



Legislation Details (With Text)

**File #:** Res 31767    **Version:** 1    **Name:**

**Type:** Resolution (Res)    **Status:** Adopted

**In control:** City Clerk

**On agenda:** 9/18/2017

**Final Action:**    **Ord. No.**

**Title:** A RESOLUTION granting conceptual approval to City Investors XXV LLC to construct, install, and maintain two sets of private communication conduits under and across 8th Avenue North, south of Harrison Street and north of Thomas Street.

**Sponsors:** Mike O'Brien

**Indexes:**

**Attachments:** 1. Mayor's Letter on Returning Resolution Unsigned, 2. Summary and Fiscal Note, 3. Summary Att A – Arbor Blocks Communication Conduits, 4. Presentation, 5. Signed Resolution 31767, 6. Affidavit of Publication

Date	Ver.	Action By	Action	Result
9/21/2017	1	City Clerk	attested by City Clerk	
9/21/2017	1	Mayor	returned unsigned	
9/21/2017	1	Mayor	returned	
9/21/2017	1	City Clerk	submitted for Mayor's signature	
9/18/2017	1	City Council	adopted	Pass
9/8/2017	1	Sustainability and Transportation Committee	adopt	Pass
9/5/2017	1	City Council	referred	
8/29/2017	1	Council President's Office	sent for review	
8/22/2017	1	City Clerk	sent for review	
8/22/2017	1	Mayor	Mayor's leg transmitted to Council	

**CITY OF SEATTLE**

**RESOLUTION \_\_\_\_\_**

A RESOLUTION granting conceptual approval to City Investors XXV LLC to construct, install, and maintain two sets of private communication conduits under and across 8<sup>th</sup> Avenue North, south of Harrison Street and north of Thomas Street.

WHEREAS, City Investors XXV LLC has applied for permission to construct, install, and maintain two sets of private communication conduits, under and across 8<sup>th</sup> Avenue North, south of Harrison Street and north of Thomas Street, as part of the Arbor Blocks projects located at 300 8<sup>th</sup> Avenue North (Seattle Department of Construction and Inspections Master Use Permit 6355538) and 333 8<sup>th</sup> Avenue North

(Seattle Department of Construction and Inspections Master Use Permit 6535591); and

WHEREAS, in making a recommendation, the Director of the Seattle Department of Transportation considered the submitted plans and application materials for constructing, installing, and maintaining the two sets of private communication conduits and recommends that conceptual approval be granted; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE MAYOR  
CONCURRING, THAT:**

Section 1. The City Council finds that the City Investors XXV LLC private communication conduits (the Project) are in the public interest.

Section 2. As conditions for obtaining permission to construct, install, and maintain the Project, City Investors XXV LLC shall:

(1) Provide engineering plans for additional review and permitting by the Seattle Department of Transportation (SDOT), which the Director of the SDOT (Director) will circulate to other City departments and any public and private utilities affected by the installation of the proposed Project;

(2) Provide (i) a surety bond, (ii) covenant agreement, and (iii) public liability insurance naming the City as an additional insured or self-insurance, as approved by the City's Risk Manager;

(3) Pay all City permit fees;

(4) Obtain all necessary land use or building permits;

(5) Maintain and inspect the Project; and

(6) Remove the Project and restore the public right-of-way to its original condition upon expiration of the term permit or at the direction of the Director or City Council in accordance with the provisions of the term permit ordinance.

Section 3. After this resolution is adopted, SDOT will present to the City Council a draft term permit ordinance identifying the conditions under which permission may be granted for the use of the right-of-way.

Permission to use the right-of-way is subject to the Council's decision to approve, deny, or modify the draft term permit ordinance presented by the Director.

Section 4. As recommended by the Director and the Mayor, conceptual approval for construction, installation, and maintenance of the Project is GRANTED.

Adopted by the City Council the \_\_\_\_\_ day of \_\_\_\_\_, 2017, and signed by me in open session in authentication of its adoption this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
President \_\_\_\_\_ of the City Council

The Mayor concurred the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Mayor, \_\_\_\_\_

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Monica Martinez Simmons, City Clerk

(Seal)