



SEATTLE CITY COUNCIL

Legislative Summary

CB 118879

Record No.: CB 118879

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125235

In Control: City Clerk

File Created: 10/20/2016

Final Action: 12/21/2016

Title: 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.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Sawant

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att 1 - Partial Release of Easement - SCL P.M. No. 230324-4-009, Att 2 - Partial Release of Easement - SCL P.M. No. 230407-4-029, Att 3 - Partial Release of Easement - SCL P.M. No. 240422-2-020B

Drafter: Dave.Barber@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

Yes

No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	11/08/2016	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	11/08/2016	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	11/16/2016	sent for review	Energy and Environment Committee			
	Action Text:	The Council Bill (CB) was sent for review. to the Energy and Environment Committee					
	Notes:						
1	Full Council	12/12/2016	referred	Energy and Environment Committee			

1 Energy and Environment 12/13/2016 pass Pass
Committee

Action Text: The Committee recommends that Full Council pass the Council Bill (CB).

Notes: A public hearing was held

In Favor: 3 Chair Sawant, Vice Chair Juarez, Member González

Opposed: 0

1 Full Council 12/16/2016 passed Pass

Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:

In Favor: 7 Councilmember Bagshaw, Councilmember Burgess, Councilmember González, Council President Harrell, Councilmember Johnson, Councilmember Juarez, Councilmember O'Brien

Opposed: 0

Absent(NV): 1 Councilmember Herbold

1 City Clerk 12/20/2016 submitted for Mayor
Mayor's signature

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 125235

COUNCIL BILL 118879

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.

WHEREAS, the owners of three properties have requested that The City of Seattle partially release the City's easements for electrical service on their properties in order to facilitate the future development of these properties; and

WHEREAS, portions of the easements for electrical service on these properties are no longer needed for electrical distribution purposes and are no longer required or useful for City Light Department purposes; and

WHEREAS, the General Manager and Chief Executive Officer of the City Light Department has recommended partial releases of these three easements; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Pursuant to RCW 35.94.040 and after public hearing, the following described portions of easements are found to be surplus to the City's needs and no longer required for providing public utility service:

- 1) A portion of an easement acquired from John H. Gregory and Helen F. Gregory, husband and wife, Grantors, dated January 31, 1952, and recorded under King County Auditor's File No. 4206799, said portion more fully described as:

The east 132.02 feet of the north 10 feet of that portion of Government Lot 1 in Section 24, Township 23 North, Range 3 East, W.M., in King County, Washington, described as follows:

Beginning on the east line of 21st Avenue SW at a point S 89°02'08" E, for a distance of 30.02 feet and N 01°17'24" W, for a distance of 253.32 feet from the SW

1 corner of said Government Lot 1 to the true point of beginning; thence N 01°17'24"
2 W along said east line for a distance of 74.20 feet; thence N 88°49'42" E for a
3 distance of 142.02 feet; thence S 01°17'24" E to a point from which the point of
4 beginning bears N 89°02'08" W; thence N 89°02'08" W for a distance of 142.02
5 feet to the true point of beginning. (SCL P.M. No. 230324-4-009)
6

- 7 2) A portion of an easement acquired from Elizabeth A. Bailey, Grantor, dated
8 September 29, 2004, and recorded under King County Auditor's File No.
9 20041005000102, said portion more fully described as:

10
11 The north 5.00 feet of the south 23.57 feet of Lot 3, of King County Short Plat No.
12 L98S0053, as recorded under King County Auditor's File No. 20020723900014.
13 (SCL P.M. No. 230407-4-029)
14

- 15 3) A portion of an easement acquired from Howland Homes, LLC, and Grantor, dated
16 May 1, 2007, and recorded under King County Auditor's File No. 20070507001717,
17 said portion more fully described as:

18
19 The east 17.66 feet of Parcels F, G, H, and I, City of Seattle Short Subdivision No.
20 3003045, as recorded under King County Auditor's File No. 20060524900006.
21 (SCL P.M. No. 240422-2-020B)
22

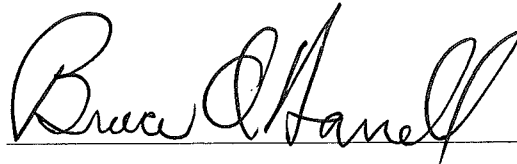
23 Section 2. The General Manager and Chief Executive Officer of the City Light

24 Department, or designee, is authorized to execute "Partial Release of Easement" documents, for
25 the portions of easements described in Section 1 of this ordinance, substantially in the forms
26 shown in Attachments 1, 2 and 3 to this ordinance.

27 Section 3. Any act consistent with the authority of this ordinance taken prior to its
28 effective date is hereby ratified and confirmed.
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33

1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 16th day of December, 2016,
5 and signed by me in open session in authentication of its passage this 16th day of
6 December, 2016.

7 

8 President _____ of the City Council

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

10 

11 Edward B. Murray, Mayor

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

13 

14 for Monica Martinez Simmons, City Clerk

15
16 (Seal)

17
18 Attachments:

19 Attachment 1 – Partial Release of Easement – SCL P.M. No. 230324-4-009

20 Attachment 2 – Partial Release of Easement – SCL P.M. No. 230407-4-029

21 Attachment 3 – Partial Release of Easement – SCL P.M. No. 240422-2-020B

Attachment 1

When recorded, return to:
SEATTLE CITY LIGHT
Real Estate Services
700 Fifth Avenue, SMT 3338
P.O. Box 34023
Seattle, WA 98124-4023

PARTIAL RELEASE OF EASEMENT

SCL P.M. No.:	230324-4-009
King County Tax Parcel No.:	242303-9131
Short Legal Description:	Ptn. G.L. 1, Sec. 24, Twp. 23 N, Rge. 3 E
Reference No.:	4206799

THE CITY OF SEATTLE, a Washington municipal corporation, hereinafter called the City, is the owner of an easement acquired from John H. Gregory and Helen F. Gregory, husband and wife, Grantors, dated January 31, 1952 and recorded under King County Auditor's File Number 4206799.

The City does hereby release, abandon, and relinquish all rights acquired under said easement over the following portion of said easement:

THE EAST 132.02 FEET OF THE NORTH 10 FEET OF THAT PORTION OF GOVERNMENT LOT 1 IN SECTION 24, TOWNSHIP 23 NORTH, RANGE 3 EAST, W.M., IN KING COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING ON THE EAST LINE OF 21ST AVENUE SW AT A POINT S 89°02'08" E, FOR A DISTANCE OF 30.02 FEET AND N 01°17'24" W, FOR A DISTANCE OF 253.32 FEET FROM THE SW CORNER OF SAID GOVERNMENT LOT 1 TO THE TRUE POINT OF BEGINNING; THENCE N 01°17'24" W ALONG SAID EAST LINE FOR A DISTANCE OF 74.20 FEET; THENCE N 88°49'42" E FOR A DISTANCE OF 142.02 FEET; THENCE S 01°17'24" E TO A POINT FROM WHICH THE POINT OF BEGINNING BEARS N 89°02'08" W; THENCE N 89°02'08" W FOR A DISTANCE OF 142.02 FEET TO THE TRUE POINT OF BEGINNING.

The City does hereby retain all rights acquired under said easement over the following portion of said easement:

THE WEST 10 FEET OF THE NORTH 10 FEET OF THAT PORTION OF GOVERNMENT LOT 1 IN SECTION 24, TOWNSHIP 23 NORTH, RANGE 3 EAST, W.M., IN KING COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS:

BEGINNING ON THE EAST LINE OF 21ST AVENUE SW AT A POINT S 89°02'08" E, FOR A DISTANCE OF 30.02 FEET AND N 01°17'24" W, FOR A DISTANCE OF 253.32 FEET FROM THE SW CORNER OF SAID GOVERNMENT LOT 1 TO THE TRUE POINT OF BEGINNING; THENCE N 01°17'24" W ALONG SAID EAST LINE FOR A DISTANCE OF 74.20 FEET; THENCE N 88°49'42" E FOR A DISTANCE OF 142.02 FEET; THENCE S 01°17'24" E TO A POINT FROM WHICH THE POINT OF BEGINNING BEARS N 89°02'08" W; THENCE N 89°02'08" W FOR A DISTANCE OF 142.02 FEET TO THE TRUE POINT OF BEGINNING.

IN WITNESS WHEREOF, the City has caused this instrument to be executed and delivered this _____ day of _____, 20 _____.

For THE CITY OF SEATTLE, a Washington municipal corporation,
Acting by and through its CITY LIGHT DEPARTMENT,

By: _____

Printed Name

Title

Attachment 2

When recorded, return to:
SEATTLE CITY LIGHT
Real Estate Services
700 Fifth Avenue, SMT 3338
P.O. Box 34023
Seattle, WA 98124-4023

PARTIAL RELEASE OF EASEMENT

SCL P.M. No.: 230407-4-029
King County Tax Parcel No.: 6341000013
Short Legal Description: Lot 3, KCSP #L98S0053, AF #20020723900014
Reference No.: 20041005000102

THE CITY OF SEATTLE, a Washington municipal corporation, hereinafter called the City, is the owner of an easement acquired from Elizabeth A. Bailey, Grantor, dated September 29, 2004 and recorded under King County Auditor's File Number 20041005000102, over the following described real property:

LOTS 1 AND 3, TOGETHER WITH TRACT B, OF KING COUNTY SHORT PLAT NO. L98S0053, AS RECORDED UNDER KING COUNTY AUDITOR'S FILE NO. 20020723900014.

By recording this Partial Release of Easement, the City does hereby release, abandon and relinquish all rights acquired under said easement over the following portion of the above-described real property:

THE NORTH 5 FEET OF THE SOUTH 23.57 FEET OF SAID LOT 3.

THE EASEMENT RIGHTS OF THE CITY OVER THE SOUTH 18.57 FEET OF SAID LOT 3, AS WELL AS THE RIGHTS OVER LOT 1 AND TRACT B, REMAIN IN FULL FORCE AND EFFECT.

Attachment 3

When recorded, return to:
SEATTLE CITY LIGHT
Real Estate Services
700 Fifth Avenue, SMT 3338
P.O. Box 34023
Seattle, WA 98124-4023

PARTIAL RELEASE OF EASEMENT

SCL P.M. No.: 240422-2-020B
King County Tax Parcel Nos.: 9344100420; 9344100190
Short Legal Description: PCLS A & B, SEATTLE LBA #3014703
REC #20140219900007
Reference No.: 20060524900006

THE CITY OF SEATTLE, a Washington municipal corporation, hereinafter called the City, is the owner of an easement acquired from Howland Homes, LLC, Grantor, dated May 1, 2007 and recorded under King County Auditor's File Number 20070507001717 over the following described real property:

THE EAST 17.66 FEET OF PARCELS C, D, E, F, G, H, AND I, CITY OF SEATTLE SHORT SUBDIVISION NO. 3003045, AS RECORDED UNDER KING COUNTY AUDITOR'S FILE NO. 20060524900006.

By recording this Partial Release of Easement, the City does hereby release, abandon and relinquish all rights acquired under said easement over the following portion of the above-described real property:

THE EAST 17.66 FEET OF PARCELS F, G, H, AND I, CITY OF SEATTLE SHORT SUBDIVISION NO. 3003045, AS RECORDED UNDER KING COUNTY AUDITOR'S FILE NO. 20060524900006.

THE EASEMENT RIGHTS OF THE CITY OVER THE EAST 17.66 FEET OF PARCELS C, D, AND E, CITY OF SEATTLE SHORT SUBDIVISION NO. 3003045, AS RECORDED UNDER KING COUNTY AUDITOR'S FILE NO. 20060524900006, REMAIN IN FULL FORCE AND EFFECT.

