



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 119211

Record No.: CB 119211

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125548

In Control: City Clerk

File Created: 02/13/2018

Final Action: 03/30/2018

**Title:** AN ORDINANCE relating to Seattle Public Utilities; accepting easements granted to The City of Seattle for installation, operation and maintenance of hydrants, water mains, domestic meter vaults, fire service meters and appurtenances necessary for water utility purposes at various locations in Seattle; placing the property rights and interests conveyed by the easements under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Herbold

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att 1 - Acquired Easements Legal Descriptions

Drafter: bob.hennessey@seattle.gov

Filing Requirements/Dept Action:

### History of Legislative File

Legal Notice Published:

Yes

No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	02/26/2018	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	02/27/2018	sent for review	Council President's Office			
1	Council President's Office	03/02/2018	sent for review	Civil Rights, Utilities, Economic Development, and Arts Committee			

Action Text: The Council Bill (CB) was sent for review. to the Civil Rights, Utilities, Economic Development, and Arts Committee

Notes:

Legislative Summary Continued (CB 119211)

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- 1 Full Council 03/12/2018 referred Civil Rights,  
Utilities,  
Economic  
Development, and  
Arts Committee
- 1 Civil Rights, Utilities, 03/13/2018 pass Pass  
Economic Development,  
and Arts Committee  
**Action Text:** The Committee recommends that Full Council pass the Council Bill (CB).  
**Notes:**  
In Favor: 3 Chair Herbold, Vice Chair Sawant, Member O'Brien  
Opposed: 0
- 1 Full Council 03/19/2018 passed Pass  
**Action Text:** The Council Bill (CB) was passed by the following vote, and the President signed the Bill:  
**Notes:**  
In Favor: 8 Councilmember Bagshaw, Councilmember González , Council  
President Harrell, Councilmember Herbold, Councilmember Johnson,  
Councilmember Mosqueda, Councilmember O'Brien, Councilmember  
Sawant  
Opposed: 0
- 1 City Clerk 03/23/2018 submitted for Mayor  
Mayor's signature
- 1 Mayor 03/30/2018 Signed
- 1 Mayor 03/30/2018 returned City Clerk
- 1 City Clerk 03/30/2018 attested by City Clerk  
**Action Text:** The Ordinance (Ord) was attested by City Clerk.  
**Notes:**
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**CITY OF SEATTLE**

**ORDINANCE** 125548

**COUNCIL BILL** 119211

AN ORDINANCE relating to Seattle Public Utilities; accepting easements granted to The City of Seattle for installation, operation and maintenance of hydrants, water mains, domestic meter vaults, fire service meters and appurtenances necessary for water utility purposes at various locations in Seattle; placing the property rights and interests conveyed by the easements under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

WHEREAS, to construct, operate and maintain hydrants, water mains, domestic meter vaults, fire service meters and appurtenances located on private property for water utility purposes, the City requires easements from private property owners; and

WHEREAS, certain private property owners have developed and improved their property and have granted easements to the City as a condition of the installation of necessary water facilities; NOW, THEREFORE,

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

Section 1. The City of Seattle hereby accepts the easements granted to the City of Seattle for water utility purposes over, under, across, and upon the real property generally described below and legally described in Attachment 1 attached to this ordinance.

Grantor: Shorewood Apartment, LLC, grants and conveys to the City an easement for hydrant and appurtenances in the vicinity of 16<sup>th</sup> Avenue South and Southwest 112<sup>th</sup> Street, King County, Washington, as recorded under King County Recording No. 20050602000093; and

Grantors: Venny Van, as a separate estate, and Phong Le, as a separate estate, grant and convey to the City an easement for hydrant and appurtenances in the vicinity of Renton Avenue South and 54<sup>th</sup> Avenue South, Seattle, Washington, as recorded under King County Recording No. 20160310000828.

1 Grantor: JC Maybeck LLC, a Washington Limited Liability Company, grants and  
2 conveys to the City an easement for water main and appurtenances in the vicinity of Southwest  
3 Spokane Street and Fauntleroy Avenue Southwest, Seattle, Washington, as recorded under King  
4 County Recording No. 20160811000352.

5 Grantors: MHNW 10 Othello West LP and MHNW 9 Othello East LP grant and convey  
6 to the City an easement for domestic meter vault, a fire service meter and appurtenances in the  
7 vicinity of Martin Luther King Jr Way South and South Myrtle Street, Seattle, Washington, as  
8 recorded under King County Recording No. 20161107000327.

9 Section 2. The real property rights and interests conveyed by the easements referenced  
10 and accepted in this ordinance shall be placed under the jurisdiction of Seattle Public Utilities.

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

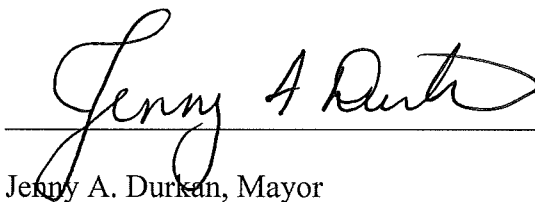
1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by  
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 19<sup>th</sup> day of March, 2018,  
5 and signed by me in open session in authentication of its passage this 19<sup>th</sup> day of  
6 March, 2018.

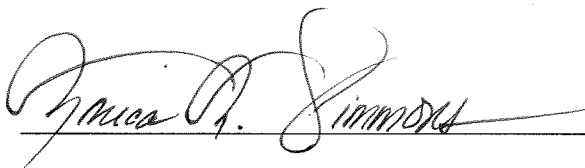
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8 President \_\_\_\_\_ of the City Council

9 Approved by me this 30<sup>th</sup> day of March, 2018.

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11 Jenny A. Durkan, Mayor

12 Filed by me this 30<sup>th</sup> day of MARCH, 2018.

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14 Monica Martinez Simmons, City Clerk

15 (Seal)  
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21 Attachments:  
22 Attachment 1 – Acquired Easements Legal Descriptions

ATTACHMENT 1 – Acquired Easements Legal Descriptions

**1. Description of easement acquired by document King County Recording Number 20050602000093. (SPU File number 302-010)**

- a. **Type: Easement**
- b. **Grantor: Shorewood Apartment, LLC**
- c. **Title of Instrument: Hydrant Easement**
- d. **Recording No.: 20050602000093**
- e. **Recorded Date: June 2, 2005**
- f. **Legal Description:**

That portion of the South half of Lot 33, Hood and Carr's First Addition to West Seattle, according to the plat thereof recorded in Volume 6 of Plats, Page 3, in King County, Washington, except the West 40 feet thereof conveyed to King County for Road purposes by deeds recorded under recording number 50871 and 5113270; described as follows:

Beginning at the Southwest corner of the above said Lot 33;  
Thence North 01° 25' 21" East for a distance of 48.64 feet to the True Point of Beginning;  
Thence continuing North 01° 25' 21" East for a distance of 8' feet (sic);  
Thence South 88° 34' 39" East for a distance of 4' feet (sic);  
Thence South 01° 25' 21" West for a distance of 8' feet (sic);  
Thence North 88° 34' 39" West for a distance of 4' feet (sic) to the True Point of Beginning  
Situate in the County of King, State of Washington

**2. Description of easement acquired by document King County Recording Number 20160310000828. (SPU File number 306-009)**

- a. **Type: Easement**
- b. **Grantors: Venny Van, as a separate estate, and Phong Le, as a separate estate**
- c. **Title of Instrument: Public Utilities Easement**
- d. **Recording No.: 20160310000828**
- e. **Recorded Date: March 10, 2016**
- f. **Legal Description:**

That portion of Parcel A of Lot Boundary Adjustment no. 9804401, recorded under Recording No. 9904269013, records of King County, Washington, located in Northeast quarter of the Northwest quarter of Section 02, Township 23 North, Range 4 East, W.M., City of Seattle, State of Washington, more particularly described as follows:

COMMENCING at the Northeast corner of Said Parcel A;  
THENCE South 01° 29' 31" West, 53.35 feet along the East line of said Parcel A;  
THENCE South 28° 21' 10" East, 12.54 feet along said East line to a point of tangency;

THENCE Southerly along said East line, being the arc of a curve to the right, having a radius of 10.00 feet, through a central angle of 20° 19' 54", and an arc length of 3.55 feet to the TRUE POINT OF BEGINNING;  
THENCE CONTINUING Southwesterly along said East line and curve through a central angle of 83° 28' 30", a distance of 14.57 feet to the South line of said Parcel A, being a point of reverse curvature;  
THENCE Southwesterly along said South line, being the arc of a curve to the left, having a radius of 34.00 feet, through a central angle of 40° 40' 03", and an arc length of 24.13 feet;  
THENCE South 34° 47' 11" West, 23.01 feet along said South line to an angle point in said South line;  
THENCE North 55° 12' 49" West, 10.00 feet along said South line;  
THENCE North 34° 47' 11" East, 23.01 feet to a point of tangency;  
THENCE Northeasterly along the arc of a curve to the right, having a radius of 44.00 feet, through a central angle of 53° 43' 03", and an arc length of 41.25 feet to the TRUE POINT OF BEGINNING.

**3. Description of easement acquired by document King County Recording Number 20160811000352. (SPU File number 55-007)**

- a. **Type: Easement**
- b. **Grantors: JC Maybeck LLC, a Washington Limited Liability Company**
- c. **Title of Instrument: Water Main Easement**
- d. **Recording No.: 20160811000352**
- e. **Recorded Date: August 11, 2016**
- f. **Legal Description:**

That portion of Lots 1, 2, 4, 5 and 6, City of Seattle Short Subdivision No. 9205663, recorded under Recording No. 9608130752, records of King County, Washington, described as follows:

A strip of land 30.00 feet in width having 15.00 feet on each side of the following described centerline:

Commencing at the concrete monument at the intersection of Southwest Spokane Street and Fauntleroy Avenue Southwest;  
Thence North 88° 34' 21" West, along the centerline of Southwest Spokane Street, a distance of 225.46 feet, to a concrete monument marking the intersection with 33<sup>rd</sup> Avenue Southwest, to the north;  
Thence South 01° 25' 25" West, 20.00 feet to an angle point on the south margin of Southwest Spokane Street;  
Thence North 88° 34' 35" West, along said south margin, 8.88 feet, to the point of beginning of this centerline description;  
Thence South 01° 51' 38" East 59.44 feet, to the beginning of a curve to the left having a radius of 110.00 feet;

Thence southeasterly, along said curve, through a central angle of  $12^{\circ} 38' 22''$  and an arc distance of 24.27 feet, to a point of tangency;  
Thence South  $14^{\circ} 30' 00''$  East 10.09 feet, to a point hereafter referred to as Point "A";  
Thence continuing South  $14^{\circ} 30' 00''$  East 26.24 feet, to the beginning of a curve to the left having a radius of 25.00 feet;  
Thence southeasterly, along said curve, through a central angle of  $64^{\circ} 51' 37''$  and an arc distance of 28.30 feet, to a point of tangency;  
Thence South  $79^{\circ} 21' 37''$  East 9.88 feet, to the beginning of a curve to the left having a radius of 111.00 feet;  
Thence easterly, along said curve, through a central angle of  $18^{\circ} 33' 00''$  and an arc distance of 35.94 feet, to a point of tangency;  
Thence North  $82^{\circ} 05' 52''$  East 9.32 feet, to the beginning of a curve to the left having a radius of 25.00 feet;  
Thence northeasterly, along said curve, through a central angle of  $74^{\circ} 33' 41''$  and an arc distance of 32.53 feet, to a point of tangency;  
Thence North  $07^{\circ} 32' 10''$  East 39.29 feet, to the beginning of a curve to the left having a radius of 111.00 feet;  
Thence northeasterly, along said curve, through a central angle of  $6^{\circ} 41' 45''$  and an arc distance of 12.97 feet, to a point of tangency;  
Thence North  $00^{\circ} 50' 25''$  East 61.99 feet, to a point on said south margin and the terminus of this centerline description;

The sidelines of said strip shall be lengthened or shortened to intersect with said southerly margin of Southwest Spokane Street;

Together with that portion of said Lot 5 described as follows:

Commencing at the hereinbefore mentioned Point "A";  
Thence South  $72^{\circ} 41' 17''$  West 15.02 feet, to the intersection with the southwesterly margin of the hereinbefore described 30.00 foot strip, and the Point of Beginning;  
Thence continuing South  $72^{\circ} 41' 17''$  West 4.02 feet, to the beginning of a curve to the right having a radius of 5.00 feet;  
Thence southwesterly, northerly, and northeasterly, along said curve, through a central angle of  $180^{\circ} 00' 00''$  and an arc distance of 15.71 feet, to a point of tangency;  
Thence North  $72^{\circ} 41' 17''$  East 4.51 feet, to the intersection with said southwesterly margin;  
Thence South  $14^{\circ} 30' 00''$  East, along said southwesterly margin, 10.01 feet, to the Point of Beginning;

Together with that portion of said Lot 1 described as follows:

Commencing at the terminus point of the hereinbefore mentioned centerline description, being a point on the southerly margin of Southwest Spokane Street;  
Thence South  $88^{\circ} 34' 21''$  East, along said southerly margin 16.51 feet, to the Point of Beginning;  
Thence South  $01^{\circ} 44' 56''$  West 1.09 feet, to the beginning of a curve to the left having a radius of 5.00 feet;



Thence southerly, easterly and northerly, along said curve, through a central angle of 180° 00' 00" and an arc distance of 15.71 feet, to a point of tangency;  
Thence North 01° 44' 56" East 1.15 feet to said southerly margin;  
Thence North 88° 34' 21" West, along said southerly margin, 10.00 feet, to the Point of Beginning.

**4. Description of easement acquired by document King County Recording Number 20161107000327. (SPU File number 73-021)**

- a. **Type: Easement**
- b. **Grantors: MHNW 10 Othello West LP and MHNW 9 Othello East LP**
- c. **Title of Instrument: Water Service Easement**
- d. **Recording No.: 20161107000327**
- e. **Recorded Date: November 7, 2016**
- f. **Legal Description:**

That portion of Parcel B, City of Seattle Lot Boundary Adjustment No. 3017709, recorded under Recording No. 20141121900005, in King County, Washington, EXCEPT that portion conveyed to the City of Seattle for alley purposes under Recording No. 20151102000202 described as follows:

BEGINNING at the Northwest corner of said Parcel B;  
Thence S 20° 15' 34" E along the Southwesterly line of said Parcel B and the Northeasterly margin of Martin Luther King Way South a distance of 6.73 feet to the TRUE POINT OF BEGINNING of the herein described easement;  
Thence N 69° 44' 26" E, departing said Southwesterly line and Northeasterly margin, a distance of 7.00 feet to a point of curve;  
Thence Northeasterly and Southeasterly along an arc of a curve to the right, said curve having a radius of 5.00 feet, through a central angle of 90° 00' 00" a distance of 7.85 feet;  
Thence S 20° 15' 34" E a distance of 4.67 feet to a point of curve;  
Thence Southeasterly and Southwesterly along an arc of a curve to the right, said curve having a radius of 5.00 feet, through a central angle of 90° 00' 00" a distance of 7.85 feet;  
Thence S 69° 44' 26" W a distance of 7.00 feet to said Southwesterly line and Northeasterly margin;  
Thence N 20° 15' 34" W along said Southwesterly line and Northeasterly margin a distance of 14.67 feet to the TRUE POINT OF BEGINNING.

Easement contains approximately 165 square feet.