



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 118967

Record No.: CB 118967

Type: Council Bill (CB)

Status: Passed

Version: 1

Ord. no: Ord 125327

In Control: City Clerk

File Created: 04/05/2017

Final Action: 06/16/2017

**Title:** AN ORDINANCE relating to the Department of Finance and Administrative Services; declaring the vacant property located at 8646 45th Ave S. as surplus to the City's needs; authorizing the sale of said property; authorizing the Director of Finance and Administrative Services to execute all documents for the sale and transfer of the property; reserving a permanent utility easement; placing the property rights and interests conveyed by the utility easement under the jurisdiction of Seattle Public Utilities; and directing how proceeds from the sale shall be distributed.

<b>Notes:</b>	<b>Filed with City Clerk:</b> 6/16/2017
	<b>Mayor's Signature:</b> 6/16/2017
<b>Sponsors:</b> Burgess	<b>Vetoed by Mayor:</b>
	<b>Veto Overridden:</b>
	<b>Veto Sustained:</b>

**Attachments:**

**Drafter:** adam.schaefer@seattle.gov

**Filing Requirements/Dept Action:**

**History of Legislative File**

Legal Notice Published:  Yes  No

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	04/25/2017	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	04/25/2017	sent for review	Council President's Office			
<b>Action Text:</b> The Council Bill (CB) was sent for review. to the Council President's Office							
<b>Notes:</b>							
1	Council President's Office	05/01/2017	sent for review	Affordable Housing, Neighborhoods, and Finance Committee			

**Action Text:** The Council Bill (CB) was sent for review. to the Affordable Housing, Neighborhoods, and Finance Committee

**Notes:**

1 Full Council                      05/08/2017 referred                      Affordable Housing, Neighborhoods, and Finance Committee

**Action Text:** The Council Bill (CB) was referred. to the Affordable Housing, Neighborhoods, and Finance Committee

**Notes:**

1 Affordable Housing, Neighborhoods, and Finance Committee                      06/07/2017 pass                      Pass

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

**Notes:**

In Favor: 3 Chair Burgess, Vice Chair Herbold, Member Johnson

Opposed: 0

1 Full Council                      06/12/2017 passed                      Pass

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

**Notes:**

In Favor: 8 Councilmember Bagshaw, Councilmember Burgess, Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Juarez, Councilmember O'Brien, Councilmember Sawant

Opposed: 0

1 City Clerk                      06/15/2017 submitted for Mayor's signature                      Mayor

1 Mayor                      06/16/2017 Signed

1 Mayor                      06/16/2017 returned                      City Clerk

1 City Clerk                      06/16/2017 attested by City Clerk

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

**Notes:**

---

CITY OF SEATTLE

ORDINANCE 125327

COUNCIL BILL 118967

AN ORDINANCE relating to the Department of Finance and Administrative Services; declaring the vacant property located at 8646 45<sup>th</sup> Ave S. as surplus to the City's needs; authorizing the sale of said property; authorizing the Director of Finance and Administrative Services to execute all documents for the sale and transfer of the property; reserving a permanent utility easement; placing the property rights and interests conveyed by the utility easement under the jurisdiction of Seattle Public Utilities; and directing how proceeds from the sale shall be distributed.

WHEREAS, the property located at 8646 45<sup>th</sup> Ave. S, by Ordinance 66808, in October 1936 identified a portion for the establishment of 45<sup>th</sup> Ave S. and a portion for general municipal purposes; and

WHEREAS, the Department of Finance and Administrative Services (FAS) has determined that the property acquired for general municipal purposes does not serve an essential City function; and

WHEREAS, to construct, operate and maintain water, sewer and drainage infrastructure in the adjacent street, the City requires a utility easement upon, across and through the property; and

WHEREAS, by Resolution 30862, the City adopted amended Procedures for the Evaluation of the Reuse and Disposal of the City's Real Property, which established a uniform evaluation process for the reuse or disposal of real property the City owns in fee simple; and

WHEREAS, the parcel, being 596 square feet in size, is exempt from the public notification requirements of Resolution 30862; and

1 WHEREAS, FAS received a fair market offer from Atsede Lewateh, who owns the adjoining  
2 property; and

3 WHEREAS, FAS recommends declaring the subject property surplus to the City's needs and  
4 requests authorization to sell and transfer the property to Atsede Lewateh;

5 NOW, THEREFORE,

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

7 Section 1. The property legally described in this section is hereby found and declared to  
8 be no longer required for municipal purposes and is hereby declared surplus to the City's needs:

9 The east 11 feet of the south 60 feet of the north 172 feet of the west 51 feet of the east  
10 151 feet of Tract 8, Plat of Lake Dell, King County Washington, now a part of the City of  
11 Seattle as Recorded in Volume 4, Page 17, Plats of King County, Washington.

12 RESERVING to the City of Seattle the right to reconstruct, maintain, and operate any  
13 underground utilities in the property or in the right-of-way abutting upon said property.

14 Section 2. The real property rights conveyed by the reserved utility easement shall be  
15 placed under the jurisdiction of Seattle Public Utilities.

16 Section 3. The Director of Finance and Administrative Services (FAS) or the Director's  
17 designee is authorized to negotiate the purchase and sale agreement and any ancillary documents  
18 to accomplish the sale and transfer of the property to the owners of the adjacent property, Atsede  
19 Lewateh, a single man.

20 Section 4. Proceeds from the sale authorized herein shall be used first to reimburse costs  
21 incurred and paid by FAS about the sale. The remaining proceeds shall be deposited in the  
22 Unrestricted Subaccount of the Cumulative Reserve Subfund (00164).

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

4 Passed by the City Council the 12<sup>th</sup> day of June, 2017,  
5 and signed by me in open session in authentication of its passage this 12<sup>th</sup> day of  
6 June, 2017.

7 

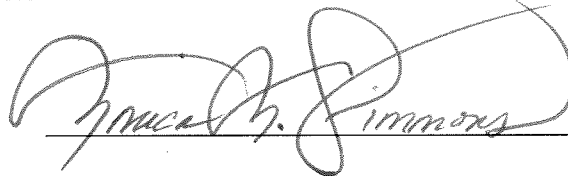
8 President \_\_\_\_\_ of the City Council

9 Approved by me this 16 day of June, 2017.

10 

11 Edward B. Murray, Mayor

12 Filed by me this 16<sup>th</sup> day of JUNE, 2017.

13 

14 Monica Martinez Simmons, City Clerk

15 (Seal)