

CITY OF SEATTLE
ORDINANCE 126736
COUNCIL BILL 120474

AN ORDINANCE relating to Seattle Public Utilities; declaring the real property rights relating to a water utility easement 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, on December 30, 2003, SPU acquired a watermain easement from John Colasurdo and Elizabeth J. Colasurdo for the installation of a watermain and facilities in connection with a private development project located at 1010 SW 122nd Street in the City of Burien (the “Property”), and

WHEREAS, the project was never completed and the watermain was never installed; and

WHEREAS, in 2019 the current owner of the Property requested that Seattle Public Utilities (SPU) relinquish the easement; and

WHEREAS, the City has determined that the watermain easement is surplus to the City’s needs;

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, a certain existing easement to construct, maintain, and operate a water mainline facility in the City of Burien, as set forth and legally described in Attachment 1 to this ordinance, is declared no longer required for municipal utility purposes and is surplus to The City of Seattle’s utility needs.

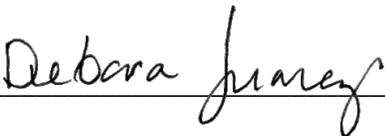
Section 2. The General Manager/CEO of Seattle Public Utilities, or the General Manager/CEO’s designee, is authorized to execute, on behalf of The City of Seattle, the relinquishment of the easement property rights and interests, generally described below, and legally described in Attachment 1 to this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

1 A. The watermain easement that the City accepted pursuant to Ordinance 124672, King
2 County Recording 20031230001407; and

3 Section 3. Any act consistent with the authority of this ordinance taken prior to its
4 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.

7 
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

15 (Seal)

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18 Attachments:
19 Attachment 1 - Legal Description of Relinquished Easement

ATTACHMENT 1 – Legal Description of Relinquished Easement

1. Description of easement relinquished by document King County Recording Number 20191211001061 (SPU File Number 312-008)

- a. **Type: Easement**
- b. **Grantor: John Colasurdo and Elizabeth J. Colasurdo**
- c. **Title of Instrument: Water Main Easement**
- d. **Recording No.: 20031230001407**
- e. **Recording Date: December 30, 2003**
- f. **Legal Description:**

That portion of Lot 1, Block 6, Jordan's Acre Gardens, according to the plat thereof recorded in Volume 7 of Plats, Page 84, Records of King County, Washington, described as follows:

Beginning at the intersection of the South line of the North 100 feet of said Lot 1 with the East margin of 11th Place Southwest (formerly known as Burien Way and originally established by the County Commissioners of King County, Washington as Joseph Ambaum Road No. 898); thence North 10° 45' 00" East along said East margin a distance of 35.89 feet; thence South 09° 22' 08" East a distance of 12.08 feet to the beginning of a tangent curve to the left with a radius of 10.66 feet; thence along said curve a distance of 9.79 feet; thence South 88° 19' 27" East to the East line of said Lot 1, thence south along said East line to said South line of the North 100 feet of said Lot 1; thence west along said South line to the point of beginning of this description;

Situate in the County of King, State of Washington