



Legislation Text

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File #: CB 119591, Version: 1

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**CITY OF SEATTLE**

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

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

AN ORDINANCE relating to the City Light Department; declaring certain real property rights surplus to the needs of the City Light Department and authorizing the sale of a portion of the property to Snohomish County for road purposes; reserving an easement for electric transmission line purposes; and accepting the payment of fair market value for the property rights sold.

WHEREAS, the City Light Department (“City Light”) owns certain real property in Snohomish County,

Washington, at the intersection of 35th Avenue Southeast and 164th Street Southeast that is a portion of

City Light’s electric transmission corridor immediately south of the Bothell Substation; and

WHEREAS, Snohomish County must widen 35th Avenue Southeast to accommodate its increased growth and traffic counts; and desires to purchase small portions of City Light’s fee-owned property on each side of 35th Avenue Southeast (the “City Light Property”) for road widening purposes at fair market value of \$41,000; and

WHEREAS, fee-ownership of the City Light Property is not necessary for the continuing operation and maintenance of City Light’s electric transmission lines, and City Light will reserve an easement for all aerial rights above, over, and across the City Light Property to ensure continuing access to City Light’s electric transmission lines and facilities for purposes of construction, operation, maintenance, repair, improvement, and replacement; NOW, THEREFORE,

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

Section 1. Pursuant to the provisions of RCW 35.94.040 and after a public hearing, certain portions of fee-owned property on each side of 35th Avenue Southeast (the “City Light Property”) are no longer needed

for The City of Seattle’s utility purposes and are declared surplus to City needs.

Section 2. The General Manager and Chief Executive Officer of the City Light Department, or the General Manager and Chief Executive Officer’s designee, is authorized to sell and convey the City Light Property to Snohomish County for road widening purposes, by executing a Quit Claim Deed substantially in the form as attached hereto as Attachment 1, with a reservation of a permanent easement by City Light for access to its electric transmission lines and facilities, over, above, across, and through the City Light Property, and to record said Quit Claim Deed with the Snohomish County Auditor’s Office.

Section 3. The General Manager and Chief Executive Officer of City Light is hereby authorized to execute all documents necessary or desirable to accomplish the sale of the City Light Property authorized in Section 1 of this ordinance.

Section 4. The General Manager and Chief Executive Officer of the City Light Department, or the General Manager and Chief Executive Officer’s designee, is authorized to accept payment of \$41,000 for the sale of the City Light Property and deposit the payment into the Light Fund.

Section 5. 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:

Attachment 1 - Quit Claim Deed

Exhibit A - Legal Description

Exhibit B - Map of 35th Ave Sale Area Snohomish County, Washington