



SEATTLE CITY COUNCIL

Legislative Summary

CB 119412

Record No.: CB 119412

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125745

In Control: City Clerk

File Created: 09/25/2018

Final Action: 12/20/2018

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	10/09/2018	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	10/09/2018	sent for review	Council President's Office			
	Action Text: The Council Bill (CB) was sent for review. to the Council President's Office						
	Notes:						
1	Council President's Office	10/17/2018	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:

- | | | | | | |
|---|---|------------|----------|---|------|
| 1 | City Council | 12/03/2018 | referred | Civil Rights,
Utilities,
Economic
Development, and
Arts Committee | |
| 1 | Civil Rights, Utilities,
Economic Development,
and Arts Committee | 12/11/2018 | pass | | Pass |

Action Text: The Committee recommends that City Council pass the Council Bill (CB).

Notes:

In Favor: 2 Chair Herbold, Member O'Brien

Opposed: 0

- | | | | | | |
|---|--------------|------------|--------|--|------|
| 1 | City Council | 12/17/2018 | passed | | Pass |
|---|--------------|------------|--------|--|------|

Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:

Notes:

In Favor: 6 Councilmember Bagshaw, Councilmember González , Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember O'Brien

Opposed: 0

- | | | | | | |
|---|------------|------------|------------------------------------|------------|--|
| 1 | City Clerk | 12/19/2018 | submitted for
Mayor's signature | Mayor | |
| 1 | Mayor | 12/20/2018 | Signed | | |
| 1 | Mayor | 12/20/2018 | returned | City Clerk | |
| 1 | City Clerk | 12/20/2018 | attested by City Clerk | | |

Action Text: The Ordinance (Ord) was attested by City Clerk.

Notes:

CITY OF SEATTLE

ORDINANCE 125745

COUNCIL BILL 119412

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

WHEREAS, certain 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 (“City”) hereby accepts the easements granted to the City for water utility purposes over, under, across, and upon the real property generally described below and legally described in Attachment 1 to this ordinance.

A. Grantor: Sage Homes Northwest, LLC, grants and conveys to the City an easement for a water main and appurtenances in the vicinity of MLK Jr. Way S and S Dakota St., King County, Washington, as recorded under King County Recording No. 20170509000659; and

B. Grantor: Eastlake 4, LLC, grants and conveys to the City an easement for a hydrant and appurtenances in the vicinity of Fairview Ave. E and E Hamlin St., King County, Washington, recorded under King County Recording No. 20170727000558; and

1 C. Grantor: The State of Washington, acting by and through the Department of
2 Commerce, grants and conveys to the City an easement for a domestic meter vault and
3 appurtenances in the vicinity of Sand Point Way NE and NE 74th St., King County, Washington,
4 as recorded under King County Recording No. 20170822001158; and

5 D. Grantor: Nordic Heritage Museum Foundation, a Washington non-profit
6 corporation, grants and conveys to the City an easement for a water main and appurtenances in
7 the vicinity of NW Market St. and 26th Ave. NW, King County, Washington, as recorded under
8 King County Recording No. 20171108000544; and

9 E. Grantor: Shoreline Investors, LLC, a Washington limited liability company,
10 grants and conveys to the City an easement for a domestic meter vault and appurtenances in the
11 vicinity of Aurora Ave. N and Ronald Pl. N, King County, Washington, as recorded under King
12 County Recording No. 20170828000744; and

13 F. Grantor: Lake City Project Associations LLC, a Washington limited liability
14 company, grants and conveys to the City an easement for a domestic meter vault and
15 appurtenances in the vicinity of Lake City Way NE and NE 140th St., King County, Washington,
16 as recorded under King County Recording No. 20170427000050; and

17 G. Grantor: Aurora Village Associates, III, LLC, a Washington limited liability
18 company, grants and conveys to the City an easement for a domestic meter vault and
19 appurtenances in the vicinity of Aurora Ave. N and N 205th St., King County, Washington, as
20 recorded under King County Recording No. 20170419000598.

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

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

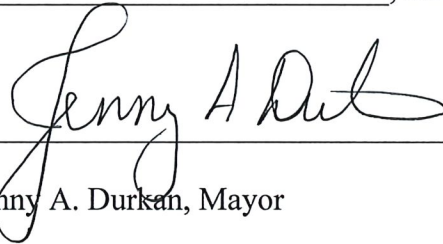
1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 17th day of December, 2018,
5 and signed by me in open session in authentication of its passage this 17th day of
6 December, 2018.

7 

8 President _____ of the City Council

9 Approved by me this 20th day of December, 2018.

10 

11 Jenny A. Durkan, Mayor

12 Filed by me this 20th day of December, 2018.

13 

14 Monica Martinez Simmons, City Clerk

15 (Seal)

16 Attachments:
17 Attachment 1 – Acquired Easements Legal Descriptions

ATTACHMENT 1

1. Description of easement acquired by document King County Recording Number 20170509000659. (SPU File Number 58-010)

- a. **Type: Easement**
- b. **Grantor: Sage Homes Northwest, LLC, a Washington limited liability company**
- c. **Title of Instrument: Domestic Water Service Easement**
- d. **Recording No. 20170509000659**
- e. **Recording Date: May 9, 2017**
- f. **Legal Description:**

THAT PORTION OF PARCELS B, C AND D, CITY OF SEATTLE SHORT SUBDIVISION NO. 3021843, AS PER THE PLAT THEREOF RECORDED UNDER VOLUME 345 OF SURVEYS, PAGE 094 RECORDS OF KING COUNTY, WA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE N.W. CORNER OF SAID PARCEL B; THENCE S 86°42'30" E, 304.02 FT.; THENCE S 01°13'43" W, 20.01 FT.; THENCE N 86°42'30" W, 41.53 FT.; THENCE S 03°17'30" W, 8.31 FT.; THENCE N 86°42'30" W, 29.07 FT.; THENCE N 03°17'30" E, 8.31 FT.; THENCE N 86°42'30" W, 11.43 FT.; THENCE S 03°17'30" W, 8.31 FT.; THENCE N 86°42'30" W, 29.50 FT.; THENCE N 03°17'30" E, 8.31 FT.; THENCE N 86°42'30" W, 45.77 FT.; THENCE S 03°17'30" W, 8.04 FT.; THENCE N 86°42'30" W, 15.96 FT.; THENCE N 03°17'30" E, 6.04 FT.; THENCE N 86°42'30" W, 53.00 FT.; THENCE S 03°17'30" W, 5.00 FT.; THENCE N 86°42'30" W, 19.50 FT.; THENCE N 03°17'30" E, 5.00 FT.; THENCE N 86°42'30" W, 5.50 FT.; THENCE S 03°17'30" W, 5.00 FT.; THENCE N 86°42'30" W, 17.00 FT.; THENCE N 03°17'30" E, 5.00 FT.; THENCE N 86°42'30" W, 35.87 FT.; THENCE N 01°32'30" E, 20.01 FT. TO THE POINT OF BEGINNING.

2. Description of easement acquired by document King County Recording Number 20170727000558 (SPU File Number 23-008)

- a. Type: Easement**
- b. Grantor: Eastlake 4, LLC**
- c. Title of Instrument: Hydrant Easement Agreement**
- d. Recording No. 20170727000558**
- e. Recording Date July 27, 2017**
- f. Legal Description:**

THE NORTH 10.00 FEET OF THE SOUTH 10.50 FEET OF THE EAST 6.50 FEET OF UNIT LOT B OF UNIT LOT SUBDIVISION NUMBER 3021652, RECORDED IN BOOK 339 OF SURVEYS, PAGES 6 THROUGH 9, UNDER RECORDING NUMBER 20160225900024, RECORDS OF KING COUNTY, WASHINGTON.

3. **Description of easement acquired by document King County Recording Number
20170822001158 (SPU File Number 08-003)**

- a. **Type: Easement**
- b. **Grantor: The State of Washington, acting by and through the Department of Commerce**
- c. **Title of Instrument: Water Service Easement**
- d. **Recording No.: 20170822001158**
- e. **Recording Date: August 22, 2017**
- f. **Legal Description:**

A STRIP OF LAND 20.00-FEET IN WIDTH OVER THAT PORTION OF THE EAST ONE-HALF OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 25 NORTH, RANGE 4 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON, SAID EAST ONE-HALF BEING ACQUIRED BY THE U.S. NAVY ON BEHALF OF THE UNITED STATES OF AMERICA BY DEED RECORDED IN THE RECORDS OF KING COUNTY, WASHINGTON IN VOLUME 1306 OF DEEDS AT PAGE 455 (RECORDING NO. 2153940), SAID STRIP HAVING 10.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE;

COMMENCING AT THE INTERSECTION OF THE EAST MARGINAL BOUNDARY OF SAND POINT WAY NORTHEAST AND THE SOUTH MARGINAL BOUNDARY OF NORTHEAST 74TH STREET, SAID POINT BEING THE NORTHWEST CORNER OF PARCEL 10, CITY OF SEATTLE SURVEY RECORDED UNDER RECORDING NO. 20000906900018; THENCE SOUTH 89°13'03" EAST, ALONG SAID SOUTH MARGINAL BOUNDARY OF NORTHEAST 74TH STREET, 290.69 FEET TO THE NORTHEAST CORNER OF SAID PARCEL 10; THENCE SOUTH 01°02'47"W, ALONG THE EAST LINE OF SAID PARCEL 10 AND THE WEST MARGIN OF 62ND AVENUE N.E. AS DEDICATED TO THE CITY OF SEATTLE BY DEED RECORDED UNDER RECORDING NO. 9808190667; A DISTANCE OF 619.95 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED CENTERLINE; THENCE NORTH 88°57'13" WEST 26.00 FEET TO THE TERMINUS OF SAID CENTERLINE.

**4. Description of easement acquired by document King County Recording Number
20171108000544. (SPU File number 11-001)**

- a. **Type: Easement**
- b. **Grantor: Nordic Heritage Museum Foundation, a Washington non-profit corporation**
- c. **Title of Instrument: Water Easement**
- d. **Recording No. 20171108000544**
- e. **Record Date: November 8, 2017**
- f. **Legal Description:**

That portion of the Northeast Quarter of the Southwest Quarter, Section 11, Township 25 North, Range 3 East, W.M., lying within Parcel A of City of Seattle Lot Boundary Adjustment MUP# 3022460, recorded under Recording No. 20160727900006, records of King County, Washington and lying within the 22.5 foot wide strip of land adjoining thereto on the south, described as follows:

Beginning at the most southeasterly corner of said Parcel A;
Thence along the east line of said parcel prolonged southerly, South 00°08'40" West, 22.52 feet;
Thence westerly, along the southerly line of said 22.5 foot wide strip of land, along a non-tangent curve to the left, the center of which bears South 02°14'18" East, having a radius of 1410.19 feet, through a central angle of 05°32'24", an arc distance of 136.35 feet;
Thence South 82°13'18" West, 48.63 feet;
Thence leaving said southerly line, North 07°43'34" West, 31.86 feet;
Thence North 74°59'56" East, 23.70 feet;
Thence North 85°00'09" East, 54.19 feet;
Thence South 07°43'34" East, 10.00 feet to the southerly line of said Parcel A;
Thence easterly along said southerly line, along a non-tangent curve to the right, the center of which bears South 06°37'03" East, having a radius of 1432.69 feet, through a central angle of 04°25'00", an arc distance of 110.44 feet to the Point of Beginning.

Containing 5,051 Sq. Ft. of land, more or less.

5. Description of easement acquired by document King County Recording Number 20170828000744. (SPU File number 208-023)

- a. **Type: Easement**
- b. **Grantor: Shoreline Investors, LLC, a Washington limited liability company**
- c. **Title of Instrument: Water Service Easement**
- d. **Recording No.: 20170828000744**
- e. **Recording Date: August 28, 2017**
- f. **Legal Description:**

Over, under and across the West 6.00 feet of the North 18.00 feet of that portion of the Northwest Quarter of the Northwest Quarter of the Southeast Quarter and of the Southwest Quarter of the Northwest Quarter of the Southeast Quarter of Section 7, Township 26 North, Range 4 East, W.M., records of King County, Washington and vacated portion of Ronald Place, described as follows:

Beginning at southwest corner of said Northwest Quarter of the Northwest Quarter of the Southeast Quarter of Section 7;
thence S 89°05'29" E (South 89°06'21" East deed) along south line thereof 45 feet to a point on easterly margin of Aurora Avenue and the TRUE POINT OF BEGINNING;
thence southerly along said margin being an arc of a curve, the center of which bears North 89°51'32" West 5774.65 a distance of 8.76 feet to a point of tangency;
thence S 00°13'23" W (South 00°13'40" West deed) along said margin 132.84 feet;
thence S 89°05'29" E (South 89°06'21" East deed) parallel to south line of said Northwest Quarter of the Northwest Quarter of the Southeast Quarter of Section 7, 100 feet;
thence N 00°13'23" E (North 00°12'14" East deed) parallel to west line of the Northwest Quarter of the Northwest Quarter of the Southeast Quarter of Section 7, 273.17 feet (273.27 feet deed);
thence N 89°05'34" W (North 89°06'20" West deed) parallel to and 200 feet southerly of measured at right angles along the north line of the south half of the Northwest Quarter of the Northwest Quarter of the Southeast Quarter of Section 7, 86.09 feet (86.01 feet deed) to a point on the easterly margin of Ronald Place as now established;
thence southerly along said easterly margin of Ronald Place being an arc of a curve, the center of which bears S 65°31'26" E (South 65°30'17" East deed) 328.17 feet a distance of 42.08 feet (42.25 feet deed) to intersection with said easterly margin of Aurora Avenue;
thence southerly along said easterly margin of Aurora Avenue 92.06 feet (92.03 feet deed) to the TRUE POINT OF BEGINNING;

EXCEPT that portion conveyed to the City of Shoreline for Right-of-Way by deed recorded under Recording No. 20090608002004, records of King County, Washington.

6. Description of easement acquired by document King County Recording Number 20170427000050. (SPU File Number 221-010)

- a. Type: Easement**
- b. Grantor: Lake City Project Associates LLC**
- c. Title of Instrument: Water Service Easement**
- d. Recording No. 20170427000050**
- e. Recording Date: April 27, 2017**
- f. Legal Description:**

That portion of Lot 18, Block 5, Kenwood Division One, according to the Plat thereof recorded in Volume 21 of Plats, page 29, records of King County, Washington described as follows;

BEGINNING at the intersection of the north line of said lot and the east right of way margin of Primary State Highway No. 2, (Lake City Way Northeast) conveyed to the State of Washington by Deed recorded under Recording Numbers 2998836 records of said county; thence S00°12'37"E, along said right of way margin, 20.10 feet; thence N89°47'23"E 7.33 feet to the east line of the west 17.33 feet of said lot; thence N00°12'37"W, along said east line, 19.89 feet to the north line of said lot; thence N88°36'20"W, along said north line 7.34 feet to THE POINT OF BEGINNING.

Contains 147± square feet, (0.0034±acres)

7. Description of easement acquired by document King County Recording Number 20170419000598. (SPU File Number 202-038)

- a. Type: Easement**
- b. Grantor: Aurora Village Associates, III, LLC**
- c. Title of Instrument: Water Service Easement**
- d. Recording No. 20170419000598**
- e. Recording Date: April 19, 2017**
- f. Legal Description:**

THAT PORTION OF LOT 3 CITY OF SHORELINE BOUNDARY LINE ADJUSTMENT NUMBER SHLA 201869, RECORDED UNDER RECORDING NUMBER 20120131900003, RECORDS OF KING COUNTY, WASHINGTON, LYING WITHIN A 10 FOOT WIDE STRIP OF LAND, BOUND TO THE SOUTH BY THE NORTH LINE OF LOT 6 OF SAID LOT BOUNDARY ADJUSTMENT AND BOUND TO THE NORTH BY THE SOUTH MARGIN OF THAT EXISTING 20 FOOT WIDE EASEMENT FOR WATERLINE RECORDED UNDER RECORDING NUMBER 199405251369, RECORDS OF KING COUNTY, WASHINGTON, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 6;
THENCE SOUTH 88°46'16" EAST ALONG THE NORTH LINE OF SAID LOT 6, A DISTANCE OF 33.34 FEET TO THE POINT OF BEGINNING;
THENCE DEPARTING NORTH 00°58'20" EAST 8.73 FEET TO THE SOUTH MARGIN OF SAID EXISTING WATERLINE EASEMENT;
THENCE SOUTH 88°45'26" EAST ALONG THE SOUTH MARGIN OF SAID EXISTING EASEMENT A DISTANCE OF 10.00 FEET;
THENCE DEPARTING SOUTH 00°58'20" WEST 8.73 FEET TO SAID NORTH LINE OF LOT 6;
THENCE NORTH 88°45'26" WEST ALONG SAID NORTH LINE, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 87 SQUARE FEET (0.0020 ACRE), MORE OR LESS.

SITUTE IN THE CITY OF SHORELINE, COUNTY OF KING, STATE OF WASHINGTON.