| 1 | CITY OF SEATTLE | |
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| 2 | RESOLUTION <u>32053</u> | |
| 3 4 5 6 7 8 | A RESOLUTION granting conceptual approval to construct, maintain, and operate private communication conduit under and across Latona Avenue Northeast, north of Northeast Northlake Way; as proposed by Dunn Lumber Company, as part of the construction of a new lumber warehouse in the Wallingford neighborhood. | |
| 9 | WHEREAS, Dunn Lumber Company applied for permission to construct, maintain, and operate | |
| 10 | private communication conduits under and across Latona Avenue Northeast, north of | |
| 11 | Northeast Northlake Way ("Communication Conduit"); and | |
| 12 | WHEREAS, in making a recommendation, the Director of the Seattle Department of | |
| 13 | Transportation considered the plans and application materials submitted by Dunn Lumber | |
| 14 | Company to construct the Communication Conduit and recommends that conceptual | |
| 15 | approval be granted; NOW, THEREFORE, | |
| 16 | BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE | |
| 17 | MAYOR CONCURRING, THAT: | |
| 18 | Section 1. The City Council finds that the private communication conduits under and | |
| 19 | across Latona Avenue Northeast, north of Northeast Northlake Way ("Communication | |
| 20 | Conduit"), as proposed by Dunn Lumber Company are in accordance with and in the public | |
| 21 | interest. | |
| 22 | Section 2. As conditions for obtaining permission to construct the Communication | |
| 23 | Conduit, under and across Latona Avenue Northeast, north of Northeast Northlake Way, Dunn | |
| 24 | Lumber Company shall: | |
| 25 | A. Provide engineering and utility plans for additional review and permitting by the | |
| 26 | Seattle Department of Transportation ("SDOT"), which the Director of SDOT ("Director") will | |

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| 1 | circulate to other City departments and any public and private utilities affected by the installation |
| 2 | of the Communication Conduit; |
| 3 | B. Provide a surety bond, covenant agreement, and public liability insurance naming the |
| 4 | City as an additional insured or self-insurance, as approved by the City's Risk Manager; |
| 5 | C. Pay all City permit fees; |
| 6 | D. Obtain all necessary permits; |
| 7 | E. Maintain and inspect the Communication Conduit; and |
| 8 | F. Remove the Communication Conduit and restore the right-of-way to in as good |
| 9 | condition for public use as existed prior to construction of the Communication Conduit and in at |
| 10 | least as good condition in all respects as the abutting portions of the public place as required by |
| 11 | SDOT right-of-way restoration standards upon expiration of the term permit, or at the direction |
| 12 | of the Director or City Council in accordance with the provisions of the term permit ordinance. |
| 13 | Section 3. After this resolution is adopted, SDOT will present to the Council a draft term |
| 14 | permit ordinance identifying the conditions under which permission may be granted for the use |
| 15 | of the right-of-way for the Communication Conduit. Permission to use the right-of-way is subject |
| 16 | to the Council's decision to approve, deny, or modify the draft term permit ordinance presented |
| 17 | by the Director. |
| 18 | Section 4. As recommended by the Director and the Mayor, conceptual approval for |
| 19 | construction of the Communication Conduit under and across Latona Avenue Northeast, north of |
| 20 | Northeast Northlake Way is GRANTED. |
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| 1 | Adopted by the City Council the <u>24th</u> day of <u>May</u> , 2022, |
| 2 | and signed by me in open session in authentication of its adoption this <u>24th</u> day of |
| 3 | May, 2022. |
| 4 | Debora frances President of the City Council |
| 5 | President of the City Council |
| 6 | The Mayor concurred the 26th day of May , 2022. |
| 7 | Bruce Q. Hanell |
| 8 | Bruce A. Harrell, Mayor |
| 9 | Filed by me this 26th day of May , 2022. |
| 10 | Mouri M. Cimmous |
| 11 | Monica Martinez Simmons, City Clerk |
| 12 | (Seal) |
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