



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 118308

Record No.: CB 118308

Type: Ordinance (Ord)

Status: Attested by City Clerk

Version: 1

124719

In Control: City Clerk

File Created: 02/04/2015

Final Action: 02/27/2015

**Title:** AN ORDINANCE relating to Seattle Public Utilities and the 2015 Adopted Budget; authorizing the Director of Seattle Public Utilities to acquire by negotiation or condemnation land and all other necessary property rights located at 5300 24th Avenue NW, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the jurisdiction of Seattle Public Utilities; amending Ordinance 124648 to increase appropriations to the Drainage and Wastewater Fund for the acquisition of the aforementioned property, and ratifying and confirming certain prior acts.

..body  
 Legislative file content exceeds size limit and is attached.

Date

Notes:

Filed with City Clerk:

Sponsors: Bagshaw

Mayor's Signature:

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: jaci.dahlvang@seattle.gov

Filing Requirements/Dept Action:

### Approval History

Version	Date	Approver	Action

**History of Legislative File**

**Legal Notice Published:**

Yes

No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:	
1	Full Council	01/26/2015	referred	Seattle Public Utilities and Neighborhoods Committee				
	<b>Action Text:</b>	The Council Bill (CB) was referred to the Seattle Public Utilities and Neighborhoods Committee						
	<b>Notes:</b>	City Clerk Note: This Council Bill was introduced as version 8. Version 8 is provided in the Full Text.						
1	Seattle Public Utilities and Neighborhoods Committee	02/10/2015	pass				Pass	
	<b>Action Text:</b>	The Committee recommends that Full Council pass the Council Bill (CB). In Favor: 3 Chair Bagshaw, Vice Chair Sawant, Member Harrell Opposed: 0						
1	Full Council	02/17/2015	passed				Pass	
	<b>Action Text:</b>	The Council Bill (CB) was passed by the following vote and the President signed the Bill:						
	<b>Notes:</b>	In Favor: 8 Councilmember Bagshaw, Council President Burgess, Councilmember Clark, Councilmember Godden, Councilmember Licata, Councilmember O'Brien, Councilmember Rasmussen, Councilmember Sawant Opposed: 0						
1	City Clerk	02/17/2015	submitted for Mayor's signature	Mayor				
	<b>Action Text:</b>	The Council Bill (CB) was submitted for Mayor's signature to the Mayor						
	<b>Notes:</b>							
1	Mayor	02/27/2015	Signed					
	<b>Action Text:</b>	The Council Bill (CB) was Signed						
	<b>Notes:</b>							
1	Mayor	02/27/2015	sent to Clerk	City Clerk				
	<b>Action Text:</b>	The Council Bill (CB) was sent to Clerk to the City Clerk						
	<b>Notes:</b>							
1	City Clerk	03/27/2015	attested by City Clerk					
	<b>Action Text:</b>	The Ordinance (Ord) was attested by City Clerk						
	<b>Notes:</b>							

**CITY OF SEATTLE**  
**ORDINANCE** 124719  
**COUNCIL BILL** 118308

1 AN ORDINANCE relating to Seattle Public Utilities and the 2015 Adopted Budget; authorizing  
2 the Director of Seattle Public Utilities to acquire by negotiation or condemnation land  
3 and all other necessary property rights located at 5300 24<sup>th</sup> Avenue NW, Seattle,  
4 Washington for public drainage, wastewater, and general municipal purposes, and to  
5 execute, accept and record deeds and convenient documents and agreements deemed by  
6 the Director to be necessary to this transaction on behalf of the City; placing the  
7 conveyed real properties under the jurisdiction of Seattle Public Utilities; amending  
8 Ordinance 124648 to increase appropriations to the Drainage and Wastewater Fund for  
9 the acquisition of the aforementioned property, and ratifying and confirming certain  
10 prior acts.

11 WHEREAS, the City of Seattle owns and operates a combined sewer system that in some  
12 locations is at risk of overflows during heavy rain events; and

13 WHEREAS, the combined sewer system overflows (CSOs) are governed by the State of  
14 Washington under the terms of a National Pollutant Discharge Elimination System  
(NPDES) permit; and

15 WHEREAS, the terms of the NPDES permit mandate the City of Seattle limit untreated  
16 overflows at each CSO outfall to an average of no more than one per year; and

17 WHEREAS, the City of Seattle is bound by a Federal Consent Decree to construct control  
18 measures to limit untreated overflows in accordance with State of Washington  
requirements by December 31, 2025; and

19 WHEREAS, based on the volume of overflows and their impact on water quality in Salmon Bay  
20 and the Salmon Bay Waterway, Basins 150, 151 and 152 have been identified in the  
21 NPDES permit as a priority for CSO reduction, including regulatory milestones for  
completion of a capital improvement project; and

22 WHEREAS, Seattle Public Utilities (SPU) has determined that addressing this area's ongoing  
23 combined sewer overflow issues is best achieved by pursuing construction of either an  
independent CSO storage tank or a shared CSO storage tunnel with King County; and

24 WHEREAS, anticipating low availability of land in Ballard, SPU launched an early search for  
25 real property and identified preferred locations for a storage tank or tunnel boring site;  
26 and

1 WHEREAS, the City Council has determined that the properties legally described below,  
2 together with other nearby properties whose acquisitions will be authorized through  
3 separate legislation, best meet SPU's needs for a site for a CSO storage tank or CSO  
4 tunnel; NOW, THEREFORE,

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

6 Section 1. Public convenience and necessity require the property identified in the records  
7 of the King County Assessor as Parcel Numbers 046700-0423 and 046700-0431 and commonly  
8 referred to as the former Yankee Grill site, situated in the City of Seattle, County of King, State  
9 of Washington, together with all rights, privileges and other property pertaining thereto,  
10 (hereinafter referred to as the "Yankee Grill Property") legally described in Attachment 2 and  
11 depicted in Attachments 1 and 3, be acquired through negotiation or condemnation, for public  
12 use; namely for drainage and wastewater purposes including, but not limited to, development of  
13 an independent CSO storage tank or shared CSO storage tunnel with King County, and for  
14 general municipal purposes.

15 Section 2. The Director of Seattle Public Utilities or the Director's designee is authorized  
16 on behalf of the City to negotiate and to enter into agreements to acquire the Yankee Grill  
17 Property, and upon payment of just compensation, to accept and record deeds and other  
18 necessary instruments on behalf of the City, and to provide relocation assistance to the extent  
19 required by law to the occupants of the Yankee Grill Property.

20 Section 3. The Seattle City Attorney is authorized to commence and prosecute  
21 proceedings in the manner provided by law to condemn, take, damage, and appropriate in fee  
22 simple the real property or other property rights described in Section 1, after just compensation  
23 has been made or paid into court for the owners thereof in the manner provided by law. The  
24 Seattle City Attorney is further authorized to stipulate for the purpose of minimizing damages.

1 Section 4. In order to pay for necessary capital costs and expenses incurred, or to be  
2 incurred, the appropriation for the following in the 2015 Adopted Budget and the 2015-2020  
3 Adopted Capital Improvement Program is increased for the fund shown, as follows:

4

5 Item	Fund	Department	Budget Control Level	Amount
6 4.1	7 Drainage and Wastewater Fund (44010)	Seattle Public Utilities	Combined Sewer Overflows (C360)	\$5,600,000

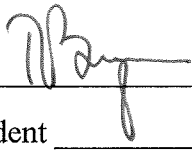
8  
9 Section 5. The Yankee Grill Property, when acquired by the City, shall be placed under  
10 the jurisdiction of Seattle Public Utilities and designated for drainage and wastewater purposes.  
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1 Section 6. Any act consistent with the authority of this ordinance and prior to its  
2 effective date is ratified and confirmed.

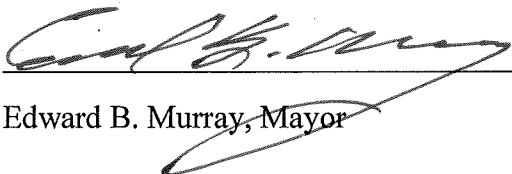
3 Section 7. This ordinance shall take effect and be in force 30 days after its approval by  
4 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
5 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

6 Passed by the City Council the 17<sup>th</sup> day of February, 2015, and  
7 signed by me in open session in authentication of its passage this

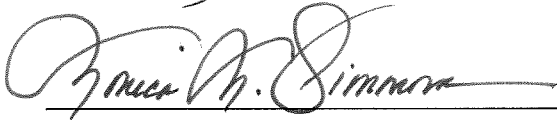
8 17<sup>th</sup> day of February, 2015.

9  
10   
11 President \_\_\_\_\_ of the City Council

12  
13 Approved by me this 27<sup>th</sup> day of February, 2015.

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15   
16 Edward B. Murray, Mayor

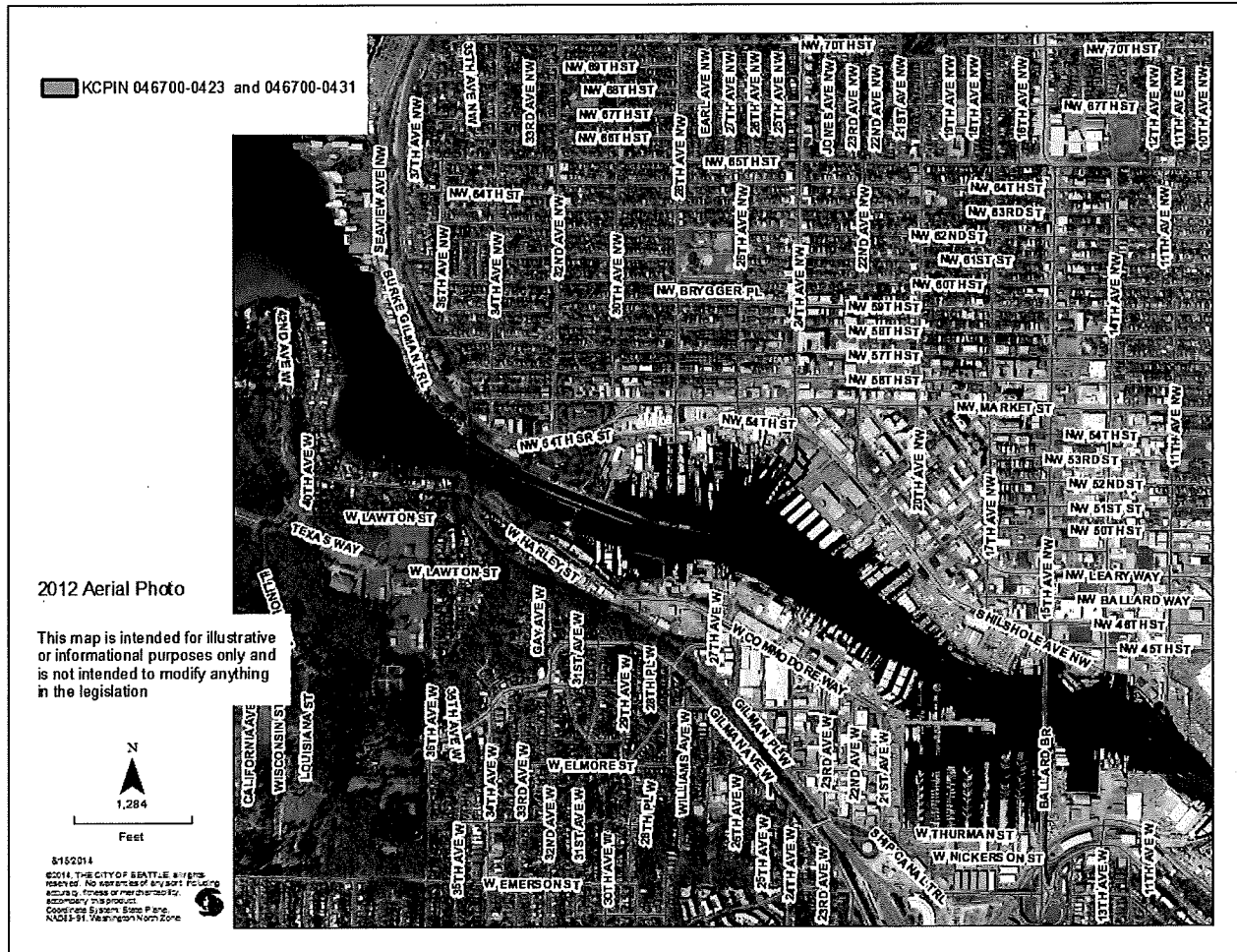
17  
18 Filed by me this 27<sup>th</sup> day of February, 2015.

19  
20   
21 Monica Martinez Simmons, City Clerk

22 (Seal)

23  
24 Attachment 1: Regional Setting  
25 Attachment 2: Legal Description for Yankee Grill Property  
26 Attachment 3: Map of Yankee Grill Property

### Attachment 1: Regional Setting



Attachment 2: Legal Description for Yankee Grill Property

PARCEL A:

That portion of Lots 1, 2 and 3, Block 8, Ballard Tidelands, according to the official maps thereof on file in the Office of the Commissioner of Public Lands at Olympia, Washington, lying within Parcel "B" of City of Seattle Lot Boundary Adjustment No. 8403516, recorded under Recording No. 8502211052, records of King County, Washington, and more particularly described as follows:

Commencing at the monumented intersection of centerlines of rights-of-way of Shilshole Avenue Northwest and that portion of 24th Avenue Northwest to the north, said intersection being monumented with a brass rod in a cased concrete monument, and from which a point defining the commencement of a secondary alignment for that portion of 24th Avenue Northwest to the south bears north  $43^{\circ}29'15''$  west 20.04 feet;  
thence south  $43^{\circ}29'14''$  east 520.88 feet, more or less, along the monumented centerline of right-of-way of said Shilshole Avenue Northwest to a point on the northeasterly prolongation of the southeasterly line of said Parcel "B";  
thence south  $49^{\circ}12'56''$  west 57.34 feet along said prolongation to the southwest margin of the Great Northern Railway right-of-way, and the most easterly corner of said Parcel "B";  
thence along said Parcel "B" boundary the following four courses;  
continuing south  $49^{\circ}12'56''$  west 197.82 feet;  
thence south  $46^{\circ}36'47''$  west 77.08 feet;  
thence south  $40^{\circ}47'04''$  east 44.42 feet;  
thence south  $49^{\circ}12'56''$  west 8.37 feet to the northeasterly line of said Block 8, Ballard Tidelands and the TRUE POINT OF BEGINNING;  
thence along said Parcel "B" boundary the following six courses:  
continuing south  $49^{\circ}12'56''$  west 45.63 feet;  
thence south  $40^{\circ}47'04''$  east 18.44 feet;  
thence south  $49^{\circ}12'56''$  west 148.07 feet;  
thence north  $41^{\circ}14'24''$  west 148.51 feet to the southeasterly margin of right-of-way of said 24th Avenue Northwest;  
thence north  $33^{\circ}29'30''$  east along said margin, a distance of 172.32 feet to the northeasterly line of said Block 8, Ballard Tidelands;  
thence south  $50^{\circ}06'17''$  east along said northeasterly line, 179.13 feet to the TRUE POINT OF BEGINNING.

PARCEL Z:

That portion of Government Lots 2 and 3, Section 11, Township 25 North, Range 3 East, W.M., in King County, Washington, more particularly described as follows:



Commencing at the monumented intersection of centerlines of Shilshole Avenue Northwest and that portion of 24th Avenue Northwest to the north, said intersection being monumented with a brass rod in a cased concrete monument, and from which a point defining the commencement of a secondary alignment for that portion of 24th Avenue Northwest to the south bears north  $43^{\circ}29'15''$  west 20.04 feet;  
thence south  $43^{\circ}29'14''$  east 518.18 feet, more or less, along the monumented centerline of right-of-way of said Shilshole Avenue Northwest to a point on the northeasterly prolongation of the southeasterly line of Parcel "B" of City of Seattle Lot Boundary Adjustment No. 8403516, recorded under Recording No. 8502211052;  
thence south  $49^{\circ}12'56''$  west 57.34 feet along said prolongation to the southwest margin of the Great Northern Railway right-of-way, and the most easterly corner of said Parcel "B";  
thence along said Parcel "B" boundary the following two courses:  
continuing south  $49^{\circ}12'56''$  west 197.82 feet;  
thence south  $46^{\circ}36'47''$  west 11.31 feet to the TRUE POINT OF BEGINNING;  
thence continuing along said Parcel "B" boundary the following three courses:  
south  $46^{\circ}36'47''$  west 65.77 feet;  
thence south  $40^{\circ}47'04''$  east 44.42 feet;  
thence south  $49^{\circ}12'56''$  west 8.37 feet to the northeasterly line of Block 8, Ballard Tidelands, according to the official maps thereof on file in the Office of the Commissioner of Public Lands at Olympia, Washington;  
thence north  $50^{\circ}06'17''$  west along said northeasterly line, a distance of 179.13 feet to the southeasterly margin of right-of-way of 24th Avenue Northwest;  
thence along said southeasterly margin the following two courses:  
north  $33^{\circ}29'30''$  east 36.64 feet;  
thence north  $01^{\circ}01'10''$  east 138.17 feet;  
thence departing south  $40^{\circ}52'18''$  east 146.14 feet;  
thence south  $49^{\circ}07'42''$  west 24.65 feet;  
thence south  $40^{\circ}52'18''$  east 96.11 feet to the TRUE POINT OF BEGINNING;

(Being known as Parcel Z of City of Seattle Lot Boundary Adjustment No. 3011659, recorded under Recording No. 20140108900001, as amended by Affidavit of Correction recorded under Recording No. \_\_\_\_\_.)

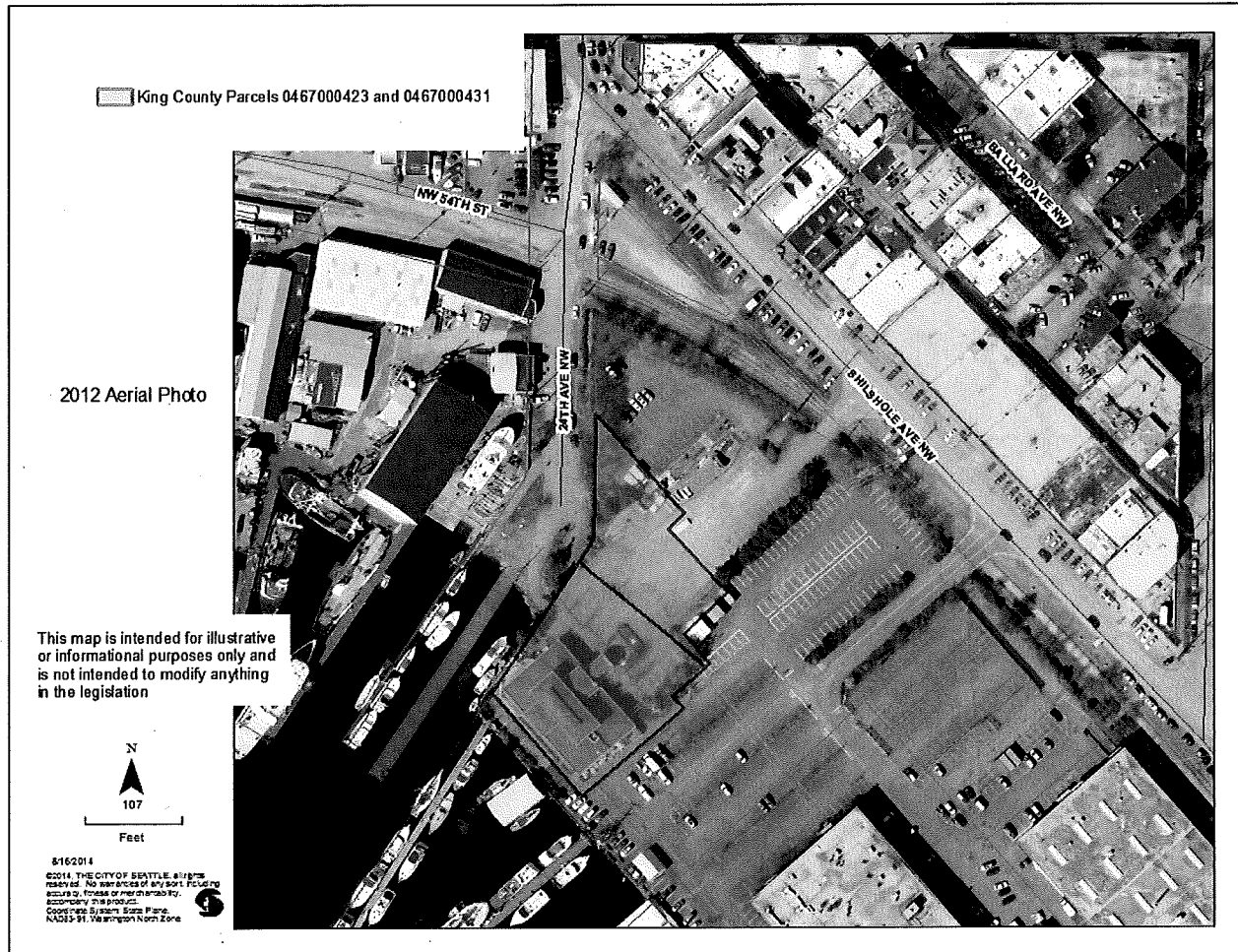
PARCEL Z-1:

An easement for access, 20 feet in width, as delineated on Sheet 4 of City of Seattle Lot Boundary Adjustment No. 3011659, recorded under Recording No. 20140108900001.

Tax Parcel Number: 046700-0423-05 and 046700-0431-05

Situs Address: 5300 24<sup>th</sup> Avenue NW, Seattle, WA 98107

Attachment 3: Map of Yankee Grill Property  
5300 24th Avenue NW  
Seattle, Washington



**FISCAL NOTE FOR CAPITAL PROJECTS ONLY**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Seattle Public Utilities	Ed Mirabella/684-5959	Aaron Blumenthal/3-2656

**Legislation Title:** AN ORDINANCE relating to Seattle Public Utilities and the 2015 Adopted Budget; authorizing the Director of Seattle Public Utilities to acquire by negotiation or condemnation land and all other necessary property rights located at 5300 24<sup>th</sup> Avenue NW, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the jurisdiction of Seattle Public Utilities; amending Ordinance 124648 to increase appropriations to the Drainage and Wastewater Fund for the acquisition of the aforementioned property, and ratifying and confirming certain prior acts.

**Summary and background of the Legislation:** This ordinance authorizes the Director of Seattle Public Utilities (SPU) to acquire the vacant real property at 5300 24th Avenue NW through negotiation or eminent domain (condemnation). A related and accompanying ordinance will authorize the Director of SPU to acquire the adjacent property southeast of the intersection of NW 54th Street and 24th Avenue NW. Other ordinances may be needed for additional properties or real property rights that must be acquired to construct and complete the Combined Sewer Overflow (CSO) project described below.

SPU's CSO program seeks to meet State and Federal permit requirements to reduce the size and number of sewer overflows into receiving water bodies. As part of a Consent Decree to bring the City into compliance with the Federal Clean Water Act, SPU is developing a Long Term Control Plan (LTCP) to reduce combined sewer overflows. The draft LTCP was issued last May and presented to the public and regulatory agencies. The final LTCP is on schedule to be issued in 2015. However, work on some projects must begin before the LTCP is finalized to ensure the City meets its regulatory requirements.

One of these projects, the Ballard Fremont Wallingford CSO Project, would address wastewater storage capacity needs in the Ballard and Fremont/Wallingford areas. Nearly 70% of the City's CSO overflows associated with the LTCP occur from these basins.

The subject property contains a vacant restaurant and parking lot. The purchase of this property together with the purchase of the adjacent property southeast of the intersection of NW 54th Street and 24th Avenue NW would provide sufficient area for the construction of a CSO storage tank or storage tunnel sufficient to bring the City into permit compliance for these CSO basins. The parcels are needed irrespective of which storage option is selected. Discussions are under way with King County to partner on the storage tunnel option and to share costs. These properties also have the advantages of being adjacent to an existing City-owned pier and City-owned railroad ROW that would provide excellent access for removal of spoils, materials delivery and other construction related activities that would otherwise disrupt surrounding community with excess trucking impacts.

The Property is on the market and SPU desires to acquire it through a voluntary sale. However, this legislation includes authorization for condemnation should efforts to conclude a voluntary sale not be successful.

<b>Project Name:</b>	<b>Project I.D.:</b>	<b>Project Location:</b>	<b>Start Date:</b>	<b>End Date:</b>
Ballard Fremont Wallingford CSO Storage	C314056	Ballard, Fremont, Wallingford	June 1, 2014	December 31, 2025

Please check any of the following that apply:

This legislation creates, funds, or anticipates a new CIP Project.

This legislation does not have any financial implications.

This legislation has financial implications.

**Appropriations:**

<b>Fund Name and Number</b>	<b>Department</b>	<b>Budget Control Level*</b>	<b>Existing 2014 Appropriation</b>	<b>New 2014 Appropriation (if any)</b>	<b>2015 Anticipated Appropriation</b>
Drainage and Wastewater Fund (44010)	Seattle Public Utilities	C360	\$0	0	\$5,600,000
<b>TOTAL</b>				<b>\$0</b>	<b>\$5,600,000</b>

*\*See budget book to obtain the appropriate Budget Control Level for your department.*

**Appropriations Notes:** Additional appropriation is being sought by the legislation. This purchase will be funded by the existing Ballard Fremont Wallingford CSO Storage Project (C314056) in the 2014 -2020 Drainage & Wastewater Fund Capital Improvement Program. This legislation would appropriate and authorize expenditures for the negotiated purchase in 2015 which includes the negotiated purchase price of \$5.4 million plus related expenses (appraisal, appraisal review, title costs, escrow costs, building improvements, etc.). Land acquisition for an adjacent site will be authorized by another ordinance.

**Spending Plan and Future Appropriations for Capital Projects:**

<b>Spending Plan and Budget</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>
Spending Plan		\$18.4M	\$6.7M	\$5.0M	\$12.6M	\$12.6M
Current Year Appropriation (\$1,000,000's)	\$0M					
Future Appropriations (\$1,000,000's)		\$6.7M	\$6.7M	5.0M	12.6M	12.6M

Spending Plan and Budget Notes: Funding for this project is included in the recently adopted 2015-2020 Strategic Business Plan for SPU. Property acquisition is occurring earlier than the 2019/20 period envisioned in the Plan because the subject parcel is currently for sale. The 2015 Spending Plan anticipates increases to the 2015 Future Appropriation under this legislation and the accompanying legislation for the adjacent "Salmon Bay Hotel" parcel southeast of the intersection of NW 54<sup>th</sup> Street and 24<sup>th</sup> Avenue NW (\$5.6M for this property and \$6.1M for Salmon Bay Hotel). Total projected project costs remain the same. SPU is planning to collaborate on this project with King County which would result in a cost sharing arrangement, but have not finalized our agreement.

**Funding Source:**

<b>Funding Source (Fund Name and Number, if applicable)</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>Total</b>
Drainage & Wastewater Fund DWF 44010		\$5.6M					<b>5.6M</b>
<b>TOTAL</b>		<b>\$5.6M</b>					<b>\$5.6M</b>

Funding Source Notes:

This will be financed as a traditional capital project, with approximately 75% paid for with existing bond proceeds and the remaining 25% paid for with cash. There are no 2015 rate impacts associated with this acquisition, Bond proceeds from the DWF June 2014 issue, already assumed in the 2015 adopted rate, will be used to pay for the debt financed portion. The purchase of this land in 2015 does not increase total project costs but rather re-distributes them over time. Consequently, the average rate increase across the project period remains unchanged although there may be some slight variations in year-on-year increases.

**Bond Financing Required: NA**

**Uses and Sources for Operation and Maintenance Costs for the Project:**

O&M	2014	2015	2016	2017	2018	2019	Total
Uses							
Start Up							
On-going		\$6k	\$6k	\$6k			\$18k
Sources (itemize)		DWF	DWF	DWF			DWF

Operation and Maintenance Notes: Costs identified above are preliminary estimates for maintenance of the property until construction starts and do not include future operations & maintenance costs for a proposed future CSO storage facility. There are no startup costs associated with the property acquisition. LEED standards do not apply.

**Periodic Major Maintenance Costs for the Project: NA**

**Funding sources for replacement of project: NA**

**Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact: NA**

**Other Implications:**

- a) **Does the legislation have indirect financial implications, or long-term implications?**  
 The legislation will help the City meet the requirements of its federal Consent Decree. Funds to purchase the property and to complete the project are allocated in SPU's Drainage and Wastewater Fund. There are cost estimates identified for maintenance of the property which do not include future operations and maintenance costs for a proposed future CSO storage facility.
  
- b) **What is the financial cost of not implementing the legislation?** If the legislation is not approved, SPU would return to performing site selection analysis to identify different parcels for the project. Previous site investigations have shown there are few sites in the area of this size and multiple sites may be required, which could put industrial/commercial companies out of business. Ballard is a rapidly expanding area of the City making it costly and difficult to find a suitable site. Condemnation would most likely be necessary to obtain an alternative site. Costs to purchase an alternative site would undoubtedly increase if the current trend in real estate prices continues to escalate. Alternative sites would most likely have businesses to relocate and structures that would have to be demolished, adding additional costs to the project.

Furthermore, delays in securing a site would jeopardize the project schedule. The City has a federal Consent Decree that requires the CSO project to be completed no later than December 31, 2025, and faces stipulated penalties of \$5,000 per day for failure to complete the CSO Project and \$2,500 per day for each sewer overflow.

- c) Does this legislation affect any departments besides the originating department?**  
No. However, an adjacent dock owned by the Seattle Department of Transportation and maintained by the Department of Parks and Recreation is being considered for use as a barging facility to haul off spoils from the construction of the underground CSO Storage Facility. In addition, the Ballard Railroad, which is privately owned but located on Seattle Department of Transportation land (long-term lease), is being considered for hauling spoils and for delivery of equipment. Discussions are currently underway to secure agreements for the use of both the dock and railroad.
- d) What are the possible alternatives to the legislation that could achieve the same or similar objectives?** If SPU is not able to purchase the subject properties for construction of the new CSO storage facility, additional site selection analysis would have to be performed to find an alternate site, which would result in higher costs and project delays.
- e) Is a public hearing required for this legislation?** No. Considerable public outreach has been conducted to discuss the need to select a preferred location for the CSO storage facility. The project team will conduct additional future public meetings throughout the project.
- f) Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?** Yes. Publication of notice must occur in both the Seattle Times and the DJC once a week for two successive weeks prior to Council SPUN Committee Meeting at which the legislation will be considered for recommended passage by the full Council.
- g) Does this legislation affect a piece of property?** Yes. This legislation authorizes SPU to acquire a private parcel for construction of an underground CSO storage facility. Maps are attached to the Ordinance.
- h) Other Issues:**

**List attachments to the fiscal note below:**

None.



**City of Seattle**  
Edward B. Murray  
Mayor

January 13, 2015

Honorable Tim Burgess  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Burgess:

I am pleased to transmit the attached proposed Council Bill that would authorize acquisition by negotiation or condemnation of property near the intersection of NW 54th Street and 24th Avenue NW. This is one of two ordinances related to a Combined Sewer Overflow (CSO) project in Ballard.

Seattle Public Utilities' CSO program seeks to meet State of Washington permit requirements by reducing the size and number of sewer overflows into receiving water bodies. As part of the Consent Decree to bring Seattle into Federal Clean Water Act compliance, SPU is developing a Long Term Control Plan to reduce combined sewer overflows. While the draft plan was issued last May 2014 and was presented to the public and regulatory agencies, work on some projects must begin before the plan is finalized in 2015.

One of these projects would address wastewater storage capacity in the Ballard and Fremont/Wallingford areas. Nearly 70% of the City's CSOs associated with the Long Term Control Plan occurs from these CSO basins. Based on SPU's modeling and monitoring more than nine million gallons of storage capacity is needed to meet the one overflow per site per year CSO compliance requirement. Discussions are currently underway with King County to partner and share costs on the storage tunnel option that would also bring two of the County's CSOs into compliance.

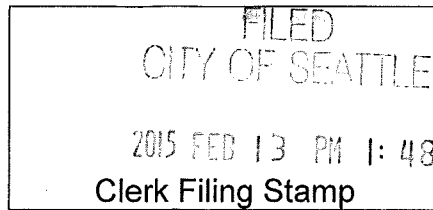
The purchase of this property and an adjacent property (authorization of which is the subject of another Council Bill) would provide sufficient area for the construction of a CSO storage option adequate in size to bring SPU into compliance with permit and Consent Decree requirements for these CSO basins. Thank you for your consideration of this legislation. Should you have questions, please contact J. Edward Mirabella at 684-5959.

Sincerely,

Edward B. Murray  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council





**CERTIFICATE OF MAILING AND PUBLICATION OF NOTICE FOR  
CB118307 and CB118308**

I, Judith Cross, Division Director, Facilities and Real Property, hereby certify as follows:

(Check all that apply below.)

- X 1. On the 22nd day of January, 2015, I mailed via US Postal Service Certified Mail a  
 notice of condemnation or  
X other Notice of City Council Final Action to Adopt an Ordinance Authorizing Condemnation (Eminent Domain),  
a true and correct representative copy of which is attached and designated as Attachment A, to those persons whose names and addresses appear on the attached list as Attachment B.
- X 2. For condemnation legislation: The notice designated in Attachment A constitutes adequate notice to property owners, pursuant to RCW 8.12 and 8.25, that the City may take final action to authorize condemnation of the subject property.
- X 3. The notice designated in Attachment A was published in the Seattle Times on 1/26/15 and 2/2/15 and the Daily Journal of Commerce on 1/22/15, 1/23/15, 1/24/15, 1/26/15, 1/27/15, 1/28/15.
- X 4. This Certificate of Mailing and Publication and complete Attachments A and B are hereby filed with the City Clerk of the City of Seattle.

Dated this 13th day of February, 2015.

The City of Seattle, Washington

JUDITH L. CROSS



(Signature)

Division Director

Facilities and Real Property

206-386-1814

Item #3  
Affadavit of Publication

STATE OF WASHINGTON -- KING COUNTY

--SS.

319600

No.

SPU:ACCOUNTS PAYABLE

**Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

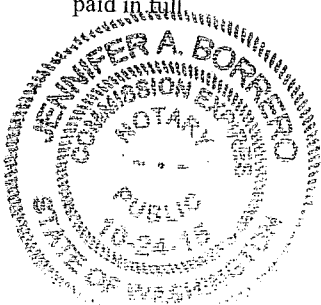
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:PROP ACQ 5245 SHILSOLE

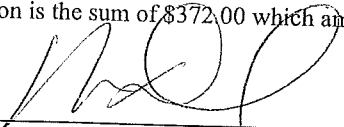
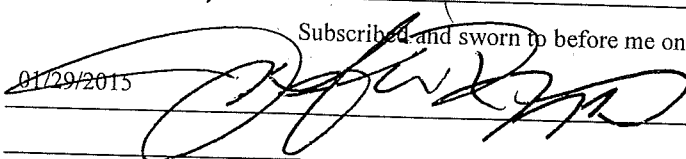
was published on

01/22/15 01/23/15 01/24/15 01/26/15 01/27/15 01/28/15

The amount of the fee charged for the foregoing publication is the sum of \$372.00 which amount has been paid in full.



Affidavit of Publication

  
\_\_\_\_\_  
Subscribed and sworn to before me on  
01/29/2015   
\_\_\_\_\_  
Notary public for the State of Washington,  
residing in Seattle

# State of Washington, King County

## City of Seattle

Intent to Acquire Ownership of 5246  
Shilshole Avenue NW, Seattle, Washington  
98107 (King County Parcel Number 046700-  
0417)

The City of Seattle intends to acquire ownership of the above property located in Seattle, WA through negotiation or the power of eminent domain (condemnation) for public use. The proposed ordinance authorizing this acquisition will be presented to the Seattle City Council, Council Chambers in City Hall, 800 Fourth Avenue, Seattle, 2nd floor, as follows:

Seattle Public Utilities and  
Neighborhoods Committee  
Public Hearing and Committee  
Discussion:

Tuesday, February 10, 2015 2:00 pm

Committee Vote:

Tuesday, February 10, 2015 2:00 pm

City Council (final action; adoption)

Tuesday, February 17, 2015 2:00 pm

All sessions are open to the public.

For further information, contact:

Preec Carpenter

SPU Facilities and Real Property  
Services

[preec.carpenter@seattle.gov](mailto:preec.carpenter@seattle.gov)

Voice: 206.386-9754 Fax: 206.615-1215

Date of first publication in the Seattle  
Daily Journal of Commerce, January 22,  
2015.

2/17(319600)

Item #3

in 8-iron and slashed the ball 80 yards down the fairway. That left him 170 yards to the green and he hit safely to the middle.

"I was doing everything I could to not go left. So, what do you do? You go right," Haas said. "That second shot became pretty key, because I easily could have whiffed it, could have chunked it and moved it 5 yards."

### Jimenez triumphs

KAUPULEHU-KONA, Hawaii — Miguel Angel Jimenez won the Champions Tour's season-opening Mitsubishi Electric Championship, birdieing six of the final nine holes for a one-stroke victory over Mark O'Meara.

The 51-year-old Spaniard closed with a 6-under 66 for his second victory in three career starts on the 50-and-older Tour. He finished at 17-under, 199 for 54 holes at Hualalai Golf Club and earned \$309,000.

O'Meara shot a 64.

Seattle native Fred Couples (66) was third at 14 under and Kirk Triplett (69), a Pullman High School graduate, tied for 11th place at 9 under.

Scores > C7

## Hu anc NORT

Seattle Public Utilities (C3-2)  
PO Box 34018  
Seattle Municipal Tower Ste 4900  
Seattle WA 98124--4018

it

By ADAM JUDE  
*Seattle Times staff reporter*

Bryce Sterk, a defensive end from Lynden High School, made a verbal commitment to the Huskies on Sunday.

Sterk, who was on his official visit to UW this weekend, is listed at 6 feet 5 and about 230 pounds. He is rated as a three-star recruit by 247sports.com and a two-star recruit by Scout.

He also had offers from Eastern Washington, Portland State and Wyoming, according to Scout, and Oregon had shown late interest in him.

As a senior, Sterk had 84 tackles, 10 sacks and six forced fumbles. He is UW's 24th known recruit for this recruiting class and the eighth from Washington. Signing day is Feb. 4.

### Steilacoom's Leiato headed to Oregon

Steilacoom safety Fotu Leiato committed to play football for Oregon.

Leiato was an unheralded

recruit heading into his senior year but college coaches started taking notice of his hard-hitting abilities when his game highlights gained plenty of traction on the website Hudl — it had 497,871 views as of late Sunday. Leiato picked Oregon over Michigan State, Oklahoma, San Diego State, UCLA, and Washington State.

"He wanted to announce it in front of his family and friends so they had a big barbecue and the Oregon coaches were there for it," said Steilacoom defensive coordinator William Garrow. Oregon coach Mark Helfrich, offensive coordinator Scott Frost, defensive coordinator Don Pellum and outside linebackers coach Erik Chi-nander were at Leiato's house for the announcement.

#### NOTES

- Taran Kozun made 20 saves to lead the Seattle Thunderbirds to a 2-0 victory at Spokane. Donovan Neuls and Shea Theodore scored for Seattle.

- Washington (3-0) swept Wisconsin, 4-0, in men's tennis.

*Sports information reports contributed.*

# JAN 31 2015

VENT CENTER & SOUTH LAKE UNION

Seahawks at CenturyLink Field in 2015!  
TheBoatShow.com

## NOTICES

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### Bid Requests

CITY OF SEATAC/ KENT FIRE

### Bid Requests

King County

### Request for Proposal

CITY OF KENMORE, WASHINGTON  
Request for Proposals (RFP No. 15-C1363)

The full text of this ordinance will be mailed without charge to anyone who submits a written request to the City Clerk of the City of Redmond for a copy of the text. Approved by the City Council at its meeting of Tuesday, January 20, 2015. Michelle M. Hart, MMC, City Clerk  
Published in The Seattle Times on Monday, January 26, 2015.

**CITY OF REDMOND, WASHINGTON**  
**SUMMARY OF ORDINANCE NO. 2779**  
On Tuesday, January 20, 2015, the City Council of the City of Redmond, Washington, adopted Ordinance No. 2779 that provides as follows:  
**AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING THE TRAIL PLAN MAP OF THE 2010 PARKS, ARTS, RECREATION, CULTURE, AND CONSERVATION (PARCC) PLAN, TO INCORPORATE PROPOSED PEDESTRIAN-BIKE BRIDGES IN THE OLYMPIA AREA INTO THE PLAN AND TO UPDATE URBAN PATHWAY ALIGNMENTS IN OVERLAKE VILLAGE.**

The full text of this ordinance will be mailed without charge to anyone who submits a written request to the City Clerk of the City of Redmond for a copy of the text. Approved by the City Council at its meeting of Tuesday, January 20, 2015. Michelle M. Hart, MMC, City Clerk  
Published in The Seattle Times on Monday, January 26, 2015.

**CITY OF TUKWILA**  
**NOTICE OF FINAL ACTION**

NOTICE IS HEREBY GIVEN that the Tukwila City Council is considering final action on Monday, February 9, 2015 beginning at 7:00 p.m. in the Council Chambers at Tukwila City Hall, 6200 Southcenter Blvd., Tukwila, WA on the following:  
An Ordinance authorizing the acquisition of land, including authorization of potential condemnation of property. The properties considered are located in the City of Tukwila and identified as parcel numbers 000580-0033 at 16113 West Valley Highway, Tukwila, Washington 98188. The full title of the ordinance is as follows:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF INTERESTS IN LAND FOR THE PURPOSE OF COMPLETING THE TUKWILA URBAN CENTER PEDESTRIAN-BICYCLE BRIDGE PROJECT; PROVIDING FOR CONDEMNATION; APPROPRIATION, TAKING OF LAND AND PROPERTY RIGHTS NECESSARY THEREFOR; PROVIDING FOR PAYMENT THEREOF AND DIRECTING THE INITIATION OF APPROPRIATE PROCEEDINGS IN THE MANNER PROVIDED BY LAW AND FOR SAID CONDEMNATION; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

All interested persons are invited to be present to voice approval, disapproval, or opinions on this issue. For those unable to attend in person, you may submit written testimony to the City Clerk's office until 5:00 p.m. on the day of the meeting.  
Tukwila City Hall is wheelchair accessible. The City strives to accommodate people with disabilities. Reasonable accommodations are available at the public hearing with advance notice. This notice is also available in alternate formats for individuals with disabilities. Please contact the City Clerk's Office at [TukwilaCityClerk@TukwilaWA.gov](mailto:TukwilaCityClerk@TukwilaWA.gov) for assistance.  
Christy O'Flaherty, MMC, City Clerk  
Published: Seattle Times - January 26, 2015 and February 2, 2015  
Published Daily Journal of Commerce - January 26, 2015 and February 2, 2015

**City of Tukwila Public Notice of Ordinance Adoption for Ordinance 2466.**  
On January 20, 2015 the City Council of the City of Tukwila, Washington, adopted the following ordinance, the main points of which are summarized by title as follows:  
**ORDINANCE 2466: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, REPEALING ORDINANCE NOS. 232, 2351, 2306 AND 2403, AS CODIFIED IN TUKWILA MUNICIPAL CODE TITLE 7; REENACTING TUKWILA MUNICIPAL CODE CHAPTERS 7.08, 7.16, AND 7.20 AND ESTABLISHING NEW CHAPTERS TO BE CODIFIED AS TUKWILA MUNICIPAL CODE CHAPTERS 7.10, 7.18 AND 7.30 TO UPDATE ANIMAL CARE AND CONTROL REGULATIONS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

The full text of this ordinance will be provided upon request.  
Christy O'Flaherty, MMC, City Clerk  
Published Seattle Times: January 26, 2015

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[legals@seattletimes.com](mailto:legals@seattletimes.com)



**Intent to Acquire Ownership of 5245 Shilshole Avenue NW, Seattle, Washington 98107 (King County Parcel Number 046700-0417)**  
The City of Seattle intends to acquire ownership of the above property located in Seattle, WA through negotiation or the power of eminent domain (condemnation) for public use. The proposed ordinance authorizing this acquisition will be presented to the Seattle City Council, Council Chambers in City Hall, 600 Fourth Avenue, Seattle, 2nd floor, as follows:  
**Seattle Public Utilities and Neighborhoods Committee**  
**Public Hearing and Committee Discussion:** Tuesday, February 10, 2015 2:00 pm  
**Committee Vote:** Tuesday, February 10, 2015 2:00 pm  
**City Council (final action; adoption):** Tuesday, February 17, 2015 2:00 pm  
All sessions are open to the public.

For further information, contact:  
Pree Carpenter  
SPU Facilities and Real Property Services  
[pree.carpenter@seattle.gov](mailto:pree.carpenter@seattle.gov)  
Voice: 206.386-9754 Fax: 206.615-1215



**Intent to Acquire Ownership of 5300 - 24th Avenue NW, Seattle, Washington 98107 (King County Parcel Numbers 046700-0423 and 046700-0431)**  
The City of Seattle intends to acquire ownership of the above property located in Seattle, WA through negotiation or the power of eminent domain (condemnation) for public use. The proposed ordinance authorizing this acquisition will be presented to the Seattle City Council, Council Chambers in City Hall, 600 Fourth Avenue, Seattle, 2nd floor, as follows:  
**Seattle Public Utilities and Neighborhoods Committee**  
**Public Hearing and Committee Discussion:** Tuesday, February 10, 2015 2:00 pm  
**Committee Vote:** Tuesday, February 10, 2015 2:00 pm  
**City Council (final action; adoption):** Tuesday, February 17, 2015 2:00 pm  
All sessions are open to the public.  
For further information, contact:  
Pree Carpenter  
SPU Facilities and Real Property Services  
[pree.carpenter@seattle.gov](mailto:pree.carpenter@seattle.gov)  
Voice: 206.386-9754 Fax: 206.615-1215

**Notice of Application**  
City of Burien, 400 SW 152nd Street (Suite 300) Burien, Washington 98166-3066  
Date: January 26, 2015  
Applicant: Mike Davis, 4th Avenue Apartments, LLC  
Proposal: Type 1 Land Use Review & SEPA Checklist Review for the construction of a 13 unit apartment building  
File No. PLA 14-2624  
File is available for viewing at Burien City Hall during regular business hours.  
Location: 5620 4th Avenue SW, Burien, WA  
Tax Parcel No. 122200-0033  
Current Zoning: RM-24 (Residential Multifamily 24 units per acre)  
Application Submitted/Complete: Submitted: November 26, 2014 Complete: January 12, 2015  
Other Permits Needed: Building Permit, Right of Way Use Permit  
Existing Environmental Info: SEPA Environmental Checklist, Geotechnical Engineering Report, Stormwater Technical Information Report

**Environmental Review** For this proposal, the City of Burien is using the "Optional Determination of Non-Significance (DNS) process" under the State Environmental Policy Act (WAC 197-11-355). The City expects to issue a DNS for this proposal. Individuals who submit timely written comments to the City (as indicated below) will become parties of record and will be notified of any decision and environmental determination made on this project. A copy of any decision and environmental determination made on this project may also be obtained upon request. The decision on the proposal and environmental determination, once made, may be appealed. All documents submitted or requested as part of this application are available for review at City Hall during regular business hours.  
**Review Process and Public Comment** The decision on this application will be made by the Community Development Director. Prior to the decision, there is an opportunity for the public to submit written comments. Written comments must be received prior to 5:00 p.m. on February 16, 2015. Send written comments to the project planner (see below). Please indicate your name and address and refer to the file indicated above. Only people who submitted comments as indicated above may appeal the decision on this application.

**Project Planner** (for written comments and more information)  
Stephanie Jewett, AICP  
Department of Community Development  
City of Burien  
400 SW 152nd Street (Suite 300)  
Burien, WA 98166-3066  
Phone: (206) 439-3152  
E-Mail: [stephanie@burienwa.gov](mailto:stephanie@burienwa.gov)

within 30 days of this notice to: Adam Escolona, Adapt Engineering, 615 8th Ave S, Seattle, WA 98104, 206-654-7045, [adam@adapteng.com](mailto:adam@adapteng.com). Project SE03001A

**SUMMARY OF ORDINANCE NO. 2165 (2015)**  
**City of Bothell, Washington**  
On the 20th day of January, 2015, the City Council of the City of Bothell passed Ordinance No. 2165 (2015). A summary of the content of said Ordinance, consisting of the title, is provided as follows:

**AN ORDINANCE OF THE CITY OF BOTHELL, WASHINGTON, AMENDING SECTION 21.08.080 OF THE BOTHELL MUNICIPAL CODE IN ORDER TO CORRECT AN INCONSISTENCY IN CITY CODE AND STATE LAW RELATED TO THE PERIOD OF TIME THAT IMPACT FEES MAY BE HELD.**

The full text of this Ordinance will be mailed upon request.  
**LAURA K. HATHAWAY**  
**CITY CLERK**  
**FILED WITH THE CITY CLERK:** January 13, 2015  
**PASSED BY THE CITY COUNCIL:** January 20, 2015  
**PUBLISHED:** January 26, 2015  
**EFFECTIVE DATE:** January 31, 2015  
**ORDINANCE NO.:** 2165 (2015)

**SUMMARY OF ORDINANCE NO. 2166 (2015)**  
**City of Bothell, Washington.**

On the 20th day of January, 2015, the City Council of the City of Bothell passed Ordinance No. 2166 (2015). A summary of the content of said Ordinance, consisting of the title, is provided as follows:

**AN ORDINANCE OF THE CITY OF BOTHELL, WASHINGTON, AMENDING SECTION 17.045.006 THEREBY UPDATING THE METHOD AND MANNER THAT IMPACT FEES ARE ADJUSTED ACCORDING TO THE COST INDEX, AMENDING SECTION 17.045.009 OF THE BOTHELL MUNICIPAL CODE IN ORDER TO CORRECT AN INCONSISTENCY IN CITY CODE AND STATE LAW RELATED TO THE PERIOD OF TIME THAT IMPACT FEES MAY BE HELD, AND AMENDING SECTION 17.045.070 THEREBY ESTABLISHING AN UPDATED CITY OF BOTHELL IMPACT FEE SCHEDULE BASED ON THE METHODOLOGY AND FORMULAS SET FORTH IN THE RATE STUDY.**

The full text of this Ordinance will be mailed upon request.  
**LAURA K. HATHAWAY**  
**CITY CLERK**  
**FILED WITH THE CITY CLERK:** January 13, 2015  
**PASSED BY THE CITY COUNCIL:** January 20, 2015  
**PUBLISHED:** January 26, 2015  
**EFFECTIVE DATE:** January 31, 2015  
**ORDINANCE NO.:** 2166 (2015)

The medical practice **Healthy Woman Seattle LLC** located at 3711 NE 45th St, Seattle, 98105 will officially close on 2/28/15. For release of records contact: [amanda@healthywomansattle.com](mailto:amanda@healthywomansattle.com).

**PLACE A LEGAL NOTICE**



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available for distribution at this meeting. Contractors are advised to obtain bidding documents through the Builders Exchange of Washington as described in this advertisement.

**BID SUBMITTAL:**  
This is a two-part bid submittal process. Part A. Bids will be accepted in the City of Seattle, City Hall, City Clerk's Office, 4800 S. 188th Street, SeaTac, Washington, 98188-8605 until 3:00 PM on Tuesday, February 17, 2015. Part B supplemental Bids are to be received on or before 3:15 PM on Tuesday, February 17, 2015. Bids will be opened and read aloud at 3:15 PM at the same location. For questions contact the Parks and Recreation Department at 206-973-4671.

After the date and hour set for the opening of bids, no bidder may withdraw its bid unless the award of the contract is delayed for a period exceeding forty-five (45) calendar days following bid openings. All bidders agree to be bound by their bids until the expiration of this stated time period.

**PROJECT DESCRIPTION:**  
The project generally consists of described on and off site development on a .81 acre site and a new one story 6,620 s.f. Fire Station 45 with additional 930 s.f. mezzanine. There is also an alternate 4 story concrete block fire hose driving tower with a ground floor footprint of 300 s.f.

**SCHEDULE:**  
The Owner desires to have construction started in Mid-March 2015 and Substantial Completion within 323 calendar days after the Owner's Notice to Proceed. Final completion shall be achieved within 45 calendar days after Substantial Completion.

**ESTIMATE:** The Estimate for this project is: **\$3,100,000 (does not include WST)**

**OBTAINING BID DOCUMENTS:**  
Free-of-charge access to project bid documents (plans, specifications, addenda, and Bidders' Lists) is provided to Prime Bidders, Subcontractors, and Vendors by going to [www.bxwa.com](http://www.bxwa.com) and clicking on "Posted Projects", "Public Works", and "City of SeaTac". This online plan room provides Bidders with fully usable online documents with the ability to: download, view, print, order full/partial plan sets from numerous reprographic sources, and a free online digitizer/fake-off tool. It is recommended that Bidders "Register" in order to receive automatic e-mail notification of future addenda and to place themselves on the "Self-Registered Bidders List". Bidders that do not register will not be automatically notified of addenda and will need to periodically check the on-line plan room for addenda issued on this project. Contact Builders Exchange of Washington at (425) 258-1303 should you require assistance with access or registration.

**BID SECURITY:**  
Bid security, in the amount of 5% of the bid sum shall accompany each bid. Security shall be made payable to The City of SeaTac either by cashier's check or bid bond issued by a surety company licensed to conduct business in Washington State.

**BID PROPOSALS:**  
Proposals are to be submitted only on forms copied from the Project Manual, as indicated in the Instructions to Bidders. Incomplete proposals and proposals received after the time due listed above cannot be considered. Oral, electronic, telephonic, telexed, or faxed proposals will not be accepted.  
The New Fire Station 45 project is a public works project and, as such, is subject to prevailing wages.

**REJECTION OF BIDS:**  
The Owner expressly reserves the right to reject any or all bids, and the right to waive any informality or irregularities in any bid or in any bidding and to further award the project to the lowest responsive bidder with all of the prescribed formalities, as it best serves the interest of the Owner.

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Orders; each Work scope of work and The work performed shall not exceed Contract Time should the County guarantee any mitigation by the County guarantee any mitigation by the County guarantee any mitigation by the County.

**Contact Information:** Project Specialist: 206-711-7111; Fax: 206-296-7700; county.gov. A bidder who questions a question in writing by any County personnel will be Pre-Bid Conference is not scheduled.

**Subcontracting:** Of fencing repairs; no stations; no automated gate; consistent with existing Apprenticeship Re-tractor shall ensure the following: Bidders shall be Certified SCS Firm Contract.

**Bid Bond:** Not less of the Total Bid Price. Bid Documents: Plans, specifications, and any additional information are available on the project website: documents may be obtained by contacting United Reg 1177. Copies of documents are available for purchase at 1177. Copies of documents are available for purchase at 1177. Copies of documents are available for purchase at 1177.

**To receive email notification of this solicitation, you must register on the following internet website:** <http://www.curement/solicitation>

This information is provided for individual use only. Do not disseminate, copy, or otherwise use this information without the express written permission of the City of Bothell.

**Request**

**CITY OF BOTHELL**  
**Hand-Powered Work Services at Park**

The City of Bothell Department is requesting hand-powered services including: rakes, canoes, and shovels at Park at Bothell May 2015. Concessions and rental services provided food and beverage. Interested firms must submit a bid sheet from the site at [www.ci.bothell.wa.us](http://www.ci.bothell.wa.us) the homepage. Quick response and availability is required. Provides an overview of the project and select a concessionaire to be considered. If selected, the concessionaire will be responsible for all Parks and Recreation Building, no later than February 4, 2015.

**Mail or hand-deliver:** Qualifications and Bid Sheet to: **City of Bothell Parks & Recreation**, 954 NE Watercraft Ct, 98166-3066, Bothell, WA 98101

Direct any questions to: **Recreation & Park** at [pat.parkhurst@ci.bothell.wa.us](mailto:pat.parkhurst@ci.bothell.wa.us), 425.486.7430.

The City of Bothell is an Equal Opportunity Employer and is committed to diversity. Qualified candidates are encouraged to apply. The City of Bothell is an Equal Opportunity Employer and is committed to diversity.

The City of Bothell is an Equal Opportunity Employer and is committed to diversity. Qualified candidates are encouraged to apply.

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# Newcomer carries Heat past Celtics

NBA

Whiteside emerging force for Miami, which prevails 83-73

Associated Press

BOSTON — Hassan Whiteside was hardly shocked when Miami coach Erik Spoelstra designed a play for him late in the third quarter a tight game.

He was surprised when Spoelstra kept doing it, though.

Whiteside scored half of 20 points during a dominant stretch spanning the third and fourth quarters and Miami Heat held off the Boston Celtics 83-73 on Monday to snap a two-game losing streak.

He drew up a play and I relied on it, he just kept running them up," said Whiteside, who went 10 for 17 from the field. "I really think I can make plays down there."

Whiteside also had nine rebounds and blocked three

shots, while Chris Bosh added 18 points and Tyler Johnson had 13, helping overcome the absences of Dwyane Wade and Luol Deng. Wade missed his second game in a row with a strained right hamstring, while Deng sat out his third straight game with a strained calf. Wade, who injured himself in Tuesday's loss to Milwaukee, is averaging 21.4 points and 5.4 assists.

Whiteside is more than making up for their absence, though, and Spoelstra isn't his only supporter.

The 25-year-old has most of Miami in a frenzy after a wild week that included a triple-double and franchise-record 12 blocks last Sunday, and 24 rebounds on Friday.

It's quite the story for the former castoff who signed with the Heat in November after playing in both Lebanon and China last year.

"He continues to surprise me," Bosh said. "He's a talented young fellow. We want to continue to push him and encourage him to play and

do well."

Avery Bradley from Belarmine Prep in Tacoma and Tyler Zeller led the Celtics with 17 points apiece, and Brandon Bass had 15.

It was Boston's third straight loss and fourth in its past five.

## Anthony scores 31 as Knicks triumph

NEW YORK — Carmelo Anthony hears those voices saying he's getting old, that he can't jump like he once did.

Hard not to, since some of them are coming from right in his locker room.

Anthony answered in his own way, scoring 18 of his 31 points in the third quarter as the New York Knicks beat the

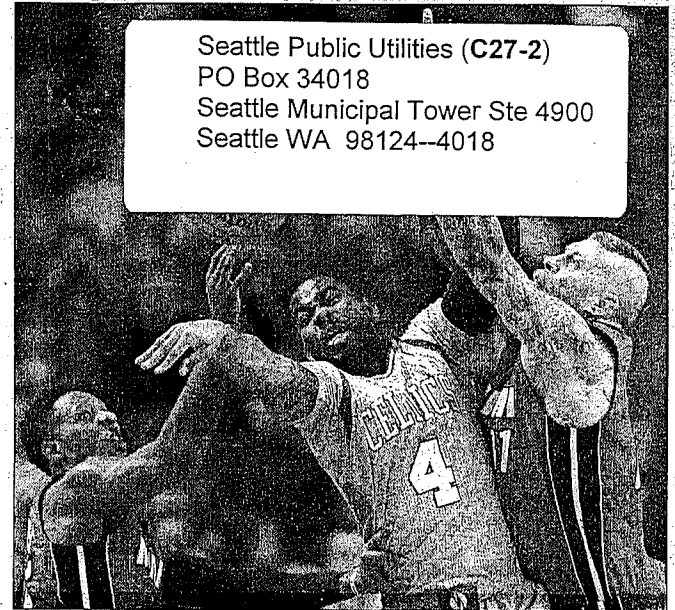
Los Angeles Lakers 92-80.

He stared back toward his own bench in the second quarter after rising high to slam down a lob pass from Jason Smith, revealing that his teammates were teasing the 30-year-old forward recently after seeing him dunk.

"They said they haven't seen that before in a long time," Anthony said, "and we had this conversation before the game today, so it was just one of those moments where I had to look at the bench and let them know that I've still got it."

Carlos Boozer had 19 points and 10 rebounds for the Lakers, who lost for the 10th time in 11 games.

Box scores > C29



WINSLOW TOWNSON / AP

Boston's Marcus Thornton (4) battles Miami's Mario Chalmers, left, and Chris Andersen for the ball.

# PUBLIC NOTICES

To place a legal ad call 206/652-6018 or email us at [legals@seattletimes.com](mailto:legals@seattletimes.com)

## Public Notices

### CITY OF AUBURN NOTICE OF APPLICATION

The City of Auburn is issuing a Notice of Application (NOA) for the following described project. The permit applications and listed studies may be reviewed at the Auburn Planning and Development Department at 1 East Main Street, 2nd Floor, Customer Service Center, Auburn, WA 98001. Proposal: Type II Temporary Use Permit for a temporary 90-foot wooden pole for wireless communication facilities (WCF); specifically three panel antennas and associated equipment. The temporary pole is necessary as T-Mobile must remove the existing antennas and equipment from the adjacent City-owned water tank for tank restoration. The temporary WCF, if approved, could be allowed for up to 180 days, and could be extended if continued compliance with applicable regulations are met. Location: The project site is located at 1326 57th Place SE, approximately 150 feet east of 57th Place SE, within the existing WCF lease area on the city-owned water tank property. King County Assessor Parcel No. 3121059047. Notice of Application: February 2, 2015. Notice of Completeness: January 19, 2015. Permit Application Received: December 30, 2015. File No. TMP14-0026. Applicant:

## Public Notices

City of SeaTac  
SeaTac City Hall  
4800 South 188th Street  
SeaTac, WA 98188  
206.973.4800  
January 29, 2015.

**NOTICE OF ORDINANCE ADOPTED BY THE SEATAC CITY COUNCIL**  
Following is a summary of an Ordinance adopted by the City of SeaTac City Council on the 27th day of January, 2015:  
**ORDINANCE NO. 15-1001**  
AN ORDINANCE authorizing and providing for the acquisition of certain properties for the City street/road system specifically the Connecting 28th/24th Avenue South project; declaring public use and necessity for specific land and property to be condemned; and authorizing the City Attorney to file a Petition for condemnation in King County Superior Court, and authorizing payment therefrom, from the City's 307 Transportation CIP Fund. Effective five (5) days after passage and publication.  
The full text of each Ordinance is available at the City Clerk's Office, SeaTac City Hall, 4800 South 188th Street, SeaTac, Washington 98188, 206.973.4800. A copy will be mailed upon request.

## Public Notices

**Notice of Application**  
City of Burien 400 SW 152nd Street (Suite 300) Burien, Washington 98166-3066  
Date: February 2, 2015  
Applicant: David Baum, Glotel for AT&T  
**Proposal:** Type I Land Use Review for the removal and replacement of 3-panel antennas and the addition of 3 new panel antennas and 1 GPS antenna with associated amplifiers and surge protectors on an existing personal wireless service facility.  
**File No.:** PLA 14-2831  
File is available for viewing at Burien City Hall during regular business hours.  
**Location:** 15008 8th Avenue SW, Burien, WA  
**Tax Parcel No.:** 1923049219  
**Current Zoning:** Downtown Commercial (DC)  
**Application Submitted/Complete**  
Submitted: December 22, 2014  
Complete: January 19, 2015  
**Other Permits Needed:** Building Permit  
**Other Studies Needed:** None  
Review Process and Public Comment The decision on this application will be made by the Community Development Director. Prior to the decision, there is an op-

## Request for Proposal

City of Auburn  
**NOTICE OF REQUEST FOR PROPOSALS**  
Finance Department  
**GENERAL BANKING SERVICES FOR THE CITY OF AUBURN**  
The City of Auburn is accepting sealed proposals for the City's primary banking services. Submittals will be received and time stamped only at the City Clerk's office located on the first floor of City Hall, 25 West Main Street, Auburn, WA 98001.  
Proposals will be received until 4:00 PM, Pacific Time, Tuesday, March 10, 2015, according to the clock in the City Clerk's office. The Proposals will be recorded by the City Clerk and forwarded to the Janice Davies, Finance Department to distribute to the selection committee for evaluation.  
An optional pre-bid conference will be held in Auburn Council Chambers located at 25 West Main Street, Auburn, WA 98001 on Thursday, February 12, 2015 beginning at 10:00 AM.  
**Project Scope:** The City of Auburn is seeking proposals for General Banking Services from qualified banks with demonstrated experience in providing those services to the public sector, as more fully described in the Request for Proposals (RFP).

**TOP-RANKED MARYLAND**

against Iowa's three-point shooters. The Hawkeyes, who lead the Big Ten in three-point field-goal accuracy at 40 percent, made 8 of



...ints in the second half and d 15 rebounds to help h-ranked Maryland ex- and its winning streak to 13 mes with a 93-88 victory er No. 20 Iowa on Sunday. The Terrapins (19-2 over-, 10-0 Big Ten) moved two mes ahead of the second- ce Hawkeyes in the con- ence standings. Maryland ited Iowa to eight offen- e rebounds.

Frese, who was an Iowa i while growing up, said, "I ed 30 miles from there. I ve special pride I'm from re. I had a lot of people ng this game. But, at e end of the day, when you it up, it's Maryland versus wa. It's competitiveness." Lexie Brown led Maryland th a season-high 26 points d Laurin Mincy added 15. Ally Disterhoft scored 22 ints for Iowa (17-4, 8-2), d Melissa Dixon had 18 ints.

Maryland played tight rimeter defense to defend

# Arizona St. Cats Utah, moves into and place

**ACC-12 WOMEN**

SALT LAKE CITY — Prom- Amukamara and Katie open scored 11 points ch as Arizona State ched 20 wins in school- ord fashion with a 58-48 n over Utah on Sunday. The 11th-ranked Sun vis (20-2, 9-1 Pac-12)

...allowed us to open the game up and play really fast."

**No. 2 Connecticut 83, at Temple 49**

Breanna Stewart scored 17 points to help the Huskies (20-1, 10-0 American Athletic) rout the Owls (10-12, 6-3).

UConn coach Geno Auriemma won career game No. 899; five NCAA Division I women's coaches have at least 900 victories.

**At No. 3 Baylor 66, Kansas 58**

Nina Davis scored 22 points as the Bears (20-1, 9-0 Big 12) beat the Jayhawks (12-10, 3-6) to extend their winning streak to 19 games.

**At No. 4 Notre Dame 92, Wake Forest 63**

Jewell Loyd scored 20 points, Lindsay Allen added 18 and the Fighting Irish (21-2, 8-1 Atlantic Coast) cruised past the Demon Deacons (10-13, 1-8).

Notre Dame forced 30 turn-overs.

Dearica Hamby, third in the ACC in scoring, led Wake Forest with 23 points and 10 rebounds.

## Scores > C29

### Pac-12 women

Team	Pac-12	Overall
Oregon State	9-0	19-1
Arizona State	9-1	20-2
Stanford	8-1	16-5
California	7-2	15-5
Washington	5-4	16-5
Washington St.	4-5	13-7
UCLA	4-5	8-12
USC	3-6	11-9
Colorado	3-7	10-11
Oregon	2-7	9-11
Arizona	1-9	8-13
Utah	1-9	7-14

in two points two times in the second half before ASU pulled away with a late 12-4 run.

Arizona State enjoyed a huge advantage at the foul

**Comment Deadline: 2/26/15**  
**Project Location:** Bastyr University located at 14500 Juanita Dr NE (parcel # 242604-9007).

**Project Description:** Proposal to modify existing wireless communication equipment located at an existing facility at Bastyr University. Existing wireless communication equipment from multiple wireless carriers (including Sprint) is currently on the water tower. The proposal includes adding three (3) new panel antennas and three (3) radiohead units. The property is zoned Public/Semi-Public (PSP). There will be no change in height or mounting type.

Permits requested in this application: Wireless Communications Facility and Conditional Use Permit.

**Consistency with applicable City plans and regulations:** This proposal will be reviewed for compliance with applicable City of Kenmore codes including, but not limited to zoning code, road standards, surface water design manual, fire flow and fire access requirements.

**Relevant environmental documents** are available at City Hall: Not applicable.

**Environmental Review:** The City of Kenmore has determined the proposal is exempt from the provisions of the State Environmental Policy Act (SEPA).

**Other permits not included in this application, known at this time:** Building Permit.

The Kenmore Department of Development Services will issue a decision on this application following a 21-day public comment period which ends on February 26, 2015. Written comments on this application must be submitted to the Department at the address listed below or may be e-mailed to slouyak@kenmorewa.gov. A public hearing is not required for this application prior to the Department's decision. Details of the appeal process will be included in the Notice of Decision. Any person may review the application and any environmental documents or studies at Kenmore City Hall. Any person that would like additional information on this project should contact the project manager at the telephone number or e-mail address listed above.

Kenmore Development Services  
 18120 68th Avenue NE  
 P.O. Box 82607  
 Kenmore WA 98028-0607

**CITY OF KIRKLAND - NOTICE OF KIRKLAND DESIGN REVIEW BOARD MEETING CANCELLATION**

The February 2, 2015 regularly scheduled regular meeting of the Kirkland Design Review Board has been cancelled.

Kathi Anderson, City Clerk

**CITY OF MEDINA, NOTICE OF APPLICATION ADMINISTRATIVE SUBSTANTIAL DEVELOPMENT PERMIT AND SEPA**

**Proposal:** Installation of a boatlift with lift-mounted canopy cover in Lake Washington.

**File No. PL-14-030 (Administrative Substantial Development Permit) PL-14-031 (SEPA)**

**Applicant:** Rebecca Henderson of Marine Restoration & Construction LLC (agent)

**Site Address:** 538 Overlake Drive E

**Lead Agency:** City of Medina

**Required Permits/Studies:** Building permit, state and federal permits, SEPA checklist, Initial Fish & Wildlife Assessment

**Application Received:** October 15, 2014

**Determination of Completeness:** January 26, 2015

**Notice of Application:** February 2, 2015

**PUBLIC COMMENTS:** This application has a 30-day public comment period to receive written comments on this proposal. Persons wishing to provide written comments on this proposal must submit them by 5:00 pm on Wednesday March 4, 2015 to Media City Hall at the address below.

**STATE ENVIRONMENTAL POLICY ACT:** The Responsible Official has reviewed the proposed project for probable adverse environmental impacts and expects to issue a Determination of Nonsignificance (DNS). The Optional DNS process is being used pursuant to WAC 197-11-355. This may be your only opportunity to comment on the environmental impacts of the proposed project. The proposal may include mitigation measures under applicable codes,

**Intent to Acquire Ownership of 5300 - 24th Avenue NW, Seattle, Washington 98107 (King County Parcel Numbers 046700-0423 and 046700-0431)**

The City of Seattle intends to acquire ownership of the above property located in Seattle, WA through negotiation or the power of eminent domain (condemnation) for public use. The proposed ordinance authorizing this acquisition will be presented to the Seattle City Council, Council Chambers in City Hall, 600 Fourth Avenue, Seattle, 2nd floor, as follows: Seattle Public Utilities and Neighborhoods Committee

**Public Hearing and Committee Discussion:** Tuesday, February 10, 2015 2:00 pm

**Committee Vote:** Tuesday, February 10, 2015 2:00 pm

**City Council (final action; adoption):** Tuesday, February 17, 2015 2:00 pm

All sessions are open to the public.

**For further information, contact:** Pree Carpenter, SPU Facilities and Real Property Services pree.carpenter@seattle.gov  
 Voice: 206.386-9754 Fax: 206.615-1215

**Intent to Acquire Ownership of 5425 Shilshole Avenue NW, Seattle, Washington 98107 (King County Parcel Number 046700-0417)**

The City of Seattle intends to acquire ownership of the above property located in Seattle, WA through negotiation or the power of eminent domain (condemnation) for public use. The proposed ordinance authorizing this acquisition will be presented to the Seattle City Council, Council Chambers in City Hall, 600 Fourth Avenue, Seattle, 2nd floor, as follows: Seattle Public Utilities and Neighborhoods Committee

**Public Hearing and Committee Discussion:** Tuesday, February 10, 2015 2:00 pm

**Committee Vote:** Tuesday, February 10, 2015 2:00 pm

**City Council (final action; adoption):** Tuesday, February 17, 2015 2:00 pm

All sessions are open to the public.

**For further information, contact:** Pree Carpenter, SPU Facilities and Real Property Services pree.carpenter@seattle.gov

**ESTATE OF ERNA IRENE ROTH**  
 No.: 14-4-06509-9-SEA

**PROBATE NOTICE TO CREDITORS**  
 RCW 11.40.030

The Notice agent named below gives notice to creditors of the above-named decedent. Creditors must file claim: (1) Thirty days after served or mailed per RCW 11.40.020(1) (c) or (2) four months after the date of the first publication of this notice. If the claim is not presented within this timeframe in the manner provided by RCW 11.40.070, the claim is forever barred, except as otherwise provided in RCW 11.40.051 and RCW 11.40.060. This bar is effective as to claims against both the decedent's probate and non-probate assets.

**Date of first publication:** Seattle Times, February 2, 2015

**Address for Mailing or Services:** Darwin Roth, P.O. Box 1912 Renton, WA 98057

**Court of probate proceedings and case#** 14-4-0659-9-SEA

**HUGE STORAGE AUCTION**  
 \*\* Wed February 4th @ 1:30pm  
**Renton Highland Self Storage**  
 3408 NE 4th, Renton 98056  
 425-226-2829 Lock can be purchased

**applicability of the DMV's.** Appeals must be complete and filed with the City Clerk by 4:30 p.m. on 2/27/15. The appeal letter must cite specific procedural errors, omissions, environmental impacts, inaccurate environmental information or failure to comply with specific adopted policies or codes which dispute the validity of the MDNS.

For further information contact: Nikole Coleman, and Use Planner, at (206)-870-6551 or ncoleman@desmoineswa.gov during regular office hours.

**Bid Requests**

**CITY OF SEATAC/ KENT FIRE DEPARTMENT RFA NEW FIRE STATION 45 ADVERTISEMENT FOR BIDS**

**BID DATE:** February 17, 2015

The City of SeaTac and The Kent Fire Department Regional Fire Authority (referred to as "Owner") hereby extends an invitation to a qualified general contractor to bid the construction project hereafter referred to as: **NEW FIRE STATION 45**. Project is located at the Southeast corner of 30th Avenue South and South 200th, SeaTac Washington. New Address will be: 3011 S. 200th Street, SeaTac, Washington.

**NON MANDATORY SITE WALK THROUGH:** A non-mandatory site walk through will be conducted at the site on Tuesday, February 3, 2015 at 10:30 AM to allow prospective bidders an opportunity to review the site. No plans, or specifications will be available for distribution at this meeting. Contractors are advised to obtain bidding documents through the Builders Exchange of Washington as described in this advertisement.

**BID SUBMITTAL:** This is a two part bid submittal process. Part A Bids will be accepted in the City of SeaTac City Hall-City Clerk's Office 4800 S. 188th Street, SeaTac Washington, 98188-8605 until 3:00 PM on Tuesday, February 17, 2015. Part B supplemental Bids are to be received on or before 3:15 PM on Tuesday, February 17, 2015. Bids will be opened and read aloud at 3:15 PM at the same location. For questions contact the Parks and Recreation Department at 206.973.4671

After the date and hour set for the opening of bids, no bidder may withdraw its bid unless the award of the contract is delayed for a period exceeding forty five (45) calendar days following bid opening. All bidders agree to be bound by their bids until the expiration of this stated time period.

**PROJECT DESCRIPTION:** The project generally consists of described on and off site development on a .81 acre site and a new one story 6,620 s.f. Fire Station 45 with additional 930 s.f. mezzanine. There is also an alternate 4 story concrete block fire hose drying tower with a ground floor footprint of 300 s.f.

**SCHEDULE:** The Owner desires to have construction started in Mid-March 2015 and Substantial Completion within 223 calendar days after the Owner's Notice to Proceed. Final completion shall be achieved within 45 calendar days after Substantial Completion.

**ESTIMATE:** The Estimate for this project is: **\$ 3,100,000 (does not include WSST)**

**OBTAINING BID DOCUMENTS:** Free-of-charge access to project bid documents (plans, specifications, addenda, and Bidders List) is provided to Prime Bidders, Subcontractors, and Vendors by going to: www.bxwa.gov, and clicking on "Posted Projects" or "Public Works" or "City of SeaTac". This online plan room provides Bidders with fully usable online documents with the ability to: download, view, print, order, full/partial plan sets from numerous reprographic sources, and a free online digitizer/take-off tool. It is recommended that all Bidders "Register" in order to receive automatic e-mail notification of future addenda and to place themselves on the "Self-Registered Bidders List". Bidders that do not register will not be automatically notified of addenda and will need to periodically check the on-line plan room or when issued on this project. Contact Builders Exchange of Washington at (425) 258-1303 should you require assistance with access or registration.

**BID SECURITY:** Bid security, in the amount of 5% of the

vote-approved ballot measures, including bond issue(s), vehicle fee, property tax levy rates, property tax levy lift, special district formation, etc.

**Submittals for RFP #15-C1363 Due:** Tuesday, February 17, 2015 (no later than 4:00 p.m.)

**Physical Address:** City of Kenmore/ Front Desk, Floor 1; Attn: Kris Overleese, PE; 18120 68th Ave NE; Kenmore, WA 98028.

**Mailing Address:** City of Kenmore/ Attn: Kris Overleese, PE; PO Box 82607; Kenmore, WA 98028

**QUESTIONS:** regarding this project may be directed to Kris Overleese via e-mail at: koverleese@kenmorewa.gov. Please place "Transportation and Parks RFP Question" in the subject line. Unauthorized contact regarding this RFP with other City employees may result in disqualification. Any oral communications will be considered unofficial and non-binding on the City.

Published in the Seattle Times - January 26, 2015 and February 2, 2015

**TOWN OF HUNTS POINT**  
 3000 HUNTS POINT ROAD  
 HUNTS POINT, WA 98004  
 (425) 455-1834

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that the Town of Hunts Point Hearing Examiner will conduct a Public Hearing on Wednesday, February 18, 2015, 11:00 am at: Hunts Point Town Hall, 3000 Hunts Point Road, Hunts Point, Washington to consider a SHORELINE SUBSTANTIAL DEVELOPMENT PERMIT application for the following:

Application Number: SDP #14-04

Applicant: Greg Ashley on behalf of Sequoia Point West, LLC

Project Address: 4347 Hunts Point Road, Hunts Point, Washington

**Project Description:** Repair an existing (approximate) 700 square foot pier as follows: repair piles as needed by sleeving w/ HDPE pipe and filling with concrete; repair caps and stringers as needed; replace decking with Titan grouted material. New components include the installation of a boat lift and two pier-mounted PWC lifts. No change to the pier footprint is proposed. Four trees and four shrubs are offered as project mitigation.

A SEPA Mitigated Determination of Nonsignificance (MDNS) was issued for this project on December 11, 2014. Copies of the Shoreline Substantial Development Permit Application and the MDNS are available from the Town of Hunts Point, 3000 Hunts Point Road, Hunts Point, Washington 98004.

**Summons**

**NOTICE**

Notice is hereby given that an action has been filed in the Circuit Court of St. Louis County, Missouri, styled **Beneficial Mortgage Co. of Missouri, Inc. v. Betty F. Triplett and Pamela Freeman, Case No. 145L-C001629**, seeking to quiet title to and determine the parties' interests in the real property located at 7354 Calvin Avenue, St. Louis, Missouri, 63136. Plaintiff's attorney is Duane L. Coleman, 600 Washington Avenue, Suite 2500, St. Louis, Missouri, 63101 (314-444-7600). Judgment by default will be entered against defendant Pamela Freeman unless she files an answer or other pleading or otherwise appears and defends within forty-five days after the date of first publication of this notice. This notice was first published on February 2nd, 2015.

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Return Receipt Fee (Endorsement Required)	2.70	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 7.40	

Sent To: Steve + Tim Panos  
 Street, Apt. No., or PO Box No.: 6850 E Greenlake Way N # 201  
 City, State, ZIP+4: Seattle WA 98115

PS Form 3800, August 2008. See Reverse for Instructions

Attachment A  
 CB18308

7 900 0230 0000 6585 9316

Price  
 Carpenter

JAN 2 2015

From:

**City of Seattle**  
 Seattle Public Utilities  
 700 5th Ave Suite 4900  
 PO Box 34018  
 Seattle WA 98124-4018



To:

Steve + Tim Panos  
 6850 E. Greenlake way N # 201  
 Seattle WA 98115-5417



Attachment A  
CB118308

Free  
Carpenter

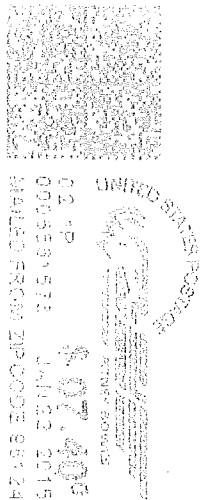


**From:**  
**City of Seattle**  
**Seattle Public Utilities**  
700 5<sup>th</sup> Ave Suite 4900  
PO Box 34018  
Seattle WA 98124-4018

**To:**  
M. Gail Ryder  
PO Box 90016  
Bellevue, WA 98009

JAN 26 2015

7008 3230 0000 6585 9309



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*(Domestic Mail Only. No Insurance Coverage Provided)*

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Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	2.70
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$ 7.40</b>

Sent To: M Gail Ryder  
 Street, Apt. No.,  
 or PO Box No. PO Box 90016  
 City, State, ZIP+4 Bellevue WA 98009

PSN 7500 9309 2015  
 See Reverse for Instructions



City of Seattle  
Seattle Public Utilities

Attachment A  
CB 118308

Copy

January 22, 2015

M. Gail Ryder  
Registered Agent  
Panos Properties LLC  
PO Box 90016  
Bellevue, WA 98009

**Notice of Seattle City Council Final Action to Adopt an Ordinance Authorizing  
Condemnation (Eminent Domain) of real property located at 5300 - 24<sup>th</sup>  
Avenue NW (King County Tax Parcels 046700-0423-05 and 046700-0431-05)  
in the City of Seattle, Washington**

Dear M. Gail Ryder:

The purpose of this Notice is to inform you that the City of Seattle City Council is expected to vote on an ordinance, which, if approved, will authorize the acquisition of real property located at 5300 - 24<sup>th</sup> Avenue NW in the City of Seattle, Washington. A copy of the proposed ordinance and a map depicting the project location are enclosed for your information.

This ordinance, if adopted, will contain authorization for the City to acquire your property through negotiation or, if necessary, condemnation, as part of the Seattle Public Utilities' West Ship Canal CSO Project (was named Ballard Fremont Wallingford CSO Project).

Panos Properties LLC has been identified in the tax rolls of King County as a property owner whose property may be affected by this legislation and as the taxpayer of record. The City is required by RCW 8.25.290 to provide each property owner of record for each property potentially affected by the ordinance with formal written notice 15 days before the City takes final action authorizing condemnation of property. The time, date, and place of the final action on the ordinance are described below.

The City will take public comment and discuss the ordinance at the Seattle City Council Seattle Public Utilities and Neighborhoods Committee as a regular part of the committee meeting beginning at 2:00 p.m. on Tuesday, February 10, 2015, in the City Council Chambers, located at 600 4<sup>th</sup> Avenue, 2<sup>nd</sup> Floor, Seattle, WA 98104. The Council's chambers and offices are physically accessible and print and communications access are provided on request. Call 206-684-8888 (TDD: 206-233-0025) for further information.

Ray Hoffman, Director  
Seattle Public Utilities  
700 5<sup>th</sup> Avenue, Suite 4900  
PO Box 34018  
Seattle, WA 98124-4018

Tel (206) 684-5851  
Fax (206) 684-4631  
TDD (206) 233-7241  
[ray.hoffman@seattle.gov](mailto:ray.hoffman@seattle.gov)  
<http://www.seattle.gov/util>

If you attend the meeting, you will have the opportunity to express your views on the ordinance during the public comment period. You may also submit comments in writing to Committee Chair Sally Bagshaw at [sally.bagshaw@seattle.gov](mailto:sally.bagshaw@seattle.gov) or by mail to Sally Bagshaw; Seattle City Council, PO Box 34025; Seattle, WA 98124.

If you have questions about the committee meeting format, the agenda for the meeting, or the public comment section, please contact Lily Rehrmann or Abigail Doerr of Councilmember Bagshaw's office at (206) 684-8801, or visit the Committee's website at <http://www.seattle.gov/council/committees/utilities/default.htm>. If the Committee approves the ordinance, it will be forwarded to the full City Council for final action.

Final Action

Should the Seattle Public Utilities and Neighborhoods Committee pass the Council Bill on to the City Council, the ordinance authorizing the acquisition of this property through negotiation or condemnation will be presented for final action (adoption) to the Seattle City Council on Tuesday, February 17, 2015 at 2:00 p.m., in the City Council Chambers, located at 600 4<sup>th</sup> Avenue, 2<sup>nd</sup> Floor, Seattle, WA 98104. If the City Council approves the ordinance, upon the ordinance's effective date, the City of Seattle will be authorized to acquire your property for the Seattle Public Utilities' West Ship Canal CSO Project through voluntary negotiation or it may use its powers of eminent domain to condemn your property.

Please contact the undersigned at (206) 386-9754 with any questions.

Sincerely,



Pree Carpenter  
Senior Real Property Agent

Enclosures

Proposed Ordinance  
Map

cc: Steve Panos, Member, Panos Properties LLC  
Artemios Panos, Panos Properties LLC



**City of Seattle**  
Seattle Public Utilities

**Attachment B**

Mr. Gail Ryder  
Registered Agent  
Panos Properties LLC  
PO Box 90016  
Bellevue, WA 98009

WKG, Inc.  
Registered Agent  
Salmon Bay Hotel Group, LLC and  
Independence Two, LLC  
601 Union Street, #4100  
Seattle, WA 98101

Gary Arford  
Salmon Bay Hotel Group, LLC  
4100 194<sup>th</sup> Street SW, Suite 205  
Lynwood, WA 98036

Steve and Tim Panos  
6850 E Greenlake Way N, #201  
Seattle, WA 98115

Ray Hoffman, Director  
Seattle Public Utilities  
PO Box 34018  
Seattle, WA 98124-4018

Tel (206) 684-5851  
Fax (206) 684-4631  
TDD (206) 233-7241  
<http://www.seattle.gov/util>

STATE OF WASHINGTON -- KING COUNTY

--SS.

321573

No. 124716,717,718,719,720

CITY OF SEATTLE, CLERKS OFFICE

**Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

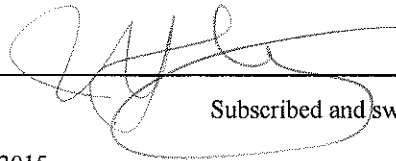
CT: TITLE ONLY ORDINANCES

was published on

03/12/15

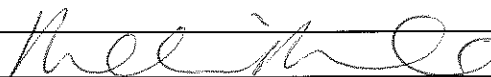
The amount of the fee charged for the foregoing publication is the sum of \$122.14 which amount has been paid in full.

DELISSA M. DOWD  
STATE OF WASHINGTON  
NOTARY PUBLIC  
MY COMMISSION EXPIRES  
11-21-15



Subscribed and sworn to before me on

03/12/2015



Notary public for the State of Washington,  
residing in Seattle

Affidavit of Publication

# State of Washington King County

## City of Seattle

### Title Only Ordinances

The full text of the following legislation, passed by the City Council on February 17, 2015, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Contact: Office of the City Clerk at (206) 684-8344.

#### ORDINANCE NO. 124716

AN ORDINANCE relating to historic preservation, imposing controls upon the Seattle National Bank Building, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

#### ORDINANCE NO. 124717

AN ORDINANCE relating to historic preservation, imposing controls upon the Yosler Terrace Steam Plant, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

#### ORDINANCE NO. 124718

AN ORDINANCE relating to Seattle Public Utilities and the 2015 Adopted Budget, authorizing the Director of Seattle Public Utilities to acquire by negotiation or condemnation land and all other necessary property rights located southeast of the intersection of NW 54th Street and 24th Avenue NW, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the juris-

isdiction of Seattle Public Utilities; amending Ordinance 124648 to increase appropriations to the Drainage and Wastewater Fund for the acquisition of the aforementioned property and ratifying and confirming certain prior acts.

#### ORDINANCE NO. 124719

AN ORDINANCE relating to Seattle Public Utilities and the 2015 Adopted Budget, authorizing the Director of Seattle Public Utilities to acquire by negotiation or condemnation land and all other necessary property rights located at 5300 24th Avenue NW, Seattle, Washington for public drainage, wastewater, and general municipal purposes, and to execute, accept and record deeds and convenient documents and agreements deemed by the Director to be necessary to this transaction on behalf of the City; placing the conveyed real properties under the jurisdiction of Seattle Public Utilities; amending Ordinance 124648 to increase appropriations to the Drainage and Wastewater Fund for the acquisition of the aforementioned property, and ratifying and confirming certain prior acts.

#### ORDINANCE NO. 124720

AN ORDINANCE relating to the Seattle Transportation Benefit District, authorizing the Director of the Seattle Department of Transportation to execute an interlocal agreement with King County Metro Transit to purchase the transit service necessary to implement Seattle Transportation Benefit District Proposition 1.

Date of publication in the Seattle Daily Journal of Commerce, March 12, 2015.

3/12(321573)