

CITY OF SEATTLE
ORDINANCE 126738
COUNCIL BILL 120470

AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights relating to sewer and storm drain easements within Seattle as being surplus to City utility needs; authorizing the General Manager/CEO of Seattle Public Utilities to relinquish such easement rights; and ratifying and confirming certain prior acts.

WHEREAS, certain property improvements were built or are planned to be built by various property owners and customers of Seattle Public Utilities (SPU) within the easements originally granted to The City of Seattle (City) for drainage and wastewater purposes; and

WHEREAS, the City has also determined the following existing drainage and wastewater facility easements are surplus to the City’s needs:

A. The sanitary sewer easement that the City accepted pursuant to Ordinance 125549 and recorded under King County Recording number 20021031001186; and

B. The sanitary sewer easement that the City accepted pursuant to Ordinance 122759 and recorded under King County Recording number 20070924001011; and

WHEREAS, easements are required from customers to allow for the installation, maintenance, and operation of replacement or affected existing sanitary sewers and storm drain facilities; and

WHEREAS, SPU has determined the interests of the City, SPU, and SPU’s customers are best served by relinquishing the above-referenced sewer and storm drain easements; 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 public hearing, certain existing easements to construct, maintain, and operate sewer and storm drain utilities in Seattle,

1 as set forth and legally described in Attachment 1 to this ordinance, are declared no longer
2 required for municipal utility purposes and are surplus to The City of Seattle’s utility needs.

3 Section 2. The General Manager/CEO of Seattle Public Utilities, or the General
4 Manager/CEO’s designee, is authorized to execute, on behalf of The City of Seattle, the
5 relinquishment of all easement property rights and interests set forth and legally described in
6 Attachment 1 to this ordinance.

7 Section 3. Any act consistent with the authority of this ordinance taken prior to its
8 effective date is ratified and confirmed.

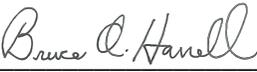
1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 13th day of December, 2022,
5 and signed by me in open session in authentication of its passage this 13th day of
6 December, 2022.

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8 President _____ of the City Council

9 Approved / returned unsigned / vetoed this 15th day of December, 2022.

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11 Bruce A. Harrell, Mayor

12 Filed by me this 15th day of December, 2022.

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14 Elizabeth M. Adkisson, Interim City Clerk

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20 Attachments:
21 Attachment 1 – Descriptions of Relinquished Easements

ATTACHMENT 1 – Descriptions of Relinquished Easements

1. Description of easement relinquished by document King County Recording Number 20190314000281 (SPU file number 2002-36-03)

- a. Type: Sanitary Sewer Easement**
- b. Grantor: William C. Reilly and Susan K. Reilly, husband and wife**
- c. Title of Instrument: Easement**
- d. Recording No. 20021031001186**
- e. Recording Date: October 31, 2002**
- f. Legal Description:**

All that portion of Lot 15 Assessors Plat of Carleton Highlands according to the plat thereof found in Volume 33 of Plats, Page 26, records of King County, Washington, described as follows:

Beginning at the southwest corner of said Lot 15;

Thence northwesterly along the west line thereof and the arc of a 51.00-foot radius curve whose center point bears North 63° 45' 40" East through a central angle of 32° 09' 35" an arc distance of 28.63 feet;

Thence continue North 05° 55' 15" East along said west line 11.38 feet to a point hereinafter known as Point A;

Thence South 89° 39' 17" East 14.00 feet;

Thence South 00° 20' 43" West 6.46 feet;

Thence South 83° 36' 51" East 13.78 feet;

Thence North 76° 12' 02" East 55.00 feet;

Thence South 13° 47' 58" East 10.00 feet;

Thence South 76° 12' 02" West 68.94 feet;

Thence South 00° 46' 47" West 18.16 feet to the south line of said Lot 15;

Thence North 89° 17' 30" West 12.45 feet to the True point of Beginning.

Also;

Commencing at the aforementioned Point A;

Thence continue North 05° 55' 15" East along the west line of said Lot 15 a distance of 21.39 feet and the True Point of Beginning;

Thence continue North 05° 55' 15" East along the west line of said Lot 15 a distance of 17.18 feet to a point hereinafter known as Point B;

Thence North 84° 56' 45" East 72.57 feet;

Thence South 13° 58' 38" East 10.00 feet;

Thence South 76° 01' 22" West 50.00 feet;

Thence South 86° 31' 22" West 28.01 feet to the True Point of Beginning.

Also;

Commencing at the aforementioned Point B;

Thence continue North 05° 55' 15" East along the west line of said Lot 15 a distance of 20.74 feet and the True Point of Beginning;

Thence continue North 05° 55' 15" East along the west line of said Lot 15 a distance of 9.12 feet;

Thence continue North 06° 05' 19" East 7.81 feet to the northwest corner of said Lot 15;

Thence South 89° 17' 29" East along the north line thereof 74.20 feet;

Thence South 06° 28' 36" East 7.25 feet;

Thence South 83° 31' 24" West 77.27 feet to the True Point of Beginning.

2. Description of easement relinquished by document King County Recording Number 20190806000712 (SPU file number 2003-27-004)

- a. **Type: Sanitary Sewer Easement**
- b. **Grantor: Mary Helen Heffernan; Rosen Investment Company**
- c. **Title of Instrument: Easement**
- d. **Recording No.: 20070924001011**
- e. **Recording Date: September 24, 2007**
- f. **Legal Description:**

That portion of the South half of vacated south Hanford Street, adjoining and (To Be) attached by operation of the law to Parcel "A" of City of Seattle Lot Boundary Adjustment (LBA) No. 2200904 Recorded under Recording Number 20030410900009, Records of King County, Washington, described as follows:

Th North 32 feet of the West 35 feet thereof.

Containing an area of 1,120 square feet

TOGETHER WITH,

That portion of the North half of vacated south Horton street, adjoining and (To Be) attached by operation of law to Parcel "A" of City of Seattle Lot Boundary Adjustment (LBA) No. 2200904 recorded under Recording Number 20030410900009, records of King County, Washington, described as follows:

The North 13 feet of the West 8 feet thereof.

Containing an area of 104 square feet.