

**CITY OF SEATTLE**  
**ORDINANCE** 126822  
COUNCIL BILL 120574

AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights at the Foy Pump Station property (500 NE 145<sup>th</sup> St) as being surplus to the City’s municipal utility needs; authorizing the sale of 451 square feet of King County Parcel 756870-0780 and 460 square feet of King County Parcel 756870-0775, and granting 1,201 square feet and 453 square feet on the same respective parcels for 3-year term temporary construction easements to the City of Shoreline for the purposes of the 145<sup>th</sup> Street and I-5 Interchange Project; directing the proceeds therefrom to Seattle Public Utilities’ Water Fund; and ratifying and confirming certain prior acts.

WHEREAS, the City of Shoreline is constructing the 145<sup>th</sup> Street and I-5 Interchange Project (“Project”) to improve safety and multimodal access along the 145<sup>th</sup> Street corridor and connect to the Sound Transit Shoreline South/148<sup>th</sup> Light Rail Station, which is planned to open in 2024; and

WHEREAS, the Project includes construction of the roundabout, which will require the permanent use of a portion of Seattle Public Utilities’ (SPU) Foy Pump Station property and temporary use of additional areas for construction purposes; and

WHEREAS, Resolution 29799, adopted in 1998, and most recently amended by Resolution 31837 in 2018, adopted procedures regarding property reuse and disposition of City-owned property (Property Disposition Procedures); and

WHEREAS, SPU’s recommendation to transfer the property is based on the City of Shoreline’s need to secure the property rights for its transportation project and is distinct from the type of property transfer that would typically be subject to the Property Disposition Procedures; and

1 WHEREAS, each of the properties being transferred is less than 500 square feet and each is  
2 therefore exempt from the public notification requirements described in the Property  
3 Disposition Procedures; and

4 WHEREAS, the property interests to be conveyed to Shoreline are consistent with municipal  
5 purposes and due to their small size the properties are determined exempt from the  
6 Property Disposition Procedures; and

7 WHEREAS, the transfer of these property rights would not negatively affect SPU water  
8 operations; and

9 WHEREAS, SPU and the City of Shoreline have agreed on the terms and fair market value for the  
10 property acquisition and temporary easements; NOW, THEREFORE,

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

12 Section 1. Pursuant to the provisions of Revised Code of Washington (RCW) 35.94.040  
13 and after a public hearing, the property described in Attachment 1 to this ordinance is no longer  
14 required for municipal utility purposes and is surplus to The City of Seattle’s utility needs.

15 Section 2. Upon receipt of payment in the amount of \$211,100, the General Manager and  
16 Chief Executive Officer of Seattle Public Utilities, or designee, is authorized to execute, for and on  
17 behalf of The City of Seattle, two quitclaim deeds to the City of Shoreline of approximately 451  
18 square feet of King County Parcel No. 756870-0780 and 460 square feet of King County Parcel  
19 No. 756870-0775, described in Attachment 1 to this ordinance, and two temporary construction

1 easements under the agreed terms and conditions, for a three-year duration, in, on, over, through,  
2 and across the City's real property legally described in Attachment 2 to this ordinance.

3           Section 3. The proceeds of the sale shall be deposited into Seattle Public Utilities' Water  
4 Fund (43000).

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

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

4 Passed by the City Council the 23rd day of May, 2023, and  
5 signed by me in open session in authentication of its passage this 23rd day of  
6 May, 2023.

7 

8 President Pro Tem of the City Council

9  Approved /  returned unsigned /  vetoed this 31st day of May, 2023.

10 

11 Bruce A. Harrell, Mayor

12 Filed by me this 31st day of May, 2023.

13 

14 Anne Frantilla, Interim City Clerk

15 (Seal)

16 Attachments:  
17 Attachment 1 – Legal Description of Fee Acquisitions  
18 Attachment 2 – Legal Description of Temporary Easements

**FEE ACQUISITION**  
**PARCEL NO. 756870-0775**

That portion of the SW Quarter of the SE Quarter of Section 17, Township 26 North, Range 4 East, W.M., described as follows:

Beginning at a point opposite SR 523 line Highway Engineer's Station (hereinafter referred to as "HES") 16+45.85 on the centerline of the SR 523 (NE 145<sup>TH</sup> ST) & I-5 Interchange Improvements Right of Way Plan Dated July 20, 2022 and 30.00 feet Northerly therefrom;

Thence Easterly to a point opposite SR 523 line HES 17+07.85 and 30.00 feet Northerly therefrom;

Thence Northerly to a point opposite SR 523 line HES 17+07.45 and 41.84 feet Northerly therefrom to a non-tangent curve having a radius of 500.19 feet, bearing S03°00'16"E;

Thence Westerly along said curve through a central angle of 4°17'28", an arc distance of 37.46 feet to a point opposite HES 16+70.28 and 37.24 feet Northerly therefrom;

Thence Westerly to a point opposite SR 523 line HES 16+49.57 and 31.51 feet Northerly therefrom to a non-tangent curve having a radius of 66.28 feet, bearing N09°15'18"W;

Thence Westerly along said curve through a central angle of 3°17'17", an arc distance of 3.80 feet to a point opposite SR 523 line HES 16+45.82 and 30.88 feet Northerly therefrom;

Thence Southerly to the Point of Beginning.

Containing 460 Square Feet.

**FEE ACQUISITION**  
**PARCEL NO. 756870-0780**

That portion of the SW Quarter of the SE Quarter of Section 17, Township 26 North, Range 4 East, W.M., described as follows:

Beginning at a point opposite SR 523 line Highway Engineer's Station (hereinafter referred to as "HES") 15+83.85 on the centerline of 5<sup>th</sup> AVE NE of the SR 523 (NE 145<sup>TH</sup> ST) & I-5 Interchange Improvements Right of Way Plan dated July 20, 2022 and 30.00 feet Northerly therefrom;

Thence Easterly to a point opposite SR 523 line HES 16+45.85 and 30.00 feet Northerly therefrom;

Thence Northerly to a point opposite SR 523 line HES 16+45.82 and 30.88 feet Northerly therefrom to a non-tangent curve having a radius of 66.28 feet, bearing N05°58'00"W;

Thence Westerly along said curve through a central angle of 62°12'33", an arc distance of 71.97 feet to a point opposite SR 523 line HES 15+82.89 and 57.89 feet Northerly therefrom;

Thence Southerly to the Point of Beginning.

Containing 451 Square Feet.

## TEMPORARY CONSTRUCTION EASEMENT

### PARCEL NO. 756870-0775

That portion of the SW Quarter of the SE Quarter of Section 17, Township 26 North, Range 4 East, W.M., described as follows:

Beginning at a point opposite SR 523 line Highway Engineer's Station (hereinafter referred to as "HES") 17+07.45 on the centerline of the SR 523 (NE 145<sup>TH</sup> ST) & I-5 Interchange Improvements Right of Way Plan Dated July 20, 2022 and 30.88 feet Northerly therefrom and the beginning of a non-tangent curve having a radius of 66.28 feet, bearing N05°58'00"W;

Thence Easterly along said curve through a central angle of 3°17'17", an arc distance of 3.80 feet to a point opposite SR 523 line HES 16+49.57 and 31.51 feet Northerly therefrom;

Thence Easterly to a point opposite SR 523 line HES 16+70.28 and 37.24 feet Northerly therefrom to a non-tangent curve having a radius of 500.19 feet, bearing S07°17'45"E;

Thence Easterly along said curve through a central angle of 4°17'28", an arc distance of 37.46 feet to a point opposite HES 17+07.45 and 41.84 feet Northerly therefrom;

Thence Northerly to a point opposite SR 523 line HES 17+07.14 and 50.83 feet Northerly therefrom;

Thence Westerly to a point opposite SR 523 line HES 16+45.56 and 38.65 feet Northerly therefrom;

Thence Southerly to the Point of Beginning.

Containing 453 Square Feet.

## **TEMPORARY CONSTRUCTION EASEMENT**

### **PARCEL NO. 756870-0780**

That portion of the SW Quarter of the SE Quarter of Section 17, Township 26 North, Range 4 East, W.M., described as follows:

Beginning at a point opposite 5 AVE line Highway Engineer's Station (hereinafter referred to as "HES") 45+99.13 on the centerline of 5<sup>th</sup> AVE NE of the SR 523 (NE 145<sup>TH</sup> ST) & I-5 Interchange Improvements Right of Way Plan dated July 20, 2022 and 67.99 feet Easterly therefrom;

Thence Southerly to a point opposite SR 523 line HES 15+82.89 and 57.89 feet Northerly therefrom to a non-tangent curve having a radius of 66.28 feet, bearing N56°14'33"E;

Thence Southeasterly along said curve through a central angle of 62°12'33", an arc distance of 71.97 feet to a point opposite SR 523 line HES 16+45.82 and 30.88 feet Northerly therefrom;

Thence Northerly to a point opposite SR 523 line HES 16+45.56 and 36.85 feet Northerly therefrom;

Thence Northwesterly to a point opposite SR 523 line HES 16+36.55 and 44.49 feet Northerly therefrom;

Thence Westerly to a point opposite SR 523 line HES 15+96.90 and 44.40 feet Northerly therefrom;

Thence Northerly to a point opposite SR 523 line HES 15+96.61 and 50.00 feet Northerly therefrom;

Thence Northwesterly to a point opposite SR 523 line HES 15+91.30 and 55.51 feet Northerly therefrom;

Thence Northerly to a point opposite 5th AVE line HES 45+99.22 and 76.27 feet Easterly therefrom;

Thence West to the Point of Beginning.

Containing 1,201 Square Feet.