



SEATTLE CITY COUNCIL

Legislative Summary

CB 119616

Record No.: CB 119616

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125914

In Control: City Clerk

File Created: 07/31/2019

Final Action: 09/13/2019

Title: AN ORDINANCE relating to Seattle Parks and Recreation; authorizing the acquisition of real property commonly known as 1902 NE 98th Street; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and ratifying and confirming certain prior acts.

Notes:

Date
Filed with City Clerk: 9/13/2019

Mayor's Signature: 9/13/2019

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	08/27/2019	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	08/27/2019	sent for review	Council President's Office			
Action Text: The Council Bill (CB) was sent for review. to the Council President's Office							
1	Council President's Office	08/29/2019	sent for review	Civic Development, Public Assets, and Native Communities Committee			
Action Text: The Council Bill (CB) was sent for review. to the Civic Development, Public Assets, and Native Communities Committee							

- 1 City Council 09/03/2019 referred Civic Development, Public Assets, and Native Communities Committee
- Action Text: The Council Bill (CB) was referred. to the Civic Development, Public Assets, and Native Communities Committee
- 1 Civic Development, Public Assets, and Native Communities Committee 09/04/2019 pass Pass
- Action Text: The Committee recommends that City Council pass the Council Bill (CB).
In Favor: 2 Chair Juarez, Member González
Opposed: 0
- 1 City Council 09/09/2019 passed Pass
- Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:
In Favor: 9 Councilmember Bagshaw, Councilmember González , Council President Harrell, Councilmember Herbold, Councilmember Juarez, Councilmember Mosqueda, Councilmember O'Brien, Councilmember Pacheco, Councilmember Sawant
Opposed: 0
- 1 City Clerk 09/13/2019 submitted for Mayor's signature Mayor
- Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor
- 1 Mayor 09/13/2019 Signed
- 1 Mayor 09/13/2019 returned City Clerk
- 1 City Clerk 09/13/2019 attested by City Clerk
- Action Text: The Ordinance (Ord) was attested by City Clerk.
-

CITY OF SEATTLE

ORDINANCE

125914

COUNCIL BILL

119616

AN ORDINANCE relating to Seattle Parks and Recreation; authorizing the acquisition of real property commonly known as 1902 NE 98th Street; 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 an interlocal agreement between The City of Seattle ("City") 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 includes the Park Land Acquisition and Leverage Fund, which is to be used to acquire park lands, including acquisition of greenspace properties; and

WHEREAS, Seattle Parks and Recreation has determined that the Thornton Creek property provides significant open space benefits, including wildlife habitat and recreational opportunities, and the area is therefore a priority area for additional acquisitions for parks and open space; and

WHEREAS, funding for the acquisition is available from the Park Land Acquisition and Leverage Fund and has been appropriated by Ordinance 125475; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Superintendent of Parks and Recreation ("Superintendent"), or the Superintendent's designee, is authorized, on behalf of The City of Seattle, to acquire the following described real property, situated in the City of Seattle, County of King, State of Washington, and commonly known as the property at 1902 NE 98th Street ("Property"), together

will all rights, privileges, and other property pertaining thereto, for open space, park, and recreation purposes:

LOTS 1 THROUGH 5 AND LOTS 17 THROUGH 22, ALL IN BLOCK 2, HEUSTIS ADDITION TO THE MAPLE LEAF ADDITION TO GREEN LAKE CIRCLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 8 OF PLATS, PAGE 53, IN KING COUNTY, WASHINGTON.

Section 2. The Superintendent, or the Superintendent's designee, is authorized, on behalf of The City of Seattle, to execute such documents, as deemed necessary or desirable to acquire the Property for a purchase price of \$800,000.

Section 3. The Superintendent, or the Superintendent's designee, is authorized, on behalf of The City of Seattle, to accept a deed for the Property for open space, park, and recreation purposes by attaching to the deed the Superintendent's written acceptance thereof and recording the same.

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

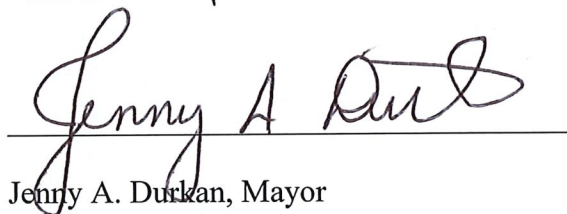
Section 5. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within 10 days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 9th day of September, 2019,
and signed by me in open session in authentication of its passage this 9th day of
September, 2019.

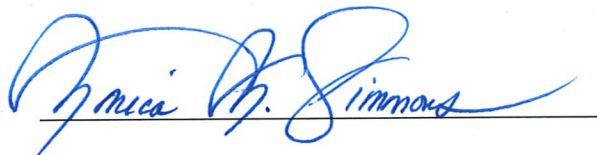


President _____ of the City Council

Approved by me this 13th day of September, 2019.


Jenny A. Durkan, Mayor

Filed by me this 13th day of September, 2019.



Monica Martinez Simmons, City Clerk

(Seal)



SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Parks & Recreation	Chip Nevins/233-3879	Anna Hurst/733-9317

** 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 Parks and Recreation; authorizing the acquisition of real property commonly known as 1902 NE 98th Street; 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 Seattle Parks and Recreation (SPR) to acquire the property located at 1902 NE 98th Street 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, to provide 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 greenspace properties; Seattle Parks and Recreation has been acquiring property within the City's green spaces since the late 1960s. The proposed legislation authorizes SPR to acquire a 29,620 square-foot property, with a 1,940-s.f. house on it, located adjacent to the south branch of Thornton Creek. SPR will demolish the house.

The property is the last private parcel in this stretch along the South Fork of Thornton Creek. SPR tried to acquire this property from a different owner over a decade ago and was unsuccessful. The current owner found out about the City's interest and contacted the City when they were ready to sell.

Significant restoration has already been accomplished through a partnership with Seattle Public Utilities (SPU), but the invasive plants growing on the target property threaten the native plantings on the restored properties by spreading seeds. Acquisition of this property will allow the City to remove this invasive seed source.

This acquisition extends the goals of the 2000 Thornton Creek masterplan developed by SPU. SPR and SPU have partnered on several projects in the Thornton Creek watershed as part of their cooperative effort to protect and enhance water quality and associated natural resource values in the watershed. This property represents a unique opportunity to reconnect the floodplain along this section of Thornton Creek to provide additional salmon habitat and increase the flood retention ability of the watershed.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes X No

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

Once the acquisition is complete, SPR will incur additional costs to demolish the house as well as increased operating costs for maintenance of the property. The demolition costs are currently budgeted, and SPR may include a request for the new facility maintenance costs in a future budget process.

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

The property is for sale. If the City does not acquire it at this time, the property will be sold, and this opportunity will be lost.

3.d. Appropriations

Appropriations Notes: Funding from the Park Acquisition and Leverage Fund (Initiative 4.1) of the Park District will pay for this acquisition. The current budget for this project is \$900,000. The purchase price is \$800,000, with an additional budget of \$30,000 for staff time, title insurance and closing costs, and environmental testing and up to \$70,000 for demolition of the house. The funding for this acquisition was appropriated by Ordinance 125475.

3.e. Revenues/Reimbursements

Revenue/Reimbursement Notes: SPR has applied for King County Conservation Futures Tax funding (CFT) to reimburse half the cost of acquisition (not including demolition).

4. OTHER IMPLICATIONS

- a. Does this legislation affect any departments besides the originating department? No
- b. Is a public hearing required for this legislation? No.
- c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant? No.

- d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?** Not applicable.
- e. Does this legislation affect a piece of property?** Yes, included in this legislation as Summary Attachment A – Map of Thornton Creek: 98th Street Acquisition.
- f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?** The acquisition of the property will add protection to Thornton Creek, which is an important resource for all of NE Seattle.
- g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program’s desired goal(s).** Not applicable.

List attachments/exhibits below:

Summary Attachment A – Map of Thornton Creek: 98th Street Acquisition

STATE OF WASHINGTON -- KING COUNTY

--SS.

377946

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:125913-914 TITLE ONLY

was published on

09/23/19

The amount of the fee charged for the foregoing publication is the sum of \$50.03.



Affidavit of Publication

A handwritten signature in blue ink, likely belonging to the subscriber, positioned above the signature line.

Subscribed and sworn to before me on

09/23/2019

A handwritten signature in blue ink, likely belonging to the notary public, positioned above the notary 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 September 09, 2019, 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 125913

Council Bill 119617

AN ORDINANCE appropriating money to pay certain audited claims for the week of August 26, 2019 through August 30, 2019 and ordering the payment thereof.

Ordinance 125914

Council Bill 119616

AN ORDINANCE relating to Seattle Parks and Recreation; authorizing the acquisition of real property commonly known as 1902 NE 98th Street; 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, September 23, 2019.

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