SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104

Legislation Details (With Text)

File #:	CB 119561	**Version:**	1	**Name:**	CB 119561
Type:	Ordinance (Ord)			**Status:**	Passed
				In control:	City Clerk
On agenda:	9/16/2019				
Final Action:	9/20/2019			**Ord. No.**	Ord 125924
Title:	AN ORDINANCE vacating the alley in Block 1, Witt's Addition, on the petition of 2026 Madison Corner, LLC and LMC 2026 Madison Holdings, LLC (Clerk File 306083).				
Sponsors:	Mike O'Brien				
Indexes:					
Attachments:	1. Ex 1 - Property Use and Development Agreement, 2. Summary and Fiscal Note, 3. Summary Att A – Block 1 Alley Vacation Map, 4. Presentation, 5. Signed Ordinance 125924, 6. Affidavit of Publication				

Date	Ver.	Action By	Action	Result
9/20/2019	1	City Clerk	attested by City Clerk	
9/20/2019	1	Mayor	returned	
9/20/2019	1	Mayor	Signed	
9/18/2019	1	City Clerk	submitted for Mayor's signature	
9/16/2019	1	City Council	passed	Pass
9/6/2019	1	Sustainability and Transportation Committee	pass	Pass
7/1/2019	1	City Council	referred	
6/20/2019	1	Council President's Office	sent for review	
6/18/2019	1	City Clerk	sent for review	
6/18/2019	1	Mayor	Mayor's leg transmitted to Council	

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE vacating the alley in Block 1, Witt's Addition, on the petition of 2026 Madison Corner, LLC and LMC 2026 Madison Holdings, LLC (Clerk File 306083).

WHEREAS, DEF, Inc. filed a petition under Clerk File 306083 to vacate the alley in Block 1, Witts Addition;

and

WHEREAS, 2040 East Madison, LLC succeeded DEF, Inc. in interest; and

WHEREAS, 2026 East Madison, LLC; 2015 East Denny, LLC; DN Phase I Retail, LLC; and DN Phase I

Townhomes, LLC succeeded 2040 East Madison, LLC in interest; and

WHEREAS, 2026 Madison Corner, LLC and LMC 2026 Madison Holdings, LLC are the successors in interest and the current petitioners ("Petitioners"); and

WHEREAS, following a March 12, 2004, public hearing on the petition, the Seattle City Council ("City Council") conditionally granted the petition on April 5, 2004; and

WHEREAS, the City Council granted an extension on February 18, 2009, and a second extension on May 22, 2013; and

WHEREAS, a Property Use and Development Agreement recorded on December 19, 2018, with the King County Recorder's Office under Recording No. 20181219000761 commits the Petitioners and their successors to fulfill ongoing public-benefit obligations required by the vacation; and

WHEREAS, as provided for in Revised Code of Washington (RCW) Section 35.79.030 and Seattle Municipal Code Chapter 15.62, on January 29, 2018, the Petitioners paid the City a vacation fee of $724,000, which is the full appraised value of the property; and

WHEREAS, the Petitioners have met all conditions imposed by the City Council in connection with the vacation petition; and

WHEREAS, vacating the alley in Block 1, Witt's Addition is in the public interest; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The alley in Block 1, Witt's Addition, located in the Central Area neighborhood of Seattle and described below is vacated:

Alley in Block 1, Witt's Addition, as recorded in Volume 9 of Plats, page 42 Records of King County, Washington, being the northeast-southwest oriented alley in the eastern half of the area bounded by East Denny Way, East Madison Street, and 20th Avenue

Section 2. The Property Use and Development Agreement, King County Recording No. 20181219000761, attached as Exhibit 1 to this ordinance, is accepted.

Section 3. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if

not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the _____ day of _____, 2019, and signed by me in open session in authentication of its passage this _____ day of _____, 2019.

_____

President _____ of the City Council

Approved by me this _____ day of _____, 2019.

_____

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2019.

_____

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:
Exhibit 1 - Property Use and Development Agreement