



SEATTLE CITY COUNCIL

Legislative Summary

CB 118510

Record No.: CB 118510

Type: Ordinance (Ord)

Status: Passed

Version: 1

124937

In Control: City Clerk

File Created: 08/26/2015

Final Action: 12/04/2015

Title: AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to lease or acquire by negotiation or condemnation land and all other necessary property rights located at 4500 West Marginal Way Southwest, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

Notes:

Sponsors: Bagshaw

Date

Filed with City Clerk: 12/4/2015

Mayor's Signature: 12/4/2015

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att 2 - Regional Setting, Att 3 - Map of Horizon Coach Line Property

Drafter: bob.hennessey@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	09/15/2015	Mayor's leg transmitted to Council	City Clerk			
	Action Text: The Council Bill (CB) was Mayor's leg transmitted to Council. to the City Clerk Notes:						
1	City Clerk	09/15/2015	sent for review	Council President's Office			
	Action Text: The Council Bill (CB) was sent for review. to the Council President's Office Notes:						

- 1 Council President's Office 09/16/2015 sent for review Seattle Public Utilities and Neighborhoods Committee
- Action Text: The Council Bill (CB) was sent for review. to the Seattle Public Utilities and Neighborhoods Committee
- Notes:
- 1 Full Council 09/21/2015 referred Seattle Public Utilities and Neighborhoods Committee
- Action Text: The Council Bill (CB) was referred. to the Seattle Public Utilities and Neighborhoods Committee
- Notes:
- 1 Seattle Public Utilities and Neighborhoods Committee 11/19/2015 pass Pass
- Action Text: The Committee recommends that Full Council pass the Council Bill (CB).
- Notes:
- In Favor: 2 Chair Bagshaw, Vice Chair Sawant
- Opposed: 0
- 1 Full Council 11/30/2015 passed Pass
- Action Text: The Council Bill (CB) was passed by the following vote and the President signed the Bill:
- Notes:
- In Favor: 8 Council President Burgess, Councilmember Bagshaw, Councilmember Godden, Councilmember Gonzalez, Councilmember Harrell, Councilmember Licata, Councilmember O'Brien, Councilmember Rasmussen
- Opposed: 0
- 1 City Clerk 12/02/2015 submitted for Mayor's signature Mayor
- Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor
- Notes:
- 1 Mayor 12/04/2015 Signed
- Action Text: The Council Bill (CB) was Signed.
- Notes:
- 1 Mayor 12/04/2015 returned City Clerk
- Action Text: The Council Bill (CB) was returned. to the City Clerk
- Notes:
- 1 City Clerk 12/04/2015 attested by City Clerk
- Action Text: The Ordinance (Ord) was attested by City Clerk.
- Notes:
-

CITY OF SEATTLE
ORDINANCE 124937

COUNCIL BILL 118510

AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to lease or acquire by negotiation or condemnation land and all other necessary property rights located at 4500 West Marginal Way Southwest, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

WHEREAS, since 1997 Seattle Public Utilities ("SPU") has leased the location for its South Drainage and Wastewater Operations Center at 714 South Charles Street; and

WHEREAS, SPU has evaluated its requirements for water system, drainage, maintenance and repair facilities and other utility needs south of the Lake Washington Ship Canal; and

WHEREAS, SPU has worked directly with Finance and Administrative Services' Real Estate Services in analyzing Drainage and Wastewater space requirements and determined that the Charles Street space allocation is inadequate to meet its operational business needs for its customers and employees; and

WHEREAS, SPU has determined the current location of its South Drainage and Wastewater Operations Center is unsuitable for long-term use to provide service to its customers south of the Lake Washington Ship Canal and it is in the public interest to acquire the property for that purpose; and

WHEREAS, RCW 8.12.030, 35.67.020, and 35.92.020 authorize The City of Seattle (the "City") to purchase or condemn property for utility or general municipal purposes; and

1 WHEREAS, the City has provided adequate notice to the relevant property owners that the City
2 may take final action to authorize condemnation of the subject property as required by
3 chapters 8.12 and 8.25 RCW; and

4 WHEREAS, the City Council has determined that the property legally described below best
5 meets SPU's needs for a site for a South Drainage and Wastewater Operations Center;

6 WHEREAS, the City approved a project in the Adopted 2015-2020 Capital Improvement
7 Program Budget to address acquisition of a South Drainage and Wastewater Operations
8 Center; NOW, THEREFORE,

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

10 Section 1. Public convenience and necessity require the property identified in the records
11 of the King County Assessor as Parcel Number 766670-3680 and commonly referred to as the
12 Horizon Coach Line site, situated in the City of Seattle, County of King, State of Washington,
13 together with all rights, privileges and other property pertaining thereto, (hereinafter referred to
14 as the "Horizon Coach Line Property") legally described in Attachment 1 and depicted in
15 Attachments 2 and 3, be leased or acquired through negotiation or condemnation, for public use;
16 namely for drainage and wastewater purposes including, but not limited to, a South Drainage and
17 Wastewater Operations Center, and for general municipal purposes.

18 Section 2. The Director of Seattle Public Utilities or the Director's designee is authorized
19 on behalf of the City to negotiate and to enter into agreements to lease or acquire the Horizon
20 Coach Line Property and, upon payment of just compensation, to accept and record deeds and
21 other necessary instruments on behalf of the City, and to provide relocation assistance to the
22 extent required by law to the occupants of the Horizon Coach Line Property.

1 Section 3. The Seattle City Attorney is authorized to commence and prosecute
2 proceedings in the manner provided by law to condemn, take, damage, and appropriate in fee
3 simple the real property or other property rights described in Section 1, after just compensation
4 has been made or paid into court for the owners thereof in the manner provided by law. The
5 Seattle City Attorney is further authorized to stipulate for the purpose of minimizing damages.

6 Section 4. The cost of the acquisition provided for in this ordinance shall be paid from
7 funds originally authorized by Ordinance 124349 in the 2015 Adopted Budget.

8 Section 5. The Horizon Coach Line Property, when acquired by the City, shall be placed
9 under the jurisdiction of Seattle Public Utilities and designated for drainage and wastewater
10 purposes.

11 Section 6. Any act consistent with the authority of this ordinance taken after its passage
12 but prior to its effective date is hereby ratified and confirmed.
13

Section 7. 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 30th day of NOVEMBER, 2015, and signed by me in open session in authentication of its passage this 30th day of NOVEMBER, 2015.



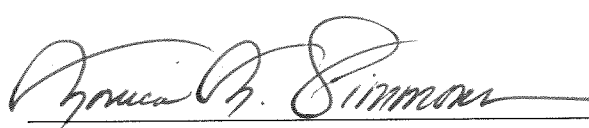
President _____ of the City Council

Approved by me this 4th day of December, 2015.



Edward B. Murray, Mayor

Filed by me this 4th day of December, 2015.

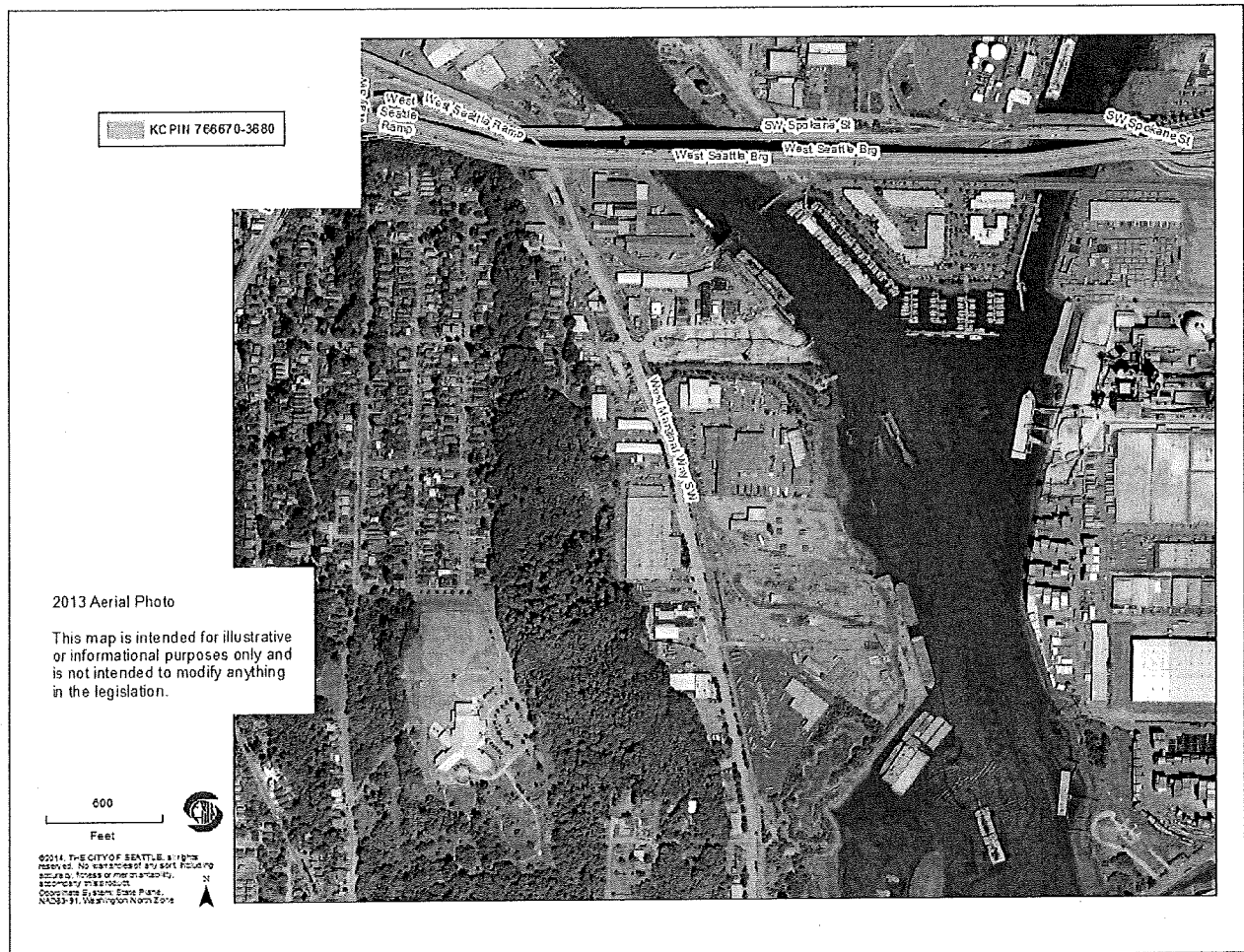


Monica Martinez Simmons, City Clerk

(Seal)

Attachment 1: Legal Description for Horizon Coach Line Property
Attachment 2: Regional Setting
Attachment 3: Map of Horizon Coach Line Property

Attachment 3: Map of Horizon Coach Line Property
4500 West Marginal Way SW
Seattle, Washington



Attachment 1: Legal Description for Horizon Coach Line Property

That portion of the Southwest Quarter of Section 18, Township 24 North, Range 4 East, Willamette Meridian, in King County, Washington, described as follows:

Commencing at the intersection of the north line of Block 417, Seattle Tide Lands, as shown on the record of survey on file with said County in Volume 65 of Surveys, Pages 278 and 278A, under Recording No. 8905039002, with the easterly margin of West Marginal Way Southwest, as established by Ordinance 38205 of the City of Seattle; thence South $13^{\circ} 10' 51''$ East, along said easterly margin as shown on said survey, 1198.27 feet to the True Point of Beginning of the herein described tract; thence North $76^{\circ} 49' 09''$ East 130.00 feet; thence North $19^{\circ} 15' 25''$ East 111.65 feet; thence North $31^{\circ} 38' 46''$ East 458.30 feet, more or less, to that certain boundary line described in quit claim deeds recorded under recording No. 9101041050 and 9101041051 records of King County; thence northwesterly, along said boundary line, the following courses and distances; North $54^{\circ} 12' 04''$ West 243.25 feet; North $13^{\circ} 12' 15''$ West 104.48 feet; North $89^{\circ} 06' 01''$ West 363.63 feet; North $42^{\circ} 53' 11''$ West 1.16 feet to the easterly margin of said West Marginal Way Southwest; thence South $13^{\circ} 10' 51''$ East, along said easterly margin 796.76 feet to the True Point of Beginning.

Together with all of the Grantor's assignable right, title and interest, if any, in and to a perpetual nonexclusive easement to install, construct, operate, maintain, repair, reconstruct, inspect, and use a road and necessary appurtenances thereto, for access across, along in, under and upon, the following described property:

That portion of the Southwest $\frac{1}{4}$ of Section 18, Township 24 North, Range 4 East Willamette Meridian, in King County, Washington, described as follows:

Beginning at the intersection of the north line of Block 417 of Seattle Tidelands, as per plat recorded in Volume 65 of Plats, Pages 278 and 278A, under Recording No. 8905039002, with the easterly margin of West Marginal Way Southwest, as established by Ordinance 38205 of the City of Seattle; thence South $13^{\circ} 10' 51''$ East, along said easterly margin as shown on said survey, 1198.27 feet to the True Point of Beginning of the herein described tract;
Thence North $76^{\circ} 49' 09''$ East 130.00 feet;
Thence South $13^{\circ} 10' 51''$ East 30.00 feet;
Thence South $76^{\circ} 49' 09''$ West 130.00 feet to the easterly margin of said West Marginal Way Southwest;
Thence North $13^{\circ} 10' 51''$ West, along said easterly margin, 30.00 feet to the True Point of Beginning.

And together with all of the Grantor's assignable right, title and interest, if any, in and to a perpetual nonexclusive easement to install, construct, operate, maintain, repair, reconstruct, inspect, use and remove a storm water sewer line, with all connections, manholes and underground appurtenances, across, along in, under and upon the following described property:

A strip of land lying five (5) feet on each side of the following described centerline:

That portion of the Southwest ¼ of Section 18, Township 24 North, Range 4 East Willamette Meridian, in King County, Washington, described as follows:

Beginning at the intersection of the north line of Block 417 of Seattle Tidelands, as per plat recorded in Volume 65 of Plats, Pages 278 and 278A, under Recording No. 8905039002, with the easterly margin of West Marginal Way Southwest, as established by Ordinance 38205 of the City of Seattle;

Thence South 13° 10' 51" East, along said easterly margin as shown on said survey, 1198.27 feet;

Thence North 76° 49' 09" East 130.00 feet;

Thence North 19° 15' 25" East 80.53 feet to the True Point of Beginning of the herein described tract;

Thence continuing North 19° 15' 25" East 10.95 feet;

Thence South 46° 44' 35" East 250 feet, more or less, to the shore of the Duwamish River;

Thence Southerly along said shore to a point which bears South 46° 44' 35" East from the True Point of Beginning;

Thence North 46° 44' 35" West to the True point of Beginning.

And together with all of the Grantor's assignable right, title and interest, if any, in and to a perpetual nonexclusive easement to install, construct, operate, maintain, repair, reconstruct, inspect, use and remove a storm water sewer line, with all connections, manholes and underground appurtenances, across, along in, under and upon the following described property:

A strip of land lying five (5) feet on each side of the following described centerline:

That portion of the Southwest ¼ of Section 18, Township 24 North, Range 4 East Willamette Meridian, in King County, Washington, described as follows:

Beginning at the intersection of the north line of Block 417 of Seattle Tidelands, as per plat recorded in Volume 65 of Plats, Pages 278 and 278A, under Recording No. 8905039002, with the easterly margin of West Marginal Way Southwest, as established by Ordinance 38205 of the City of Seattle;

Thence South 13° 10' 51" East, along said easterly margin as shown on that survey, 1198.27 feet;

Thence North 76° 49' 09" East 130.00 feet;

Thence North 19° 15' 25" East 111.65 feet;

Thence North 31° 38' 46" East 393.29 feet to the True Point of Beginning of the herein described tract;

Thence continuing North 31° 38' 46" East 10.02 feet;

Thence South 54° 21' 14" East 231.61 feet to the westerly margin of 10.00 foot wide sanitary sewer easement conveyed to the City of Seattle by instrument recorded under King County Recording No. 7410110431;

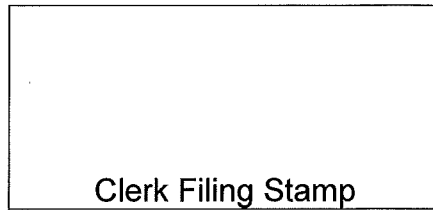
Thence South 37° 01' 22" West along said westerly margin, 10.00 feet to a point which bears South 54° 21' 14" East from the True Point of Beginning;

Thence North 54° 21' 14" West 230.67 feet to the True Point of Beginning.

Situate in the City of Seattle, County of King, State of Washington.

Tax Parcel Number: 766670-3680-06

Situs Address: 4500 West Marginal Way SW, Seattle, Washington 98106



FILED
CITY OF SEATTLE
2015 DEC -9 PM 1:48
CITY CLERK

**CERTIFICATE OF MAILING AND PUBLICATION OF NOTICE FOR
CB 118510**

I, Judith Cross, Director of Facilities and Real Property, hereby certify as follows:

(Check all that apply below.)

- ☒ 1. On the 26 day of October, 2015, I mailed via US Postal Service Certified Mail a
☒ notice of condemnation or
☐ other _____,
a true and correct representative copy of which is attached and designated as
Attachment A, to those persons whose names and addresses appear on the
attached list as Attachment B.
- ☒ 2. For condemnation legislation: The notice designated in Attachment A constitutes
adequate notice to property owners, pursuant to RCW 8.12 and 8.25, that the
City may take final action to authorize condemnation of the subject property.
- ☒ 3. The notice designated in Attachment A was published in the Seattle Times on
11/4/2015 and 11/12/2015 and the Daily Journal of Commerce on 11/03/2015
and 11/13/2015.
- ☒ 4. This Certificate of Mailing and Publication and complete Attachments A and B
are hereby filed with the City Clerk of the City of Seattle.

Dated this 09 day of December, 2015.

The City of Seattle, Washington

Judith Cross

(Signature)

Director, Facilities and Real Property

Seattle Public Utilities

206-386-1814

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$.485
Certified Fee	3.45
Return Receipt Fee (Endorsement Required)	2.80
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$6.735

Sent To
 Mr. Nate Rexroth, Exec VP
 CenterPoint Property Trust, 1808 Swift Dr
 Oak Brook, IL 60523

PS Form 3800, August 2005 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
☒ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ☒ Print your name and address on the reverse so that we can return the card to you. ☒ Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature ☒ Agent ☒ Addressee B. Received by (Printed Name) C. Date of Delivery D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
1. Article Addressed to: Mr. Nate Rexroth, Executive VP CenterPoint Property Trust 1808 Swift Drive Oak Brook, IL 60523	3. Service Type ☒ Certified Mail® ☐ Priority Mail Express™ ☐ Registered ☒ Return Receipt for Merchandise ☐ Insured Mail ☐ Collect on Delivery
2. Article Number (Transfer from service label)	4. Restricted Delivery? (Extra Fee) ☐ Yes
PS Form 3811, July 2011 7013 1710 0000 9977 7623	



City of Seattle
Seattle Public Utilities

Date: October 26, 2015

Name: Mr. Nate Rexroth, Executive Vice President
Address: CenterPoint Property Trust
1808 Swift Drive
Oak Brook, IL 60523

**Notice of Seattle City Council Final Action to Adopt an Ordinance Authorizing
Condemnation (Eminent Domain) of real property located at 4500 West Marginal
Way SW, Seattle, WA 98106 (King County Tax Parcel 7666703680) in the City of
Seattle, Washington**

Dear Mr. Rexroth:

The purpose of this Notice is to inform you that the City of Seattle City Council is expected to vote on an ordinance, which, if approved, will authorize the acquisition of your real property located at 4500 West Marginal Way SW in the City of Seattle, Washington. A copy of the proposed ordinance and a map depicting the project location are enclosed for your information.

This ordinance, if adopted, will contain authorization for the City to acquire your property through negotiation or, if necessary, condemnation, as part of the Seattle Public Utilities' Drainage & Wastewater Operations Complex Project.

You are identified by the tax rolls of King County as an owner of property of record whose property may be affected by this legislation. The City is required by RCW 8.25.290 to provide each property owner of record for each property potentially affected by the ordinance with formal written notice 15 days before the City takes final action authorizing condemnation of property. The time, date, and place of the final action on the ordinance are described below.

The City will take public comment and discuss the ordinance at the Seattle City Council Seattle Public Utilities and Neighborhoods Committee as a regular part of the committee meeting beginning at 2:00 p.m. on Thursday, November 19, 2015, in the City Council Chambers, located at 600 4th Avenue, 2nd Floor, Seattle, WA 98104. The Council's chambers and offices are physically accessible and print and communications access is provided on request. Call 206-684-8888 (TDD: 206-233-0025) for further information.

Ray Hoffman, Director
Seattle Public Utilities
700 5th Avenue, Suite 4900
PO Box 34018
Seattle, WA 98124-4018

Tel (206) 684-5851
Fax (206) 684-4631
TDD (206) 233-7241
ray.hoffman@seattle.gov
<http://www.seattle.gov/util>

The Seattle Times

Seattle Public Utilities
Josh Campbell
700 5th Ave
Seattle Municipal Tower Ste 4900
Seattle, WA 98124-4018

Re: Advertiser Account # 146957
Ad #: 594487

Agency Account #: 0
Agency Name:

Affidavit of Publication

STATE OF WASHINGTON
Counties of King and Snohomish

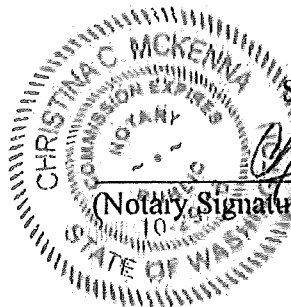
The undersigned, on oath states that he/she is an authorized representative of The Seattle Times Company, publisher of The Seattle Times of general circulation published daily in King and Snohomish Counties, State of Washington. The Seattle Times has been approved as a legal newspaper by others of the Superior Court of King and Snohomish Counties.

The notice, in the exact form annexed, was published in the regular and entire issue of said paper or papers and distributed to its subscribers during all of the said period.

Newspaper and Publication Date(s)

Seattle Times	11/04/15
Seattle Times	11/12/15

Agent **Steve Olen** Signature Steve Olen



Subscribed and sworn to before me on

Dec 8, 2015

DATE

Christina C. McKenna
(Notary Signature) Notary Public in and for the State of Washington, residing at Seattle

Christina C. McKenna

The Seattle Times

Re: Advertiser Account # 146957

Ad #: 594487

Agency Account #: 0

Agency Name:

AD TEXT

SEATTLE PUBLIC UTILITIES

Intent to Acquire Ownership of 4500 West Marginal Way, SW, Seattle, Washington 98106 (King County Parcel Number 7666703680)

The City of Seattle intends to acquire ownership of the above property located in Seattle, WA through negotiation or the power of eminent domain (condemnation) for public use. The proposed ordinance authorizing this acquisition will be presented to the Seattle City Council, Council Chambers in City Hall, 600 Fourth Avenue, Seattle, 2nd floor, as follows:

Seattle Public Utilities and Neighborhoods Committee

Public Hearing and Committee Discussion:
Thursday, November 19, 2015 at 2:00p.m.

Committee Vote:
Thursday, November 19, 2015 at 2:00p.m.

City Council (final action; adoption)
Monday, November 30, 2015 at 2:00p.m.

All sessions are open to the public.

For further information, contact:

Thomas A. Fawthrop

SPU Facilities and Real Property Services

Thomas.Fawthrop@seattle.gov

Voice: 206.233-7265 Fax: 206.615-1215

STATE OF WASHINGTON -- KING COUNTY

--SS.

330111

No. 4500 W MARGINAL WAY S

SPU:ACCOUNTS PAYABLE

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.

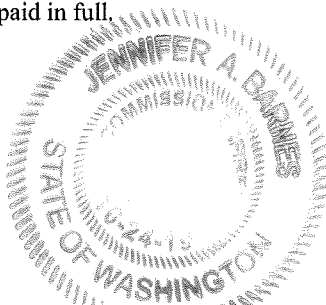
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:ACQUIRE OWNERSHIP

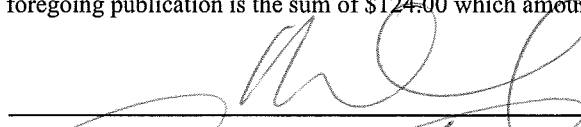
was published on

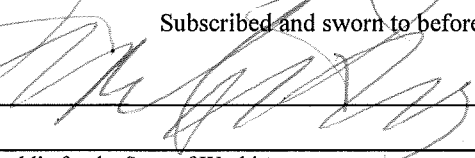
11/03/15 11/13/15

The amount of the fee charged for the foregoing publication is the sum of \$124.00 which amount has been paid in full.



Affidavit of Publication



Subscribed and sworn to before me on
11/13/2015


Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

Intent to Acquire Ownership of
4500 West Marginal Way, SW, Seattle,
Washington 98106 (King County Parcel
Number 7666703680)

The City of Seattle intends to acquire ownership of the above property located in Seattle, WA through negotiation or the power of eminent domain (condemnation) for public use. The proposed ordinance authorizing this acquisition will be presented to the Seattle City Council, Council Chambers in City Hall, 600 Fourth Avenue, Seattle, 2nd floor, as follows:

Seattle Public Utilities and Neighborhoods Committee

Public Hearing and Committee
Discussion:

Thursday, November 19, 2015 at 2:00p.m.

Committee Vote:

Thursday, November 19, 2015 at 2:00p.m.

City Council (final action; adoption)

Monday, November 30, 2015 at 2:00p.m.

All sessions are open to the public.

For further information, contact:

Thomas A. Fawthrop

SPU Facilities and Real Property
Services

Thomas.Fawthrop@seattle.gov

Voice: 206.233-7265 Fax: 206.615-1215

Dates of publication in the Seattle Daily
Journal of Commerce, November 3 and 13,
2015.

11/13(330111)

Attachment B

Mr. Nate Rexroth, Executive VP

CenterPoint Property Trust

1808 Swift Drive

Oak Brook, IL 60523

SUMMARY and FISCAL NOTE*

Department:	Contact Person/Phone:	Executive Contact/Phone:
Seattle Public Utilities	Maria Coe/3-7905	Aaron Blumenthal/3-2656

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to lease or acquire by negotiation or condemnation land and all other necessary property rights located at 4500 West Marginal Way Southwest, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

Summary and background of the Legislation:

This ordinance would authorize the Director of Seattle Public Utilities to acquire the property at 4500 W Marginal Way SW through negotiation or condemnation.

This property would allow SPU to build a new drainage and wastewater operations complex with space to store associated vehicles and equipment. The current facility is under sized in large part because the First Hill Street Car maintenance facility is now located on the same property. The subject property contains a six acres motor coach operations and maintenance facility with parking for over 100 large-size vehicles.

While the property is not on the market, SPU contacted the owner and desires to acquire it through a voluntary sale. However, this legislation includes authorization for condemnation should efforts to conclude a voluntary sale not be successful.

2. CAPITAL IMPROVEMENT PROGRAM

 x This legislation creates, funds, or amends a CIP Project.

Project Name:	Project I.D.:	Project Location:	Start Date:	End Date:	Total Cost:
DWW S Operations Complex	C411045	4500 West Marginal Way SW	10/13/2010	12/28/2020	\$15.5M

Source: EPMS

3. SUMMARY OF FINANCIAL IMPLICATIONS

X **This legislation does not have direct financial implications.**

Spending Plan and Budget Notes: Funding for this project is included in SPU's recently adopted 2015-2020 Strategic Business Plan.

4. OTHER IMPLICATIONS

- a) Does the legislation have indirect or long-term financial impacts to the City of Seattle that are not reflected in the above?**
Yes. Future operations and maintenance costs would be included in future budget appropriations.
- b) Is there financial cost or other impacts of not implementing the legislation?**
If the legislation is not approved, SPU would have to look for other suitable sites. Previous searches have identified few sites in the area of this size.
- c) Does this legislation affect any departments besides the originating department?**
No.
- d) Is a public hearing required for this legislation?**
No.
- e) Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.
- f) Does this legislation affect a piece of property?**
Yes, Maps are attached to the Council Bill.
- g) Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?**
No. Location abuts a public park which is available to a broad community.
- h) If this legislation includes a new initiative or a major programmatic expansion: What are the long-term and measurable goals of the program? Please describe how this legislation would help achieve the program's desired goals.**
NA
- i) Other Issues:**
NA

List attachments/exhibits below:

STATE OF WASHINGTON -- KING COUNTY

--SS.

331615

No. 124931,32,33,34,35,36,37

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.

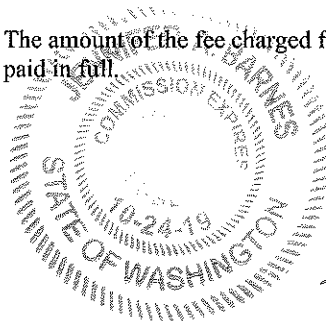
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT; TITLE ONLY ORDINANCES

was published on

12/18/15

The amount of the fee charged for the foregoing publication is the sum of \$124.00 which amount has been paid in full.



Subscribed and sworn to before me on

12/18/2015

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

City of Seattle

Title Only Ordinances

The full text of the following legislation, passed by the City Council on November 30, 2015, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>. Document Type

Contact: Office of the City Clerk at (206) 684-8344.

Ordinance 124931

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

Ordinance 124932

AN ORDINANCE relating to historic preservation; imposing controls upon the Pacific Science Center, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Ordinance 124933

AN ORDINANCE relating to historic preservation; imposing controls upon Town Hall Seattle (former Fourth Church of Christ, Scientist), a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Ordinance 124934

AN ORDINANCE relating to historic preservation; imposing controls upon the Schoenfeld Building, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Ordinance 124935

AN ORDINANCE relating to the Pike Place Market Historical Commission; amending Section 25.24.030 of the Seattle Municipal Code to revise the number, categories, and appointing authority for Commission positions; and making technical corrections.

Ordinance 124936

AN ORDINANCE relating to the water system of Seattle Public Utilities; declaring real property in the City of Lake Forest Park known as the Kenmore Reservoir Site to be surplus to The City of Seattle's needs; and authorizing the Director of Seattle Public Utilities to sell the property through an open competitive process.

Ordinance 124937

AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to lease or acquire by negotiation or condemnation land and all other necessary property rights located at 4500 West Marginal Way Southwest, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

Date of publication in the Seattle Daily Journal of Commerce, December 18, 2015.

12/18(331616)