licata, Councilmember O'Brien, Councilmember Rasmussen, Councilmember Sawant Opposed: 0						
1	City Clerk	03/18/2015	submitted for Mayor's signature	Mayor			

Action Text: The Council Bill (CB) was submitted for Mayor's signature to the Mayor
Notes:

1 Mayor 03/19/2015 Signed

Action Text: The Council Bill (CB) was Signed
Notes:

1 Mayor 03/19/2015 returned to Clerk City Clerk

Action Text: The Council Bill (CB) was returned to Clerk to the City Clerk
Notes:

1 City Clerk 03/19/2015 attested by City
Clerk

Action Text: The Ordinance (Ord) was attested by City Clerk
Notes:

CITY OF SEATTLE
ORDINANCE 124734
COUNCIL BILL 118345

AN ORDINANCE vacating a portion of Delridge Way Southwest and other portions of Government Lot 3, in Section 13, Township 24 North, Range 3 East, W.M., on the petition of the Department of Finance and Administrative Services (Clerk File 311504); and placing it under jurisdiction of the Department of Finance and Administrative Services.

WHEREAS, the City of Seattle, Department of Finance and Administrative Services ("FAS") filed a petition under Clerk File 311504 to vacate a portion of Delridge Way Southwest and other portions of Government Lot 3, adjacent to Fire Station 36 between Southwest Spokane Street, 23rd Avenue Southwest, and Delridge Way Southwest in the Delridge neighborhood; and

WHEREAS, following a September 13, 2011 public hearing on the petition, the Seattle City Council ("City Council") conditionally granted the petition on September 19, 2011, and

WHEREAS, FAS has entered into a Memorandum of Agreement with Seattle Public Utilities that allows Seattle Public Utilities to operate and maintain sewer and drainage facilities in the vacated area; and

WHEREAS, the Seattle Fire Department maintains minor landscaping at local fire stations, and has agreed to maintain the public benefit landscaping at Fire Station 36; and

WHEREAS, FAS has now met all conditions imposed by the City Council in connection with the vacation petition; and

WHEREAS, Ordinance 121661 provides that City departments are exempt from the payment of vacation fees therefore no fee was required; and

WHEREAS, vacating the portion of Delridge Way Southwest and Government Lot 3 for the upgrade and enhancement of Fire Station 36 is in the best interest of the public; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The portion of Delridge Way Southwest and Government Lot 3 described below is vacated:

1 That parcel of land situated in the City of Seattle, King County, Washington,
2 being that portion of Government Lot 3 in Section 13, Township 24 North, Range
3 3 East, W.M., described as follows:

4 Commencing at the intersection of the easterly margin of 23rd Avenue Southwest
5 with the north line of Star Addition to West Seattle, according to the plat thereof
6 recorded in Volume 3 of Plats, page 77, records of said county;

7 Thence along said easterly margin, North 01°57'09" East 105.01 feet to the True
8 Point of Beginning;

9 Thence South 54°59'22" East 62.60 feet to a line parallel with and 70.00 feet
10 north of said north line of Star Addition;

11 Thence along said parallel line, South 88°58'51" East 50.01 feet to the
12 northwesterly margin of Delridge Way Southwest;

13 Thence along said northwesterly margin, North 28°18'03" East 78.76 feet to a
14 line parallel with and 140.00 feet north of said north line of Star Addition;

15 Thence along said parallel line, North 88°58'51" West 37.43 feet to a line parallel
16 with and 100.00 feet east of said easterly margin of 23rd Avenue Southwest;

17 Thence along said parallel line, North 01°57'09" East 49.47 feet;

18 Thence South 53°38'29" East 55.77 feet to said northwesterly margin of Delridge
19 Way Southwest;

20 Thence continuing South 53°38'29" East 20.55 feet;

21 Thence South 35°13'27" West 121.30 feet to a point on a non-tangent curve
22 concave northerly and having a radius of 111.00 feet, a radial line of said curve
23 from said point bears North 02°15'06" East;

24 Thence along said curve westerly 117.43 feet through a central angle of
25 60°36'46" to said easterly margin of 23rd Avenue Southwest;

26 Thence along said easterly margin, North 01°57'09" East 1.39 feet to the True
27 Point of Beginning.

28 Section 2. A copy of the Memorandum of Agreement between FAS and Seattle Public
Utilities, recorded July 29, 2014 under King County Recording Number 20140729000262 is
attached as Attachment 1.

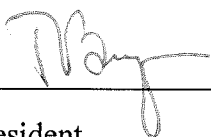
Section 3. The Seattle Fire Department shall maintain the public benefit landscaping at
Fire Station 36 including: the north side of the sound wall south of the West Seattle Bridge ramp,
excluding SDOT vegetation; the east side of the sound wall west of Delridge Way Southwest;
along the west freeway ramp wall; and landscaping in front of the fire station building.

Section 4. The portion of Delridge Way Southwest and Government Lot 3 vacated in Section 1 above is placed under the jurisdiction of the Department of Finance and Administrative Services.

Section 5. Any act consistent with the authority of this ordinance taken prior to its effective date is ratified and confirmed.

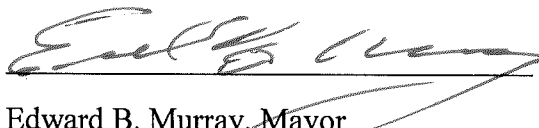
Section 6. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 16th day of March, 2015, and signed by me in open session in authentication of its passage this 16th day of March, 2015.



President _____ of the City Council

Approved by me this 19th day of March, 2015.



Edward B. Murray, Mayor

Filed by me this 19th day of MARCH, 2015.



Monica Martinez Simmons, City Clerk

(Seal)

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Seattle Department of Transportation	Beverly Barnett/684-7564	Doug Palmer/684-5266

Legislation Title:

AN ORDINANCE vacating a portion of Delridge Way Southwest and other portions of Government Lot 3, in Section 13, Township 24 North, Range 3 East, W.M., on the petition of the Department of Finance and Administrative Services (Clerk File 311504); and placing it under jurisdiction of the Department of Finance and Administrative Services.

Summary of the Legislation:

This Council Bill completes the vacation process for a portion of Delridge Way on the petition of the Seattle Department of Finance and Administrative Services (the "Petitioner" or "FAS") as part of the Fire Station 36.

Background:

The Petitioner sought vacation of a portion of Delridge Way. On September 9, 2011, the City Council voted to conditionally grant the vacation petition. The vacation was requested to increase the current parcel to complete necessary improvements to Fire Station 36. The vacation adds approximately 4,700 square feet to the fire station parcel. The project is part of the Fire Facilities and Emergency Response Levy Program ("Levy"). The project includes:

- Station improvements, including seismic bracing;
- Additional space for apparatus bay support functions, including decontamination, crew preparation and vehicle maintenance;
- A larger generator; and
- Space for the Marine Specialty and Tunnel Rescue Units.

FAS has met its public benefit requirement by supporting necessary seismic work and other upgrades and efficiencies at an essential public facility, completing work on a project supported by the public in the Levy, providing for approximately 400 square feet of landscaping around the project, and providing green walls in up to four locations to provide visual interest for pedestrians and drivers, to attenuate ambient noise from the railroad and the freeway, and to support natural drainage.

FAS has satisfied all the conditions imposed by City Council.

Please check one of the following:

 X This legislation does not have any financial implications.

_____ **This legislation has financial implications.**

Other Implications:

- a) **Does the legislation have indirect financial implications, or long-term implications?**

This legislation does not accept nor appropriate funds.

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

The vacation petition, already approved by the Seattle City Council, obligates the City to complete the vacation process, provided the Petitioner meets all the conditions imposed by the City Council. The Petitioner has met all the conditions. Therefore, by not implementing this legislation, the City could be in violation of its obligations, which could have financial implications.

- c) **Does this legislation affect any departments besides the originating department?**

No. As part of the initial vacation review process, all interested departments were notified of the vacation petition and asked to comment. Any identified issues were resolved prior to the approval of this final legislation.

- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**

None. This legislation completes the vacation process.

- 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?**

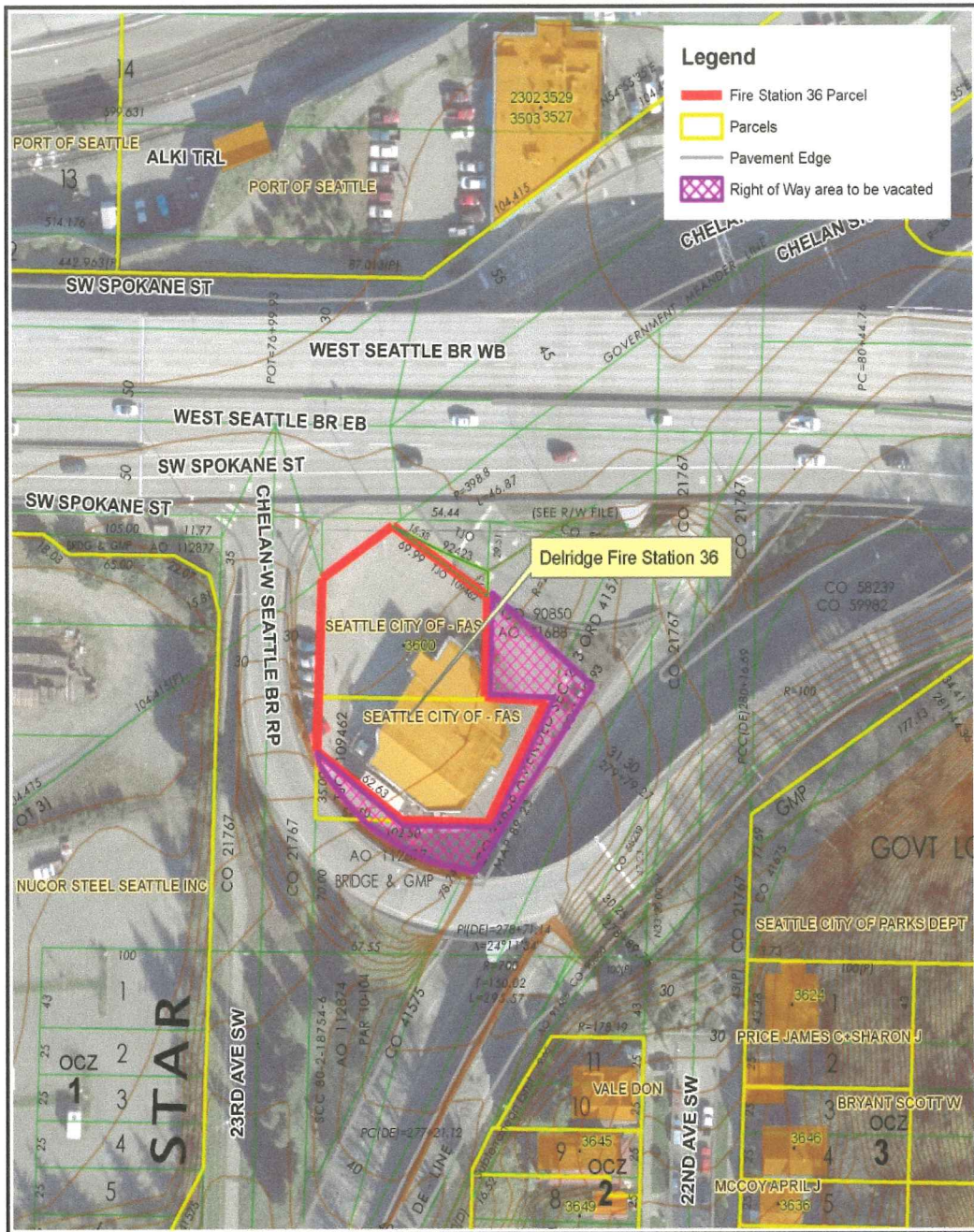
Yes. It completes the vacation of right-of-way.

- h) **Other Issues:**

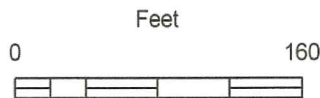
None

List attachments to the fiscal note below:

Attachment A: Street Vacation Area Map



City of Seattle



Fire Station 36 ROW Street Vacation
Adjacent Right of Way

February 2011
Produced by the City of Seattle
Real Estate Services

d.bretzke

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City of Seattle
Edward B. Murray
Mayor

January 13, 2015

Honorable Tim Burgess
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Burgess:

I am pleased to transmit the attached proposed Council Bill that completes the street vacation process for the Seattle Department of Finance and Administrative Services (FAS). FAS sought to vacate a portion of Delridge Way SW that is adjacent to Fire Station 36.

On September 19, 2011, the City Council voted to conditionally grant the petition to vacate a portion of Delridge Way SW. FAS proposed the street vacation of the right-of-way adjacent to Fire Station 36. The vacation was requested to increase the size of the current parcel to complete necessary improvements to Fire Station 39. The vacation adds approximately 4,700 square feet to the fire station parcel. The project includes station improvements, including seismic bracing; additional space for apparatus bay support functions, including decontamination, crew preparations and vehicle maintenance; a larger emergency generator; and space for the Marine Specialty and Tunnel Rescue Units,

FAS has met its public benefit requirement for this vacation by: supporting necessary seismic work and other upgrades and efficiencies at an essential public safety facility; providing approximately 400 square feet of landscaping around the project and green walls in up to four locations to provide visual interest for the pedestrians and drivers, attenuate ambient noise from the railroad and the freeway, and support natural drainage. The proposed legislation supports the Fire Facilities and Emergency Response Levy Program.

Thank you for your support of this legislation. If you have any questions, please contact Beverly Barnett at (206) 684-7564.

Sincerely,



Edward B. Murray
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

STATE OF WASHINGTON -- KING COUNTY

--SS.

-322610

No.

CITY OF SEATTLE, CLERKS OFFICE

Affidavit of Publication

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.

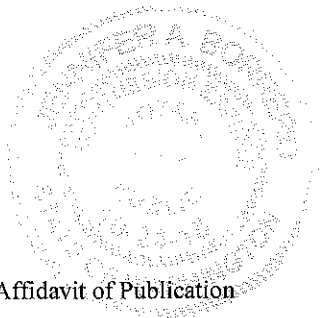
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:124732-734 TITLE ONLY

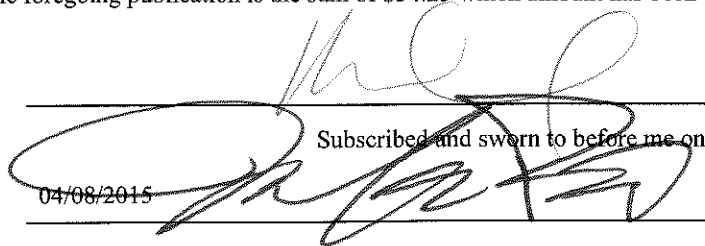
was published on

04/08/15

The amount of the fee charged for the foregoing publication is the sum of \$54.25 which amount has been paid in full.



Affidavit of Publication


Subscribed and sworn to before me on
04/08/2015

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

Legislation passed by the Seattle City Council 3/16/16

Ord. 124732

C.B. 118948

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Ord. 124733

C.B. 118329

AN ORDINANCE relating to water services of Seattle Public Utilities; revising certain water rates and charges for service to wholesale customers, and amending Seattle Municipal Code Subsection 21.04.440.E in connection therewith.

Ord. 124734

C.B. 118345

AN ORDINANCE vacating a portion of Delridge Way Southwest and other portions of Government Lot 3, in Section 13, Township 24 North, Range 3 East, W.M., on the petition of the Department of Finance and Administrative Services (Clerk File 311504); and placing it under jurisdiction of the Department of Finance and Administrative Services.

Date of publication in the Seattle Daily Journal of Commerce, April 8, 2015.

4/8(322610)