



SEATTLE CITY COUNCIL

Legislative Summary

CB 118880

Record No.: CB 118880

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125240

In Control: City Clerk

File Created: 12/01/2016

Final Action: 01/06/2017

Title: AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 4451 33rd Avenue W; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and ratifying and confirming certain prior acts.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Juarez

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: Chip Nevins

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	12/06/2016	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	12/06/2016	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	12/07/2016	sent for review	Parks, Seattle Center, Libraries, and Waterfront Committee			
	Action Text: The Council Bill (CB) was sent for review. to the Parks, Seattle Center, Libraries, and Waterfront Committee						
	Notes:						

1	Full Council	12/12/2016	referred	Parks, Seattle Center, Libraries, and Waterfront Committee	
1	Parks, Seattle Center, Libraries, and Waterfront Committee	12/15/2016	pass		Pass
	Action Text: The Committee recommends that Full Council pass the Council Bill (CB). In Favor: 3 Chair Juarez, Vice Chair Bagshaw, Member Harrell Opposed: 0				
1	Full Council	01/03/2017	passed		Pass
	Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill: Notes: In Favor: 8 Councilmember Bagshaw, Councilmember Burgess, Councilmember González , Council President Harrell, Councilmember Herbold, Councilmember Juarez, Councilmember O'Brien, Councilmember Sawant Opposed: 0				
1	City Clerk	01/04/2017	submitted for Mayor's signature	Mayor	
1	Mayor	01/06/2017	Signed		
1	Mayor	01/06/2017	returned	City Clerk	
1	City Clerk	01/06/2017	attested by City Clerk		
	Action Text: The Ordinance (Ord) was attested by City Clerk. Notes:				

CITY OF SEATTLE

ORDINANCE

125240

COUNCIL BILL

118880

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 4451 33rd Avenue W; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and ratifying and confirming certain prior acts.

WHEREAS, the City Council passed Ordinance 124468 in 2014 authorizing the interlocal agreement between the City of Seattle and the Seattle Park District, which included the Seattle Park District Financial Plan: 2015-2020; and

WHEREAS, the Seattle Park District Financial Plan: 2015-2020 included the Park Land Acquisition and Leverage Fund, which is to be used to acquire park lands, including acquisition of properties to fill gaps in existing public ownership and preserve continuity within the City's greenspaces; and

WHEREAS, the Department of Parks and Recreation has determined the Kiwanis Ravine Natural Area provides significant open space benefits including wildlife habitat, recreational opportunities, buffer between the industrial and residential land-use and the area is, therefore, a priority area for additional acquisitions for parks and open space; and

WHEREAS, the City has been trying to acquire the property at 4451 33rd Avenue W for over a decade and its acquisition will fill an important gap in the Kiwanis Ravine Natural Area; and

WHEREAS, funding for the acquisition is available from the Park Land Acquisition and Leverage Fund and has been appropriated by Ordinance 124927, which adopted the budget for The City of Seattle for 2016; NOW THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

1 Section 1. The Superintendent of Parks and Recreation (“Superintendent”), or the
2 Superintendent’s designee, is authorized, on behalf of The City of Seattle, to acquire the
3 following described real property, situated in the City of Seattle, County of King, State of
4 Washington, and commonly known as the property at 4451 33rd Avenue W (“Property”),
5 together with all rights, privileges, and other property pertaining thereto, for open space, park,
6 and recreation purposes:

7 *LOT 6, BLOCK 2, LAWTON HEIGHTS, ACCORDING TO THE PLAT THEREOF RECORDED IN*
8 *VOLUME 16 OF PLATS, PAGE 94, RECORDS OF KING COUNTY, WASHINGTON.*
9

10 Section 2. The Superintendent, or the Superintendent’s designee, is authorized, on behalf
11 of The City of Seattle, to negotiate and enter into an agreement to acquire the Property for a
12 purchase price of \$158,000, and to accept a deed for the Property for open space, park and
13 recreation purposes by attaching to the deed the Superintendent’s written acceptance thereof, and
14 recording the same.

15 Section 3. The Property shall be placed under the jurisdiction of the Department of Parks
16 and Recreation.

17 Section 4. Any act consistent with the authority of this ordinance taken after its passage
18 and prior to its effective date is ratified and confirmed.

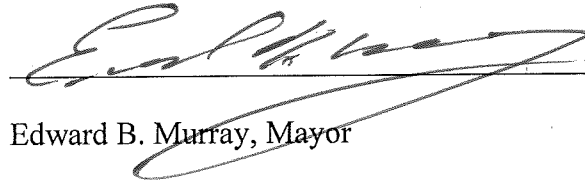
Section 5. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 3rd day of January, 2017,
and signed by me in open session in authentication of its passage this 3rd day of
January, 2017.



President _____ of the City Council

Approved by me this 6th day of January, 2017.



Edward B. Murray, Mayor

Filed by me this 6th day of January, 2017.



Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Contact Person/Phone:	Executive Contact/Phone:
Parks and Recreation	Chip Nevins/233-3879	Michael McVicker/727-8516

** 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 the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 4451 33rd Avenue W; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and ratifying and confirming certain prior acts.

Summary and background of the Legislation: This proposed legislation authorizes the Department of Parks and Recreation (DPR) to acquire the property located at 4451 33rd Avenue West by negotiation. The legislation also allows for the acceptance of the deed to the subject property for open space, park, and recreation purposes.

On August 5, 2014, Seattle voters approved the formation of the Seattle Park District, for the purpose of providing stable funding for operations, maintenance, development and acquisition of parks and recreation facilities and programs.

The Seattle Park District provides funding to acquire park lands, including acquisition of properties to fill gaps in existing public ownership and preserve continuity within the City's greenspaces. The proposed Council Bill authorizes DPR to acquire a 4,400 square-foot property located within Kiwanis Ravine Natural Area. The subject property is vacant.

In 1956 the Kiwanis Club of Seattle offered to donate "a very scenic natural glen" located just to the east of Fort Lawton to the Seattle Parks Department. This area was acquired for the benefit of the children in the area and they thought it would be better if it was owned and managed by the Parks Department. Over the years the City has added to this original gift and now owns and manages 16.5 acres. The ravine is home to the largest Blue Heron rookery in the City. The City has been trying to buy this property since the mid 1990's, but the original owner was unwilling to sell. The current owners are moving and contacted the City to see if we were still interested.

2. CAPITAL IMPROVEMENT PROGRAM

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

3. SUMMARY OF FINANCIAL IMPLICATIONS

X This legislation does not have direct financial implications.

Appropriations Notes: Funding from the Park Acquisition and Leverage Fund (Investment Initiative 4.1) of the Seattle Park District will pay for this acquisition. The current budget for this

project is \$185,000. The purchase price is \$158,000, with an additional budget of \$27,000 for staff time, title insurance and closing costs, and environmental testing. The acquisition is scheduled to close January 13, 2017. The funding for this acquisition was appropriated by Ordinance 124927.

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?**

No

- b) **Is there financial cost or other impacts of not implementing the legislation?**

If this property is not acquired, there will be a new house within the boundaries of the Kiwanis Ravine Natural Area which will affect the Heron habitat and the City will lose the ability to purchase this property.

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

No.

- d) **Is a public hearing required for this legislation?**

No.

- e) **Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?**

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.

- h) **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?**

N/A

- i) **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.**

N/A

- j) **Other Issues:** None

List attachments/exhibits below:

Summary Attachment A – Map of Kiwanis Ravine Acquisition

Summary Att A - Map of Kiwanis Ravine Acquisition
V1b

ATTACHMENT A: Map of Kiwanis Ravine Acquisition



This map is intended for illustrative or informational purposes only and is not intended to modify anything in the legislation

STATE OF WASHINGTON -- KING COUNTY

--SS.

345360

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.

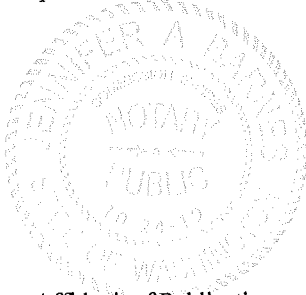
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:125237-240 TITLE ONLY

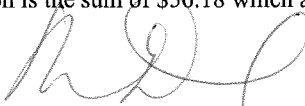
was published on

01/18/17

The amount of the fee charged for the foregoing publication is the sum of \$56.18 which amount has been paid in full.

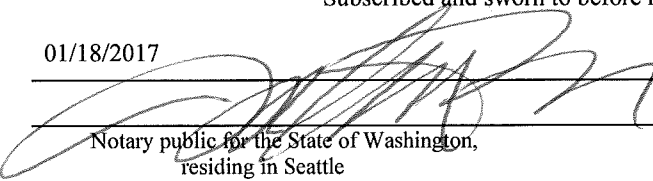


Affidavit of Publication



Subscribed and sworn to before me on

01/18/2017



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 January 3, 2017, 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 125237

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

Ordinance 125238

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

Ordinance 125239

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

Ordinance 125240

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 4451 35rd Avenue W; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and ratifying and confirming certain prior acts.

Date of publication in the Seattle Daily Journal of Commerce, January 18, 2017.

1/18(345360)