



Legislation Text

---

File #: CB 118700, Version: 1

---

**CITY OF SEATTLE**

**ORDINANCE \_\_\_\_\_**

**COUNCIL BILL \_\_\_\_\_**

AN ORDINANCE relating to the 2008 Parks and Green Spaces Levy; authorizing the acquisition of real property commonly known as 8805 Fremont Avenue North; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; increasing appropriations to the Department of Parks and Recreation in the 2016 Adopted Budget and the 2016-2021 Capital Improvement Program; revising project allocations for certain projects in the 2016-2021 Capital Improvement Program; and ratifying and confirming certain prior acts; all by 3/4 vote of the City Council.

WHEREAS, by Resolution 31055, the City Council created the Parks and Green Spaces Levy Citizens’

Advisory Committee to ensure citizen participation in the development of a potential package of parks, open space, boulevards, trails, green infrastructure, and recreation projects, and a proposed set of options to fund the package; and

WHEREAS, the Parks and Green Spaces Levy Citizens’ Advisory Committee, after being duly appointed and after spending many hours in open meetings and receiving public testimony and deliberating on the levy, voted by a strong majority to recommend that the City Council place a \$145.5-million, six-year levy proposal for park purposes before the voters of Seattle; and

WHEREAS, in response to this recommendation, the City Council passed Ordinance 122749, placing Proposition 2, the 2008 Parks and Green Spaces Levy, before the voters of Seattle; and

WHEREAS, the 2008 Parks and Green Spaces Levy was approved by Seattle voters on November 4, 2008; and

WHEREAS, Ordinance 122749 identifies the Greenwood/Phinney Ridge Residential Urban Village for potential neighborhood park acquisition; and

WHEREAS, the Department of Parks and Recreation considers the Greenwood/Phinney Ridge Residential

Urban Village as significantly underserved with quality open space, and the area is, therefore, a priority area for additional acquisitions for parks and open space; and

WHEREAS, Greenwood Park, located at 602 North 87th Street, is just outside the Greenwood/Phinney Ridge Residential Urban Village boundary, but serves the residents of the northern portion of the Urban Village; and

WHEREAS, the City has been trying to acquire the property at 8805 Fremont Avenue North for over a decade because it is the last in-holding in Greenwood Park; and

WHEREAS, the property came up for sale suddenly and the City has negotiated a purchase and sale agreement; and

WHEREAS, a condition of the sale is that the City close by June 15, 2016; and

WHEREAS, if the City does not acquire the property now, the opportunity will be lost; NOW, THEREFORE,

**BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

Section 1. The Superintendent of Parks and Recreation (“Superintendent”), or his designee, is authorized, on behalf of The City of Seattle, to acquire the following described real property, situated in The City of Seattle, County of King, State of Washington, and commonly known as the property at 8805 Fremont Avenue North (“Property”), together with all rights, privileges, and other property pertaining thereto, for open space, park, and recreation purposes:

THE NORTH 84.5 FEET OF THE EAST 80 FEET OF LOT 2, BLOCK 4, OSNER’S SUBURBAN HOMES, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 9 OF PLATS, PAGE 92, IN KING COUNTY, WASHINGTON;  
EXCEPT THE NORTH 24.5 FEET THEREOF.

Section 2. The Superintendent of Parks and Recreation, or his designee, is authorized, on behalf of The City of Seattle, to negotiate and enter into an agreement to acquire the Property for a purchase price equivalent to just compensation, and to accept a deed for the Property by attaching to the deed the Superintendent’s written acceptance thereof, and recording the same. The Property shall be accepted for open space, park, and recreation

purposes, and placed under the jurisdiction of the Department of Parks and Recreation.

Section 3. In order to pay for necessary capital costs and expenses incurred, or to be incurred, but for which insufficient appropriations were made due to causes that could not reasonably have been foreseen at the time the 2016 budget was adopted, the appropriation for the following in the 2016 Adopted Budget and the project allocation in the 2016-2021 Adopted Capital Improvement Program are increased from the funds shown, as follows:

Fund	Department	Budget Control Level	BCL Appropriation Change	CIP Project Name	Allocation (in \$000's)
2008 Parks Levy Fund (33860)	Department of Parks and Recreation (DPR)	2008 Parks Levy - Neighborhood Park Acquisition (33860-K720010)	\$625,000	Neighborhood Park Acquisitions - 2008 Parks Levy (730010)	(((\$0)) <u>\$625</u> )

Section 4. The Neighborhood Park Acquisitions - 2008 Parks Levy (K730010) project as amended in Attachment A to this ordinance is established in the 2016-2021 Adopted Capital Improvement Program.

Section 5. Any acts consistent with the authority and prior to the effective date of this ordinance are hereby ratified and confirmed.

Section 6. 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 a three-fourths vote of all the members of the City Council the \_\_\_\_ day of \_\_\_\_\_, 2016, and signed by me in open session in authentication of its passage this \_\_\_\_ day of \_\_\_\_\_, 2016.

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

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Edward B. Murray, Mayor

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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

(Seal)

Attachments:  
Attachment A - Updated CIP Project Page