

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Public Utilities	Sahba Mohandessi/4-7592	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

- 1. Legislation Title:** AN ORDINANCE relating to Seattle Public Utilities; authorizing the General Manager/CEO of Seattle Public Utilities to acquire, accept, and record on behalf of The City of Seattle both temporary and permanent property rights from owners of property located along the alignment of a planned, combined sewage conveyance pipe and a sewage storage facility near the east side of I-5 between South Dawson Street and South Lucile Street, which are necessary or convenient to construct, operate, and maintain structures related to the Pearl Street Drainage & Wastewater (DWW) Improvement Project, through negotiation or eminent domain (condemnation); placing the real property rights acquired under the jurisdiction of Seattle Public Utilities and designating the property rights acquired for utility and general municipal purposes; authorizing payment of all other costs associated with acquisition; and authorizing construction within the City right-of-way.
- 2. Summary and background of the Legislation:** This ordinance would authorize the General Manager/CEO of Seattle Public Utilities to acquire a vacant property and provide permission to use part of Washington Department of Transportation right of way in the Beacon Hill neighborhood through negotiation or condemnation.

These property rights would allow SPU to construct, maintain, and operate a new wastewater tank and ancillary structures to control Sanitary Sewer Overflows in the west Beacon Hill neighborhood. These new structures are part of SPU's Consent Decree with the State and Federal governments and will control the frequent overflows onto public right-of-way and private properties in the neighborhood during storm events.

While the property is not on the market, SPU contacted the owner who is willing to sell. However, this legislation includes authorization for condemnation in case negotiations with the private property owner are not successful. This legislation does not include authorization for condemnation of WSDOT's right of way.

2. CAPITAL IMPROVEMENT PROGRAM

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

3. SUMMARY OF FINANCIAL IMPLICATIONS

- a. Does this legislation amend the Adopted Budget? ___ Yes X No
- b. 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? Purchase costs are included in the adopted budget and the 2018-2023 Strategic Business Plan.
- c. Is there financial cost or other impacts of *not* implementing the legislation?
Yes. This legislation is necessary for SPU to fulfill the requirements of a Consent Decree.

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?
Yes, publication of notice is required under RCW 8.25.290.
- e. Does this legislation affect a piece of property?
Yes.
- f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically
None anticipated.
- 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:

None.