



SEATTLE CITY COUNCIL

Legislative Summary

CB 118380

Record No.: CB 118380

Type: Ordinance (Ord)

Status: Attested by City Clerk

Version: 1

124780

In Control: City Clerk

File Created: 03/13/2015

Final Action: 05/22/2015

Title: AN ORDINANCE relating to the Seattle Public Utilities' Arbor Heights Fire Flow Improvements project; accepting an easement for water and sewer purposes over, under, through, across, along and upon property commonly known as 3707 SW 105th Street, King County Assessor Parcel number 022303-9302; and ratifying and confirming certain prior acts.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Bagshaw

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att 1: Easement

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	04/07/2015	Mayor's leg transmitted to Council	City Clerk			
	Action Text:		The Council Bill (CB) was Mayor's leg transmitted to Council. to the City Clerk				
	Notes:						
1	City Clerk	04/07/2015	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	04/08/2015	sent for review	Seattle Public Utilities and Neighborhoods Committee			
	Action Text:		The Council Bill (CB) was sent for review. to the Seattle Public Utilities and Neighborhoods Committee				
	Notes:						

- 1 Full Council 04/27/2015 referred Seattle Public Utilities and Neighborhoods Committee
Action Text: The Council Bill (CB) was referred to the Seattle Public Utilities and Neighborhoods Committee
Notes:
- 1 Seattle Public Utilities and Neighborhoods Committee 05/12/2015 pass Pass
Action Text: The Committee recommends that Full Council pass the Council Bill (CB).
Notes:
In Favor: 3 Chair Bagshaw, Vice Chair Sawant, Member Harrell
Opposed: 0
- 1 Full Council 05/18/2015 passed Pass
Action Text: The Council Bill (CB) was passed by the following vote and the President signed the Bill:
Notes:
In Favor: 9 Councilmember Bagshaw, Council President Burgess, Councilmember Godden, Councilmember Harrell, Councilmember Licata, Councilmember O'Brien, Councilmember Okamoto, Councilmember Rasmussen, Councilmember Sawant
Opposed: 0
- 1 City Clerk 05/19/2015 submitted for Mayor's signature Mayor
Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor
Notes:
- 1 Mayor 05/22/2015 Signed
Action Text: The Council Bill (CB) was Signed.
Notes:
- 1 Mayor 05/22/2015 returned City Clerk
Action Text: The Council Bill (CB) was returned. to the City Clerk
Notes:
- 1 City Clerk 05/22/2015 attested by City Clerk
Action Text: The Ordinance (Ord) was attested by City Clerk.
Notes:
-

CITY OF SEATTLE
ORDINANCE 124780
COUNCIL BILL 118380

AN ORDINANCE relating to the Seattle Public Utilities' Arbor Heights Fire Flow Improvements project; accepting an easement for water and sewer purposes over, under, through, across, along and upon property commonly known as 3707 SW 105th Street, King County Assessor Parcel number 022303-9302; and ratifying and confirming certain prior acts.

WHEREAS, Seattle Public Utilities' Arbor Heights Fire Flow Improvements Project replaced a 2-inch water main with an 8-inch water main to increase and assure water flow for fire suppression; and

WHEREAS, the City of Seattle subsequently discovered it has no property rights where part of the water main crosses property commonly known as 3707 SW 105th Street, King County Assessor Parcel number 022303-9302; and

WHEREAS, the City of Seattle required a recorded easement across said parcel for water and sewer purposes prior to construction; and

WHEREAS, owner of said parcel, Jeanne A. Hedington, donated and granted the needed easement; and

WHEREAS, to keep the project on schedule it was necessary to record the easement document prior to having the easement accepted by a City of Seattle ordinance; NOW,

THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City of Seattle hereby accepts the easement attached as Attachment 1 hereto and recorded under King County recording number 20120627001488, granted to the City

1 by Jeanne A. Hedington, for water and sewer purposes over, under, through, across, along and
2 upon the property commonly known as 3707 SW 105th Street, King County Assessor Parcel
3 number 022303-9302, and legally described as follows:


4 The North 30 feet of the West 65 feet of the East 120.46 feet of the South one-half
5 (1/2) of the Northwest one-quarter (1/4) of the Northeast one-quarter (1/4) of the
6 Southeast one-quarter (1/4) of Section Two (2), Township Twenty-Three (23),
7 North, Range Three East, W. M.; except the South 184 feet thereof, situated in the
8 County of King, State of Washington.

9
10 Section 2. Any act consistent with the authority of this ordinance taken prior to its
11 effective date is hereby ratified and confirmed.


12

1 Section 3. 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.

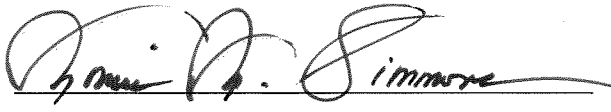
4 Passed by the City Council the 18th day of MAY, 2015, and
5 signed by me in open session in authentication of its passage this
6 18th day of MAY, 2015.

7
8 
9 President _____ of the City Council

10
11 Approved by me this 22 day of MAY, 2015.

12
13 
14 Edward B. Murray, Mayor

15
16 Filed by me this 22nd day of May, 2015.

17
18 
19 Monica Martinez Simmons, City Clerk

20
21
22 (Seal)

23 Attachment 1: Easement

Recording Requested By And
When Recorded Mail To:

City of Seattle
Facilities and Real Property Services
P. O. Box 34018
Seattle, WA 98124-4018

EASEMENT

Reference #s of Documents Released or Assigned: none
Grantors: Jeanne A. Hedington
Grantee: The City of Seattle
Legal Description (abbreviated): W 65 ft of E 120.48 ft of S ½ of NW ¼ of NE ¼ of SE ¼
LESS S 184 ft
Assessor's Tax Parcel ID: 0223039302

Easement Arbor Heights Fire Flow Improvements - DWW RW # 2012-006 – Water R/W # 300-026

THIS EASEMENT made this day by and between **Jeanne A. Hedington**, hereinafter called "Grantor", and The City of Seattle, a municipal corporation of the State of Washington (acting through its agency, Seattle Public Utilities), hereinafter called "The City"; WITNESSETH;

That the Grantor, hereby donates, conveys and grants an Easement to The City, its successors and assigns, for the purposes herein described, over, under, through, across, along and upon property located in King County, Washington, described as follows:

The North 30 feet of the West 65 feet of the East 120.46 feet of the South one-half (1/2) of the Northwest one-quarter (1/4) of the Northeast one-quarter (1/4) of the Southeast one-quarter (1/4) of Section Two (2), Township Twenty-Three (23), North, Range Three East, W. M.; except the South 184 feet thereof, situated in the County of King, State of Washington.

The City or its agents at such times as may be necessary, shall have the right, privilege and authority without prior institution of any suit or proceeding at law, to enter upon said easement area to install, construct, reconstruct, erect, alter, improve, repair, operate, retire, and maintain water and sewer mains, and any appurtenances to either main, including but not limited to connecting water and sewer service pipes, hydrants and meters.

The Grantor hereby agrees to allow the existing 2- inch water main to be retired in place.

This Easement in no way is intended to limit any other rights the Grantor legally has from using the property for any other purpose that does not conflict with the rights herein granted.

The Grantor hereby represents and warrants to the City that she is the sole owner of the Easement Area and has the power and authority to convey the rights herein granted to the City.

This Easement and each of the terms, provisions, conditions and covenant herein, shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, successor and assigns.

Grantor:

Jeanne A. Hedington 4/23/2012
Jeanne A. Hedington Date

STATE OF WA)
COUNTY OF King) ss

I certify that I know or have satisfactory evidence that **Jeanne A. Hedington** is the person who appeared before me, and said (person/people) acknowledged that she signed this and acknowledged it as her free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: 4-23-2012

Irina G Kokosh
Name (Print) IRINA KOKOSH

Notary Public in and for the State of.

WA

Residing at Seattle

My appointment expires 01-16-2016

