



# SEATTLE CITY COUNCIL

## Legislative Summary

Res 31804

Record No.: Res 31804

Type: Resolution (Res)

Status: Adopted

Version: 1

Ord. no:

In Control: City Clerk

File Created: 03/08/2018

Final Action: 03/19/2018

**Title:** A RESOLUTION setting the public hearing on the petition of the Washington State Convention Center for the vacation of the alley in Block 33, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 43, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 44, Heirs of Sarah A. Bell's 2nd Addition; a subterranean portion of Terry Avenue between Howell Street and Olive Way; and a subterranean portion of Olive Way between 9th Avenue and Boren Avenue, in the Denny Triangle Neighborhood of the Downtown Urban Center area of Seattle, according to Chapter 35.79 of the Revised Code of Washington, Chapter 15.62 of the Seattle Municipal Code, and Clerk File 314338.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: O'Brien

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: patrick.wigren@seattle.gov

Filing Requirements/Dept Action:

### History of Legislative File

Legal Notice Published:

Yes

No

Ver- sion:	Action Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Clerk	03/13/2018	sent for review	Council President's Office			
	Action Text: The Resolution (Res) was sent for review. to the Council President's Office						
	Notes:						
1	Council President's Office	03/15/2018	sent for review	Full Council			
	Action Text: The Resolution (Res) was sent for review. to the Full Council						
	Notes:						
1	Full Council	03/19/2018	referred	Full Council			

**Legislative Summary Continued (Res 31804)**

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**Action Text:** The Resolution (Res) was referred. to the Full Council

**Notes:**

1 Full Council 03/19/2018 adopted

Pass

**Action Text:** The Motion carried, the Resolution (Res) was adopted by the following vote, and the President signed the Resolution:

**Notes:** Motion was made and duly seconded to adopt Resolution 31804.

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 03/19/2018 attested by City Clerk

**Action Text:** The Resolution (Res) was attested by City Clerk.

**Notes:**

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CITY OF SEATTLE

RESOLUTION 31804

A RESOLUTION setting the public hearing on the petition of the Washington State Convention Center for the vacation of the alley in Block 33, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 43, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 44, Heirs of Sarah A. Bell's 2nd Addition; a subterranean portion of Terry Avenue between Howell Street and Olive Way; and a subterranean portion of Olive Way between 9th Avenue and Boren Avenue, in the Denny Triangle Neighborhood of the Downtown Urban Center area of Seattle, according to Chapter 35.79 of the Revised Code of Washington, Chapter 15.62 of the Seattle Municipal Code, and Clerk File 314338.

WHEREAS, the Washington State Convention Center has filed a petition with the City Council to vacate public property; and

WHEREAS, the petition is signed by the owners of more than two-thirds of the property abutting on the subject area; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE THAT:**

Section 1. A hearing by the Seattle City Council for the petition to vacate the alley in Block 33, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 43, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 44, Heirs of Sarah A. Bell's 2nd Addition; a subterranean portion of Terry Avenue between Howell Street and Olive Way; and a subterranean portion of Olive Way between 9th Avenue and Boren Avenue, has been scheduled to take place during the Council's Sustainability and Transportation Committee meeting on Wednesday, April 18, 2018, starting at 5:00 p.m., in the City Council Chambers, Floor 2, City Hall. The Sustainability and Transportation Committee of the City Council will consider the petition when Clerk File 314338 is before the committee according to the Committee's agenda.

The City Clerk is directed to give the notice of the hearing in the manner provided by law. A map, indicating the property described in the petition, shall be affixed to and become part

1 of the notice that shall be posted by the street vacation petitioner in a conspicuous place on the  
2 right-of-way sought to be vacated.

3 Section 2. The hearing will provide opportunity for comments on the vacation of the  
4 rights-of-way described as:

5 **BLOCK 33**

6 ALL OF THAT PORTION OF A 16 FOOT WIDE ALLEY LYING SOUTH OF THE  
7 SOUTH MARGIN OF HOWELL STREET AND NORTH OF THE NORTH MARGIN  
8 OF OLIVE WAY (FORMERLY KNOWN AS OLIVE STREET), AS SHOWN IN  
9 BLOCK 33, SECOND ADDITION TO THE TOWN OF SEATTLE AS LAID OFF BY  
10 THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY KNOWN AS HEIRS  
11 OF SARAH A BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF SEATTLE, ACCORDING  
12 TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF PLATS, PAGE 121, IN  
13 KING COUNTY, WASHINGTON.

14 **BLOCK 43**

15 ALL OF THAT PORTION OF A 16 FOOT WIDE ALLEY LYING SOUTH OF THE  
16 SOUTH MARGIN OF HOWELL STREET AND NORTH OF THE NORTH MARGIN  
17 OF OLIVE WAY (FORMERLY KNOWN AS OLIVE STREET), AS SHOWN IN  
18 BLOCK 43, SECOND ADDITION TO THE TOWN OF SEATTLE AS LAID OFF BY  
19 THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY KNOWN AS HEIRS  
20 OF SARAH A BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF SEATTLE, ACCORDING  
21 TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF PLATS, PAGE 121, IN  
22 KING COUNTY, WASHINGTON.

23 **BLOCK 44**

24 ALL OF THAT PORTION OF A 16 FOOT WIDE ALLEY LYING SOUTH OF THE  
25 SOUTH MARGIN OF OLIVE WAY (FORMERLY KNOWN AS OLIVE STREET),  
26 AND NORTH OF THE WESTERLY EXTENSION OF THE SOUTH LINE OF LOT 9,  
27 AS SHOWN IN BLOCK 44, SECOND ADDITION TO THE TOWN OF SEATTLE AS  
28 LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY  
29 KNOWN AS HEIRS OF SARAH A BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF  
30 SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF  
31 PLATS, PAGE 121, IN KING COUNTY, WASHINGTON.

32 **TERRY AVENUE SEGMENT**

33 A. SUBSURFACE DEDICATION BEING ALL OF THAT PORTION OF TERRY  
34 AVENUE (FORMERLY KNOWN AS 10TH STREET), BEING A 66-FOOT WIDE  
35 DEDICATED PUBLIC RIGHT OF WAY LYING SOUTH OF THE SOUTH MARGIN  
36 OF HOWELL STREET AND NORTH OF THE NORTH MARGIN OF OLIVE WAY,  
37 AS SHOWN ON THE PLAT OF THE SECOND ADDITION TO THE TOWN OF

1 SEATTLE AS LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED),  
2 COMMONLY KNOWN AS HEIRS OF SARAH A. BELL'S 2<sup>nd</sup> ADDITION TO THE  
3 CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN  
4 VOLUME 1 OF PLATS, PAGE 121, IN KING COUNTY, WASHINGTON;

5 THE VERTICAL LIMITS OF THE ABOVE DESCRIBED LYING BELOW AN  
6 INCLINED PLANE LOCATED EIGHT (8) FEET BELOW THE ESTABLISHED  
7 STREET GRADE, MORE PARTICULARLY DESCRIBED AS HAVING A LOWER  
8 LIMIT ELEVATION OF 136.69 FEET AT THE SOUTHERLY END OF THIS  
9 SEGMENT OF TERRY AVENUE AND AN ELEVATION OF 130.92 FEET AT THE  
10 NORTHERLY END OF THIS SEGMENT OF TERRY AVENUE; SAID ELEVATIONS  
11 DESCRIBED HEREIN ARE EXPRESSED IN TERMS OF NORTH AMERICAN  
12 VERTICAL DATUM OF 1988 (NAVD 88) AS OF THE DATE OF THIS  
13 INSTRUMENT AND ARE BASED UPON CITY OF SEATTLE BENCHMARK 3832-  
14 2205, BEING A 2-INCH DIAMETER BRASS-CAP STAMPED PLS#17676, SET AT  
15 THE NORTH CORNER OF BOREN AVENUE AND OLIVE WAY, 0.4 FEET  
16 NORTHWEST OF TOP OF WHEEL CHAIR RAMP AND 2.4 FEET SOUTH OF THE  
17 POINT OF CURVATURE AT BACK OF SIDEWALK, HAVING AN ELEVATION OF  
18 150.13 FEET;

19 SITUATE IN THE CITY OF SEATTLE, COUNTY OF KING, STATE OF  
20 WASHINGTON.

21 **OLIVE WAY**

22 A SUBSURFACE DEDICATION BEING ALL OF THAT PORTION OF OLIVE WAY  
23 (FORMERLY KNOWN AS OLIVE STREET), BEING A 66-FOOT WIDE  
24 DEDICATED PUBLIC RIGHT OF WAYS LYING EAST OF THE EAST MARGIN OF  
25 9<sup>th</sup> AVENUE (FORMERLY KNOWN AS 9<sup>th</sup> STREET) AND WEST OF THE WEST  
26 MARGIN OF BOREN AVENUE (FORMERLY KNOWN AS 11<sup>th</sup> STREET), AS  
27 SHOWN ON THE PLAT OF THE SECOND ADDITION TO THE TOWN OF  
28 SEATTLE AS LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED),  
29 COMMONLY KNOWN AS HEIRS OF SARAH A. BELL'S 2<sup>nd</sup> ADDITION TO THE  
30 CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN  
31 VOLUME 1 OF PLATS, PAGE 121, IN KING COUNTY, WASHINGTON;

32 THE VERTICAL LIMITS OF THE ABOVE DESCRIBED LYING BELOW AN  
33 INCLINED PLANE LOCATED 8 FEET BELOW THE ESTABLISHED STREET  
34 GRADE MORE PARTICULARLY DESCRIBED AS HAVING AN ELEVATION OF  
35 144.14 FEET AT THE EASTERLY END OF THIS SEGMENT OF OLIVE WAY AND  
36 AN ELEVATION OF 132.15 FEET AT THE WESTERLY END OF THIS SEGMENT  
37 OF OLIVE WAY; TOGETHER WITH THAT PORTION OF TERRY AVENUE LYING  
38 WITHIN THE ABOVE DESCRIBED AREA AND SOUTH OF THE NORTH MARGIN  
39 OF OLIVE WAY AND NORTH OF THE SOUTH MARGIN OF OLIVE WAY.

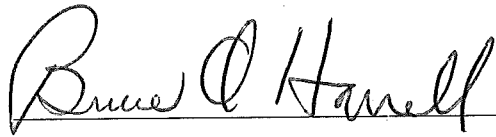
40 SAID ELEVATIONS DESCRIBED HEREIN ARE EXPRESSED IN TERMS OF  
41 NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD 88) AS OF THE DATE

1 OF THIS INSTRUMENT AND ARE BASED UPON CITY OF SEATTLE  
2 BENCHMARK 3832-2205, BEING A 2-INCH DIAMETER BRASS-CAP STAMPED  
3 PLS#17676, SET AT THE NORTH CORNER OF BOREN AVENUE AND OLIVE  
4 WAY, 0.4 FEET NORTHWEST OF TOP OF WHEEL CHAIR RAMP AND 2.4 FEET  
5 SOUTH OF THE POINT OF CURVATURE AT BACK OF SIDEWALK, HAVING AN  
6 ELEVATION OF 150.13 FEET;

7 SITUATE IN THE CITY OF SEATTLE, COUNTY OF KING, STATE OF  
8 WASHINGTON.

9 Or, in the alternative, to vacate any portion of this right-of-way as described above, reserving to  
10 The City of Seattle all necessary slope rights including cuts or fills on the above-described  
11 former right-of-way abutting on the property after the vacation, and further reserving to The City  
12 of Seattle the right to reconstruct, maintain, and operate any existing overhead or underground  
13 utilities in the property until the beneficiaries of the vacation arrange with the owners for their  
14 removal.

1           Adopted by the City Council the 19<sup>th</sup> day of March, 2018,  
2 and signed by me in open session in authentication of its adoption this 19<sup>th</sup> day of  
3 March, 2018.

4 

5 President \_\_\_\_\_ of the City Council

6           Filed by me this 19<sup>th</sup> day of MARCH, 2018.

7 

8 Monica Martinez Simmons, City Clerk

9 (Seal)