



SEATTLE CITY COUNCIL

Legislative Summary

CB 118876

Record No.: CB 118876

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125229

In Control: City Clerk

File Created: 12/01/2016

Final Action: 12/21/2016

Title: AN ORDINANCE approving and confirming the plat of "Fremont on the Ave" in portions of the Northeast 1/4 of Southwest 1/4 of Section 18, Township 25 North, Range 4 East, W.M. in King County, Washington.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Johnson

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: amy.gray@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	12/02/2016	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	12/02/2016	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	12/06/2016	sent for review	Full Council			
	Action Text: The Council Bill (CB) was sent for review. to the Full Council Notes:						
1	Full Council	12/12/2016	referred	Full Council			
1	Full Council	12/16/2016	passed				Pass
	Action Text: The Ordinance (Ord) was passed. Notes: Motion was made and duly seconded to pass Council Bill 118876.						

In Favor: 8 Councilmember Bagshaw, Councilmember Burgess, Councilmember
González , Council President Harrell, Councilmember Herbold,
Councilmember Johnson, Councilmember Juarez, Councilmember
O'Brien

Opposed: 0

1	City Clerk	12/20/2016	submitted for Mayor's signature	Mayor
1	Mayor	12/21/2016	Signed	
1	Mayor	12/21/2016	returned	City Clerk
1	City Clerk	12/21/2016	attested by City Clerk	

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

Notes:

CITY OF SEATTLE

ORDINANCE 125229

COUNCIL BILL 118876

AN ORDINANCE approving and confirming the plat of "Fremont on the Ave" in portions of the Northeast 1/4 of Southwest 1/4 of Section 18, Township 25 North, Range 4 East, W.M. in King County, Washington.

WHEREAS, a proposed plat of "Fremont on the Ave" has been submitted for approval to the Seattle Department of Construction and Inspections (SDCI) and given the Permit No. 3018511; and

WHEREAS, following review and recommendations by the various City departments that have jurisdiction in this matter and a public hearing by the Hearing Examiner of The City of Seattle, the Hearing Examiner approved the preliminary plat of "Fremont on the Ave" subject to certain conditions on January 28, 2016; and

WHEREAS, the Director of Transportation and the Director of SDCI have, subject to Council approval, approved the final plat and have reported that the final plat now meets all of the requirements of the State platting law (chapter 58.17 RCW) and of the Seattle Municipal Code (Chapter 23.22), except for the execution of the required certifications by the King County Assessor and the King County Finance Division; and

WHEREAS, the Director of Transportation and the Director of SDCI report that the plat of "Fremont on the Ave," a copy of which is in C.F. No. 314239, is now complete and ready for City Council approval; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The plat of "Fremont on the Ave," a platting of portions of the Northeast 1/4 of Southwest 1/4 of Section 18, Township 25 North, Range 4 East, W.M. in King County, Washington, is legally described as follows:

THAT PORTION OF LOTS 11, 12, AND 13, BLOCK 13, DENNY & HOYTS ADDITION TO THE CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 2 OF PLATS, PAGE 136, RECORDS OF KING COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 13;
THENCE S 88°44'22" E ALONG THE SOUTH MARGIN OF SAID LOT 13, 112.00 FEET TO THE EAST MARGIN OF SAID LOTS 11, 12, AND 13 THEREOF;
THENCE N 01°33'49" E ALONG SAID MARGIN, 53.60 FEET TO THE TRUE POINT OF BEGINNING;
THENCE N 88°44'22" W, 30.01 FEET;
THENCE N 01°15'38" E, 0.50 FEET;
THENCE N 88°44'22" W, 7.66 FEET;
THENCE N 01°15'38" E, 1.39 FEET;
THENCE N 88°44'22" W, 27.67 FEET;
THENCE N 01°15'38" E, 34.51 FEET TO THE NORTH MARGIN OF SAID LOT 11 THEREOF;
THENCE S 88°43'58" E ALONG SAID MARGIN, 65.54 FEET TO THE EAST MARGIN OF SAID LOTS 11, 12, AND 13 THEREOF;
THENCE S 01°33'49" W ALONG SAID MARGIN, 36.40 FEET TO THE TRUE POINT OF BEGINNING;

CONTAINING IN ALL 2,325.9 SQUARE FEET.

SUBJECT TO AND TOGETHER WITH AN EASEMENT FOR COMMON AMENITIES AS SHOWN AND DESCRIBED AS "COMMON AMENITY EASEMENT" ON CITY OF SEATTLE SHORT SUBDIVISION NUMBER 3017428;

ALSO SUBJECT TO AND TOGETHER WITH AN EASEMENT FOR INGRESS, EGRESS, PARKING AND TRASH STORAGE AS SHOWN AND DESCRIBED AS "INGRESS, EGRESS, PARKING AND TRASH EASEMENT" ON CITY OF SEATTLE SHORT SUBDIVISION NUMBER 3017428;

ALSO TOGETHER WITH AN EASEMENT FOR PEDESTRIAN ACCESS AS SHOWN AND DESCRIBED AS "PEDESTRIAN ACCESS EASEMENT #1" ON CITY OF SEATTLE SHORT SUBDIVISION NUMBER 3017428;

1 ALSO SUBJECT TO AND TOGETHER WITH AN EASEMENT FOR
2 PEDESTRIAN ACCESS AS SHOWN AND DESCRIBED AS "PEDESTRIAN
3 ACCESS EASEMENT #2" ON CITY OF SEATTLE SHORT SUBDIVISION
4 NUMBER 3017428;

5 ALSO SUBJECT TO A MEMORANDUM OF DRAINAGE CONTROL,
6 RECORDED UNDER KING COUNTY AUDITOR FILE NUMBER
7 20140416000714, RECORDS OF KING COUNTY, WASHINGTON;

8 ALSO SUBJECT TO AND TOGETHER WITH COVENANTS, CONDITIONS,
9 RESTRICTIONS AND EASEMENTS RECORDED UNDER KING COUNTY
10 AUDITOR FILE NUMBER 20150130000553, RECORDS OF KING
11 COUNTY, WASHINGTON;

12 ALSO SUBJECT TO AND TOGETHER WITH A UTILITY EASEMENT FOR
13 THE BENEFIT OF UNIT LOTS INCLUSIVE TO SAID SHORT SUBDIVISION
14 OVER, UNDER AND ACROSS THE WHOLE PARENT PARCEL THEREOF.
15 SAID EASEMENT SHALL INCLUDE, BUT NOT BE LIMITED TO
16 UNDERGROUND WATERLINES, POWER, GAS, TELEPHONE, TELECABLE,
17 SANITARY SEWER AND STORM SEWER, AND FOR BUILDING REPAIR,
18 MAINTENANCE AND EMERGENCY ACCESS.

19 (ALSO KNOWN AS UNIT LOT I, CITY OF SEATTLE SHORT
20 SUBDIVISION NUMBER 3017428, RECORDED UNDER KING COUNTY
21 AUDITOR FILE NUMBER 20141114900005, RECORDS OF KING
22 COUNTY, WASHINGTON).

23 SITUATE IN THE COUNTY OF KING, STATE OF WASHINGTON.

24 Section 2. With respect to the plat of "Fremont on the Ave," together with any interest in
25 abutting streets, as executed by Robert Hardy as Managing Member and approved by the
26 Director of Transportation and the Director of the Seattle Department of Construction and
27 Inspections, the following findings are hereby made:

28 (a) The final plat is in substantial conformance with the approved preliminary plat;
29 and

30 (b) When both the King County Assessor and King County Finance Division have
31 affixed their certifications as required by RCW 58.17.160(4), the requirements of State law and

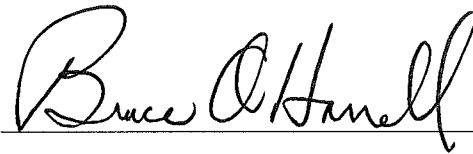
1 City ordinances that were in effect at the time of preliminary plat approval will also have been
2 satisfied by the subdivider; and

3 (c) The public use and interest will be served by the establishment of the plat, and the
4 plat makes appropriate provision for the public health, safety, and general welfare.

5 Section 3. The plat of "Fremont on the Ave," a subdivision of portions of the Northeast
6 1/4 of Southwest 1/4 of Section 18, Township 25 North, Range 4 East, W.M. in King County,
7 Washington, is in all respects approved and the plat confirmed and accepted, subject to
8 certification by the King County Assessor and King County Finance Division, and the City Clerk
9 is hereby authorized and directed to execute a certificate upon the face of such plat attesting to
10 the approval thereof as evidenced by enactment of this ordinance.

Section 4. 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 December, 2016,
and signed by me in open session in authentication of its passage this 16th day of
December, 2016.



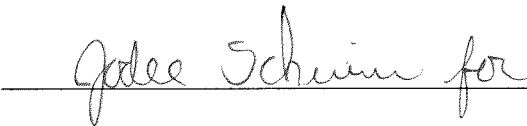
President _____ of the City Council

Approved by me this 21st day of December, 2016.



Edward B. Murray, Mayor

Filed by me this 21st day of December, 2016.



Monica Martinez Simmons, City Clerk

(Seal)

STATE OF WASHINGTON -- KING COUNTY

--SS.

345135

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.

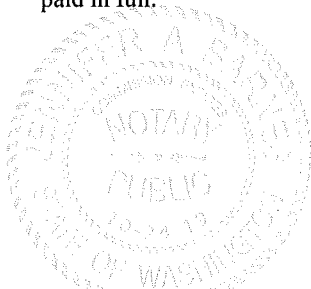
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:125224-236 TITLE ONLY

was published on

01/11/17

The amount of the fee charged for the foregoing publication is the sum of \$216.68 which amount has been paid in full.



Affidavit of Publication

A handwritten signature in dark ink, appearing to be "M. J. C.", written over a horizontal line.

Subscribed and sworn to before me on

01/11/2017

A handwritten signature in dark ink, appearing to be "M. J. C.", written over a horizontal line.

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on December 16, 2016, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125224

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

Ordinance 125225

AN ORDINANCE authorizing, in 2016, acceptance of funding from non-City sources; authorizing the heads of the Executive Department, Department of Education and Early Learning, Department of Parks and Recreation, Human Services Department, Seattle Fire Department, Seattle Police Department, Seattle City Light, and Seattle Department of Transportation to accept specified grants and private funding and to execute, deliver, and perform corresponding agreements; and ratifying and confirming certain prior acts.

Ordinance 125226

AN ORDINANCE amending Ordinance 124927, which adopted the 2016 Budget, including the 2016-2021 Capital Improvement Program (CIP); changing appropriations to various departments and budget control levels, and from various funds in the Budget; adding new projects; revising project allocations for certain projects in the 2016-2021 CIP; modifying positions; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Ordinance 125227

AN ORDINANCE relating to the 2016 Budget; amending Ordinance 124927, which adopted the 2016 Budget; changing appropriations to various departments and budget control levels due to changes in City employment compensation; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.

Ordinance 125228

AN ORDINANCE relating to housing; amending Sections 14.08.020 and 14.08.050 of the Seattle Municipal Code to add definitions, describe exceptions, and provide a compliance deadline for the first in time provision.

Ordinance 125229

AN ORDINANCE approving and confirming the plat of "Fremont on the Ave" in portions of the Northeast 1/4 of Southwest 1/4 of Section 18, Township 25 North, Range 4 East, W.M. in King County, Washington.

Ordinance 125230

AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to acquire by negotiation land and all other necessary property rights in the Taylor Creek area at 10018 Rainier Avenue South, Seattle, Washington, for addressing the identified need for permanent and temporary construction easements for the new alignment of the culvert crossing Rainier Avenue South, 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.

Ordinance 125231

AN ORDINANCE changing the name of the Seattle Lesbian, Gay, Bisexual, Transgender Commission to the Seattle Lesbian, Gay, Bisexual, Transgender, Queer (LGBTQ) Commission; amending Chapter 3.14 and Section 15.52.005 of the Seattle Municipal Code to reflect the name change.

Ordinance 125232

AN ORDINANCE relating to the Seattle Public Utilities Department; authorizing the Director of Seattle Public Utilities to grant the City of Kenmore limited permission to construct and manage a non-motorized, public recreational trail on a portion of utility property in the Tolt Pipeline Right of Way; and authorizing the Director to execute an agreement for this property use.

Ordinance 125233

AN ORDINANCE relating to land use and zoning, expressing City Council's intent for implementation of Chapter 23.58B; amending Sections 23.41.012, 23.58B.010, 23.58B.015, 23.58B.020, 23.58B.025, 23.58B.030, 23.58B.040, 23.58B.050, 23.58B.060, 23.76.006, and 25.05.675 of the Seattle Municipal Code; and repealing Section 23.58B.035 of the Seattle Municipal Code.

Ordinance 125234

AN ORDINANCE relating to the City Light Department; declaring certain real property in Section 16, Township 27 North, Range 5 East, W.M., in Snohomish County, Washington, surplus to utility needs; authorizing the General Manager and Chief Executive Officer to execute a Purchase and Sale Agreement between The City of Seattle and Lennar Northwest, Inc. ("Lennar") for the conveyance of said property to Snohomish County; accepting payment for the true and full value of said property from Lennar; and ratifying and confirming certain prior acts.

Ordinance 125235

AN ORDINANCE relating to the City Light Department; declaring as surplus and authorizing the General Manager and Chief Executive Officer of the City Light Department to partially release three easements for electrical service in King County, Washington; and ratifying and confirming certain prior acts.

Ordinance 125236

AN ORDINANCE related to the City Light Department; authorizing and directing the General Manager and Chief Executive Officer of City Light to execute an Interlocal Agreement with the Kalispel Tribe of Indians.

Date of publication in the Seattle Daily Journal of Commerce, January 11, 2017.
1/11(345135)