1	CITY OF SEATTLE
2	ORDINANCE 126701
3	COUNCIL BILL <u>120455</u>
4 5 6 7 8 9 10 11 12 13 14 15	AN ORDINANCE relating to the Seattle Department of Transportation; approving a change to the approved alignment for the Central Puget Sound Regional Transit Authority's ("Sound Transit") Link Light Rail Transit Project and authorizing the Director of the Seattle Department of Transportation to execute an amendment to the "Agreement between The City of Seattle and Sound Transit for Grant of Non-Exclusive Use of a Light Rail Transit Way as related to the Link Light Rail Transit Project" to include the addition of an infill station at Northeast 130 <sup>th</sup> Street located within the City of Seattle; superseding Section 11.23.440 of the Seattle Municipal Code to allow construction worker parking in related areas of 5 <sup>th</sup> Ave NE; and ratifying and confirming certain prior acts.
16	WHEREAS, since 1996, Sound Transit has been implementing the voter-approved Sound Move,
17	Sound Transit 2 (ST2), and Sound Transit 3 (ST3) plans for a high-capacity regional
18	transit system for the Central Puget Sound region; and
19	WHEREAS, the Sound Move, ST2, and ST3 plans include the following seven electric light-rail
20	lines located wholly or partially in Seattle: Central Link (downtown Seattle to SeaTac);
21	University Link (downtown Seattle to University of Washington); Northgate Link
22	Extension (University of Washington to Northgate); Lynnwood Link Extension
23	(Northgate to Lynnwood); East Link (downtown Seattle to Redmond); West Seattle Link
24	Extension (downtown Seattle to West Seattle); and Ballard Link Extension (downtown
25	Seattle to Ballard); and
26	WHEREAS, through a series of resolutions (R99-34; R2001-16; R2005-20; R2006-07; R2011-
27	10; R2012-13; and R2015-05), the Sound Transit Board selected the rail alignment,
28	station locations, and maintenance base location for the five projects that are currently
29	under construction or operating in Seattle (City): Central Link; University Link;
30	Northgate Link Extension; East Link; and Lynnwood Link; and

1

Jon Layzer SDOT ST NE 130<sup>th</sup> St Station TWA ORD D1b

WHEREAS, the City Council approved the alignment, station locations, and maintenance base							
location for the Sound Transit Central Link, University Link, Northgate Link Extension,							
East Link, and Lynnwood Link Extension projects in Resolutions 30128 (adopted April							
10, 2000), 30993 (adopted September 24, 2007), 31465 (adopted September 16, 2013),							
and 31784 (adopted December 11, 2017); and							
WHEREAS, pursuant to Ordinance 119975, in July 2000, the City and Sound Transit executed							
an Agreement for the Grant of Non-Exclusive Use of a Light Rail Transit Way as Related							
to the Central Link Light Rail Transit Project ("Transit Way Agreement") which reflected							
the then-current alignment; and							
WHERAS, amendments to the Transit Way Agreement were authorized by: Ordinance 120899							
in 2002, to include technical corrections; Ordinance 122504 in 2007, to revise the							
approved alignment for the North Link extension and to include the University Link							
extension, among other things; Ordinance 124289 in 2013, to revise the approved							
alignment and to add the Northgate Link and East Link extensions, among other things;							
and Ordinance 125500 in 2017 to revise the approved alignment and to add the							
Lynnwood Link extension, among other things; and							
WHEREAS, on June 23, 2022, the Sound Transit Board adopted Resolution R2022-17, adopting							
the NE 130th Street Infill Station project baseline schedule and budget, authorizing the							
implementation of the NE 130 <sup>th</sup> Street Infill Station; and							
WHEREAS, on June 23, 2022, the Sound Transit Board adopted Resolution R2022-18,							
authorizing the chief executive officer to acquire real property interests to support							
building the NE 130 <sup>th</sup> Street Infill Station; and							

2

1	WHEREAS, on June 23, 2022, the Sound Transit Board adopted Resolution M2022-46,							
2	authorizing the chief executive officer to execute contract modifications to existing							
3	contracts to build the NE 130th Street Infill Station; and							
4	WHEREAS, the City Council approval of the light rail alignment, station locations, and							
5	maintenance base location in the City is required by Seattle Municipal Code Chapter							
6	23.80; and							
7	WHEREAS, an amendment to the Transit Way Agreement is required to reflect the addition of							
8	the NE 130 <sup>th</sup> Street Infill Station in the City and to allow Sound Transit to proceed with							
9	the NE 130 <sup>th</sup> Street Infill Station project; NOW, THEREFORE,							
10	BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:							
11	Section 1. Pursuant to Seattle Municipal Code Section 23.80.004, the City hereby							
12	approves the alignment of the Sound Transit light rail lines through the city of Seattle, including							
13	the location of the light rail stations and maintenance base in the city of Seattle, all as generally							
14	described in Exhibit A and depicted in Exhibit B to Attachment 1 to this ordinance. This							
15	approval does not waive the City's regulatory or permitting authority as to any permits or other							
16	approvals for the light rail line, stations, and maintenance base that are required by law.							
17	Section 2. This ordinance supersedes the approval of the alignment, station locations, and							
18	maintenance base for Sound Transit's Link light rail lines as described in Resolution 31784.							
19	Section 3. The Director of the Seattle Department of Transportation is authorized to							
20	execute an amendment to the Transit Way Agreement, substantially in the form attached as							
21	Attachment 1 to this ordinance, acknowledging the revised alignment and station locations for							
22	the Link Light Rail Project.							

Jon Layzer SDOT ST NE 130<sup>th</sup> St Station TWA ORD D1b

1	Section 4. Recognizing the unique nature of the NE 130 <sup>th</sup> Infill Station project and to
2	support expedited project delivery by Sound Transit, Seattle Municipal Code Section 11.23.440
3	is superseded to the extent necessary to authorize the Director of the Seattle Department of
4	Transportation to allow construction worker parking that may otherwise be prohibited by Seattle
5	Municipal Code Section 11.23.440 in areas of 5 <sup>th</sup> Ave NE closed to general purpose traffic for
6	project construction in accordance with applicable design documents and construction approvals.
7	Section 5. Any act consistent with the authority of this ordinance taken after its passage
8	and prior to its effective date is ratified and confirmed.
9	Section 6. This ordinance shall take effect and be in force 30 days after its approval by
10	the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
11	shall take effect as provided by Seattle Municipal Code Section 1.04.020.
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Jon Layzer SDOT ST NE 130<sup>th</sup> St Station TWA ORD

	D16								
1									
2	Passed by the City Council the <u>15th</u> day of <u>November</u> , 2022	2,							
3	and signed by me in open session in authentication of its passage this <u>15th</u> day of								
4	November, 2022.								
5 6	Debara funey President of the City Council								
7	Approved / $\Box$ returned unsigned / $\Box$ vetoed this <u>18th</u> day of <u>November</u> , 20	022.							
8	Bruce Q. Hanel								
9	Bruce A. Harrell, Mayor								
10	Filed by me this <u>18th</u> day of November , 2022.								
11	Cun cida								
12	Elizabeth M. Adkisson, Interim City Clerk								
13	(Seal)								
14 15 16 17 18	Attachments: Attachment 1 – Amendment No. 4 to the Agreement Between the City of Seattle and Sound Transit for Grant of Non-Exclusive Use of a Light Rail Transit Way as Related to the Link Li Rail Transit Project	ight							

## AMENDMENT NO. 4 TO THE AGREEMENT BETWEEN THE CITY OF SEATTLE AND SOUND TRANSIT FOR GRANT OF NON-EXCLUSIVE USE OF A LIGHT RAIL TRANSIT WAY AS RELATED TO THE LINK LIGHT RAIL TRANSIT PROJECT

This Amendment No. 4 (Amendment) to the August 29, 2002 Agreement (effective September 4, 2002) for Grant of Non-Exclusive Use of a Light Rail Transit Way as Related to the Link Light Rail Transit Project is entered into by and between the City of Seattle (City) and the Central Puget Sound Regional Transit Authority (Sound Transit) and is effective when signed by both parties hereto.

### RECITALS

WHEREAS, since 1996, Sound Transit has been implementing the voter-approved Sound Move, Sound Transit 2 (ST2) and Sound Transit 3 (ST3) plans for a high-capacity regional transit system for the Central Puget Sound region; and

WHEREAS, the Sound Move and ST2 Plans include the following five electric light-rail lines: Central Link (downtown Seattle to SeaTac Airport); University Link, (downtown Seattle to University of Washington); Northgate Link Extension (University of Washington to Northgate); East Link (downtown Seattle to Redmond); and Lynnwood Link Extension (Northgate to Lynnwood); and

WHEREAS, through a series of resolutions (R99-34; R2001-16; R2005-20; R2006-07; R2011-10; R2012-13; and R2015-05), the Sound Transit Board selected the rail alignment, station locations, and maintenance base location for the five projects that are currently under construction or operating in the City of Seattle: Central Link, University Link, Northgate Link Extension, East Link, and Lynnwood Link Extension; and

WHEREAS, the Seattle City Council approved the alignment, station locations, and maintenance base location for the Sound Transit Central Link, University Link, Northgate Link Extension, East Link, and Lynnwood Link Extension projects in Resolutions 30128 (adopted April 10, 2000), 30993 (adopted September 24, 2007), 31465 (adopted September 16, 2013), and 31784 (adopted December 11, 2017); and

WHEREAS, pursuant to Ordinance 119975, in July 2000, the City and Sound Transit executed an Agreement between the City of Seattle and Sound Transit for Grant of Non-Exclusive Use of a Light Rail Transit Way as Related to the Central Link Light Rail Transit Project (Transit Way Agreement or Agreement); and

WHEREAS, the Transit Way Agreement was amended by Ordinance 120788 in September 2002 to include technical corrections; by Ordinance 122504 in 2007 to revise the approved alignment and include the University Link and North Link extensions, among other things; by Ordinance 124289 in 2013 to again revise the approved alignment and to add the Northgate Link and East Link extensions to the Agreement; and by Ordinance 125500 in 2017 to include the Lynnwood Link Extension; and

Att 1 – Amendment No. 4 to Seattle TWA V1a

**WHEREAS**, the Lynnwood Link light rail line approved by the Sound Transit Board extends north from the previously-approved location of the Northgate Station along I-5 and includes accommodations for a future station at Northeast 130<sup>th</sup> Street; and

**WHEREAS,** through a series of resolutions and motions (R2020-01, M2020-13, and M2020-14), the Sound Transit Board authorized Sound Transit's design consultant to proceed with the final design and construction of the foundation for the NE 130<sup>th</sup> Station and authorized the budget for same;

**WHEREAS,** pursuant to Sound Transit's Realignment process (R2021-05), the Sound Transit Board authorized staff to advance the NE 130<sup>th</sup> Station to completion by 2025;

**WHEREAS,** on June 23, 2022, pursuant to R2022-17 and M2022-46, the Sound Transit Board authorized the baseline budget, amended the schedule to an open for service date of Q2 2026, and authorized the CEO to execute design and construction contracts for the full build of the NE 130<sup>th</sup> Station;

**WHEREAS,** an amendment to the Transit Way Agreement is required to reflect the addition of NE 130<sup>th</sup> Station to the Lynnwood Link Extension Project in the City of Seattle and to allow Sound Transit to proceed with the construction, operation, and maintenance of the NE 130<sup>th</sup> Station as part of the Lynnwood Link Extension Project;

**NOW, THEREFORE**, in consideration of the mutual promises contained herein, the parties hereby agree to amend the Agreement as follows:

Section 1. Exhibit A to the Agreement, as referenced in Section 2. 1 of the Agreement, is hereby replaced with Exhibit A of this Amendment.

Section 2. Exhibit B to the Agreement, as referenced in Section 2.1 of the Agreement, is hereby replaced with Exhibit B of this Amendment.

<u>Section 3.</u> The plans and profile drawings attached as Exhibit C of this Amendment are hereby incorporated as additional drawings into Exhibit C of the Agreement, as referenced in Section 2.1 of the Agreement, to reflect the addition of the NE 130<sup>th</sup> Station portion of the Lynnwood Link Light Rail line in the City of Seattle.

<u>Section 4.</u> All of the remaining provisions and terms of the Agreement, except as specifically modified by this Amendment, remain in full force and effect.

[Signatures on following page.]

Att 1 – Amendment No. 4 to Seattle TWA V1a

### CENTRAL PUGET SOUND REGIONAL TRANSIT AUTHORITY (SOUND TRANSIT)

### By: Ron Lewis, Executive Director – Design Engineering and Construction Management

By: \_\_\_\_\_ Greg Spotts, Director

THE CITY OF SEATTLE

Date:

Date: \_\_\_\_\_

Approved as to Form:

Authorized by Ordinance No.:

Sound Transit Legal Counsel

Exhibits:

Exhibit A to Amendment No. 4: General Description of Light Rail Alignment, Station Locations and Maintenance Facility Location

Exhibit B to Amendment No. 4: Light Rail Alignment, Station Locations and Maintenance Facility Location (Maps 1 through \_\_\_\_)

Exhibit C to Amendment No. 4: Plans and Profile Drawings

### Exhibit A: General Description of Light Rail Alignment, Station Locations, and Maintenance Facility Location

### Lynnwood Link Extension (NE 145th St to Northgate)

Route: Elevated structure begins north of Northgate Station and continues along the route of Interstate 5 (I-5) as combined retained cut/fill and elevated structure to NE 145<sup>th</sup> St.

Station:

NE 130<sup>th</sup> Street Station – West side of 5<sup>th</sup> Ave NE and north of NE 130<sup>th</sup> Street/Roosevelt Way NE, elevated side platform

## Northgate Link Extension (Northgate to University of Washington)

Route: Elevated structure at Northgate, tunnel begins south of the Maple Leaf Portal at 94<sup>th</sup> Street.

Stations:

Northgate Station – East side of 1st Avenue NE, spanning NE 103rd Street, elevated (includes tail track)

Roosevelt Station - West side of 12th Avenue NE, north of NE 65th St, tunnel U

District Station - Brooklyn Ave NE, south of NE 45th Street, tunnel

# University Link (University of Washington to Pine Street Stub Tunnel)

Route: Tunnel under University of Washington, Montlake Cut, and Capitol Hill Stations:

University of Washington Station - East side of Montlake Boulevard NE, near Husky Stadium, tunnel (includes crossover)

Capitol Hill Station - East side of Broadway E, south of E John Street, tunnel

# Initial Segment (Pine Street Stub Tunnel to S. McClellan Street)

Route: Use existing Downtown Seattle Transit Tunnel (DSTT). South of downtown, use E-3

Busway rising to elevated structure turning east along south side of S. Forest Street, and then to tunnel under Beacon Hill.

Stations:

Westlake - Tunnel

University Street – Tunnel Pioneer Square – Tunnel International District/Chinatown – Tunnel Att 1 – Amendment No. 4 to Seattle TWA V1a

Stadium – E-3 Busway at S Royal Brougham Way, at-grade SODO – E-3 Busway, north of S Lander Street, at-grade Beacon Hill – Beacon Avenue S at S Lander Street, tunnel

### Initial Segment (S. McClellan Street to Boeing Access Road)

Route: Elevated out of Beacon Hill tunnel, then turning south on Martin Luther King, Jr. Way S, atgrade in median

Stations:

Mount Baker – S McClellan Street, elevated Columbia City-S Edmunds Street, at-grade Othello - S Othello Street, at-grade

Rainier Beach - S Henderson Street, at-grade

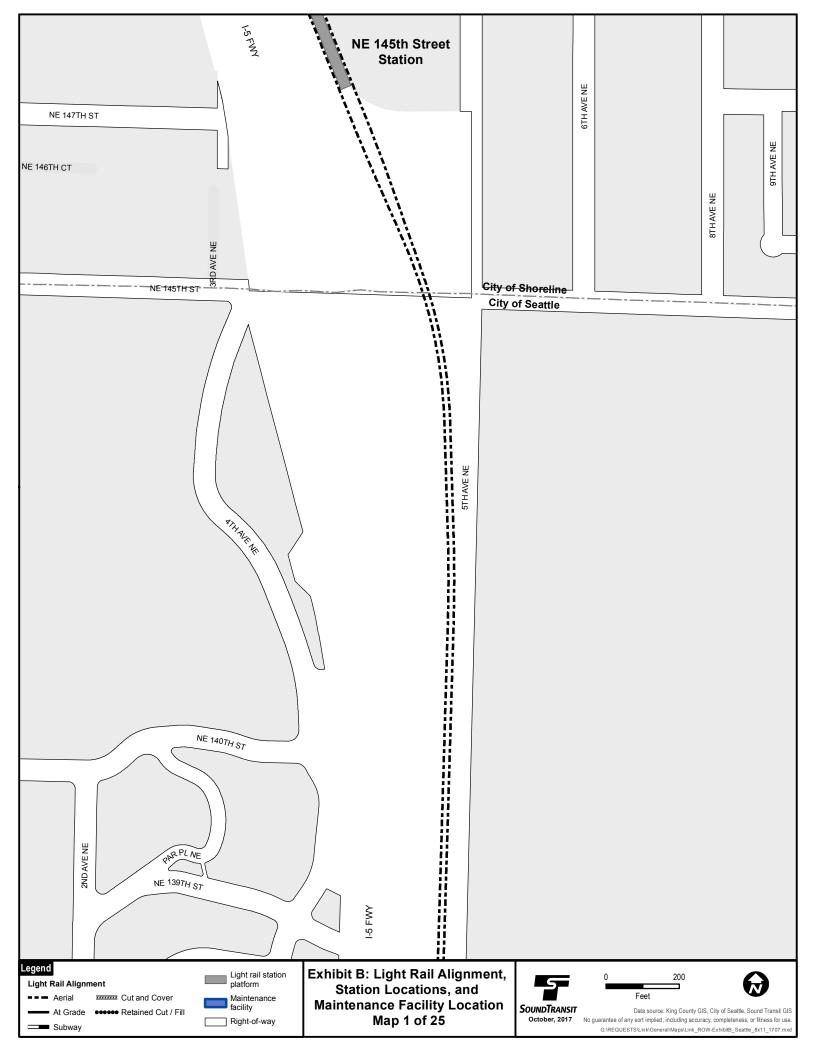
<u>Maintenance Facility</u> Maintenance Facility site – extends from 7<sup>th</sup> Avenue S to Airport Way S, and from S Forest Street to south of S Hinds Street.

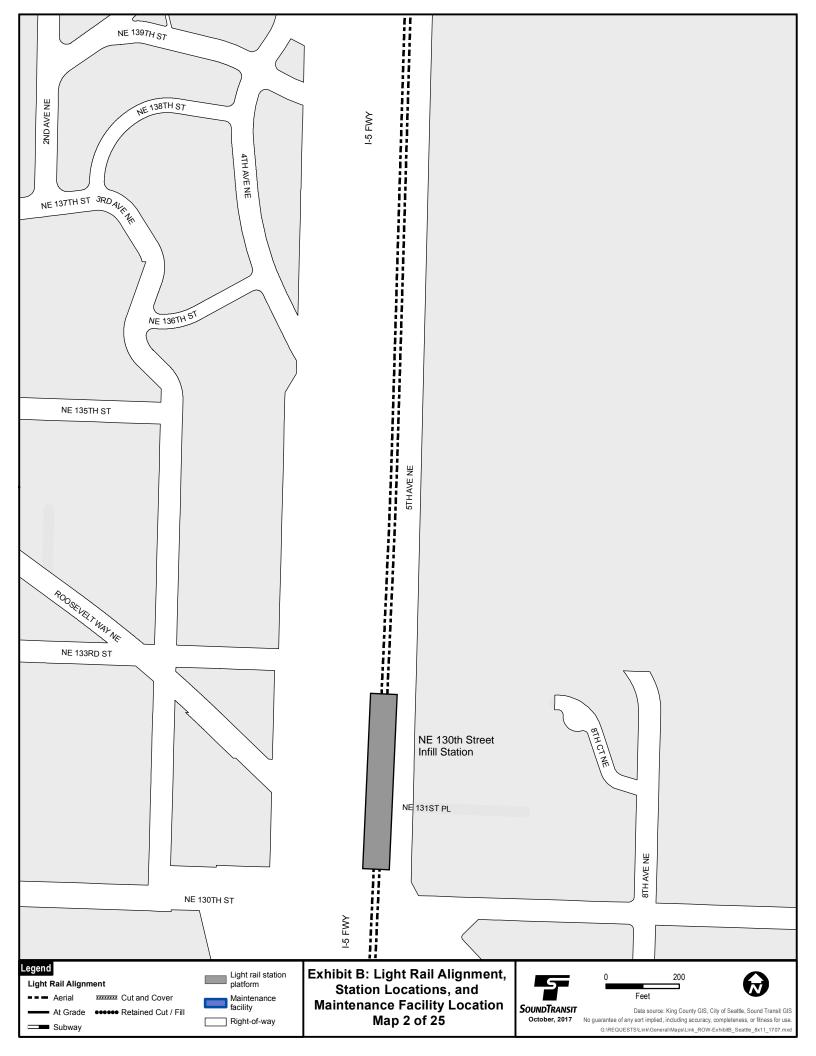
### East Link (International District/Chinatown Station to the west edge of Lake Washington along 1-90)

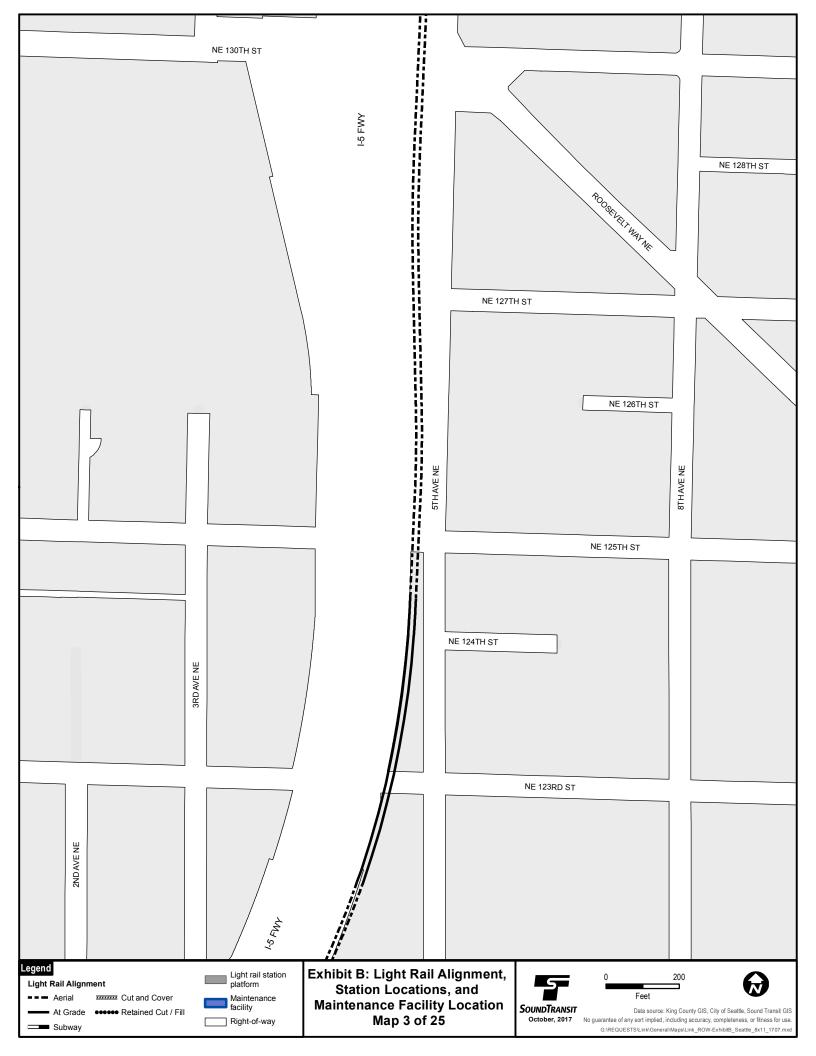
Route: From the International District/Chinatown Station in the Downtown Seattle Transit Tunnel coming up at grade onto the Interstate 90 Express Lanes

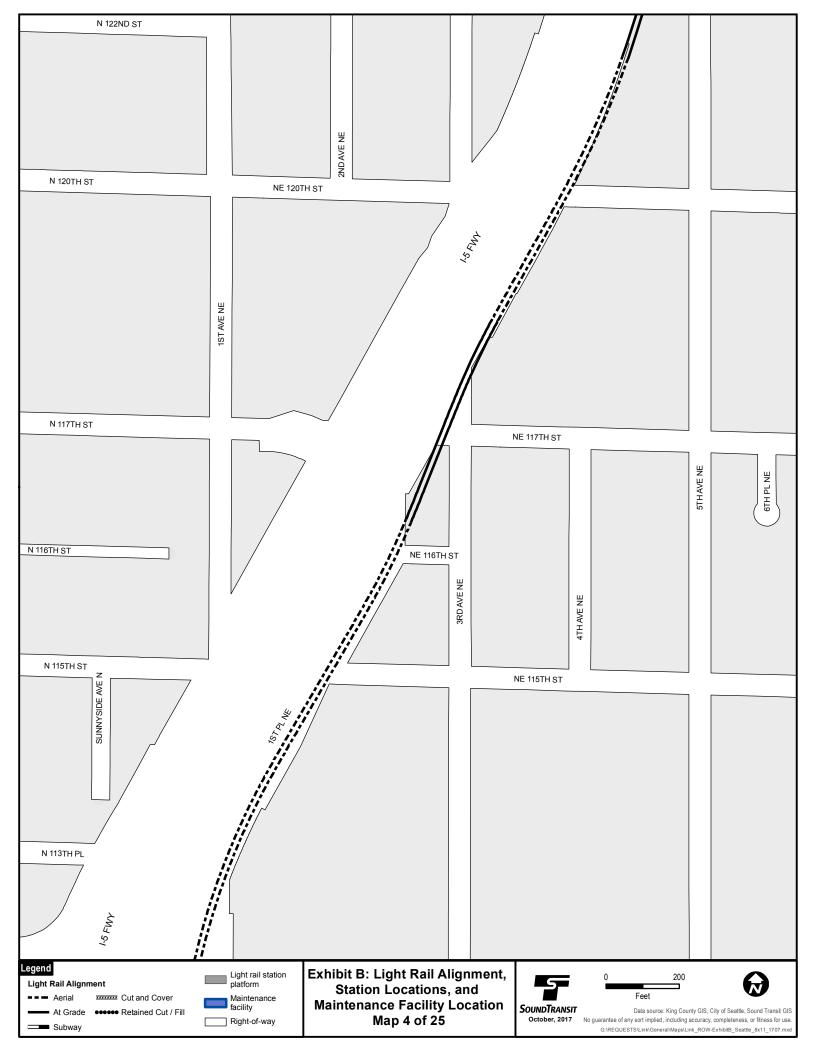
Stations:

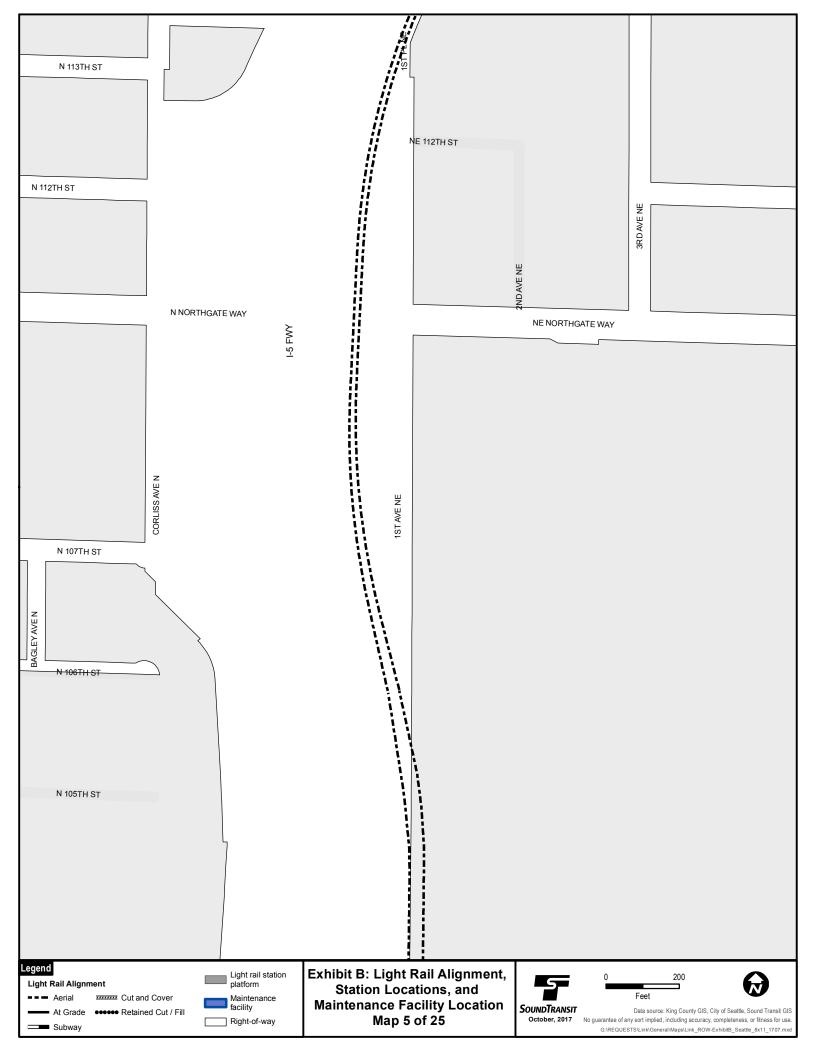
Judkins Park Station - on 1-90 center roadway east of Rainer Avenue S, at-grade

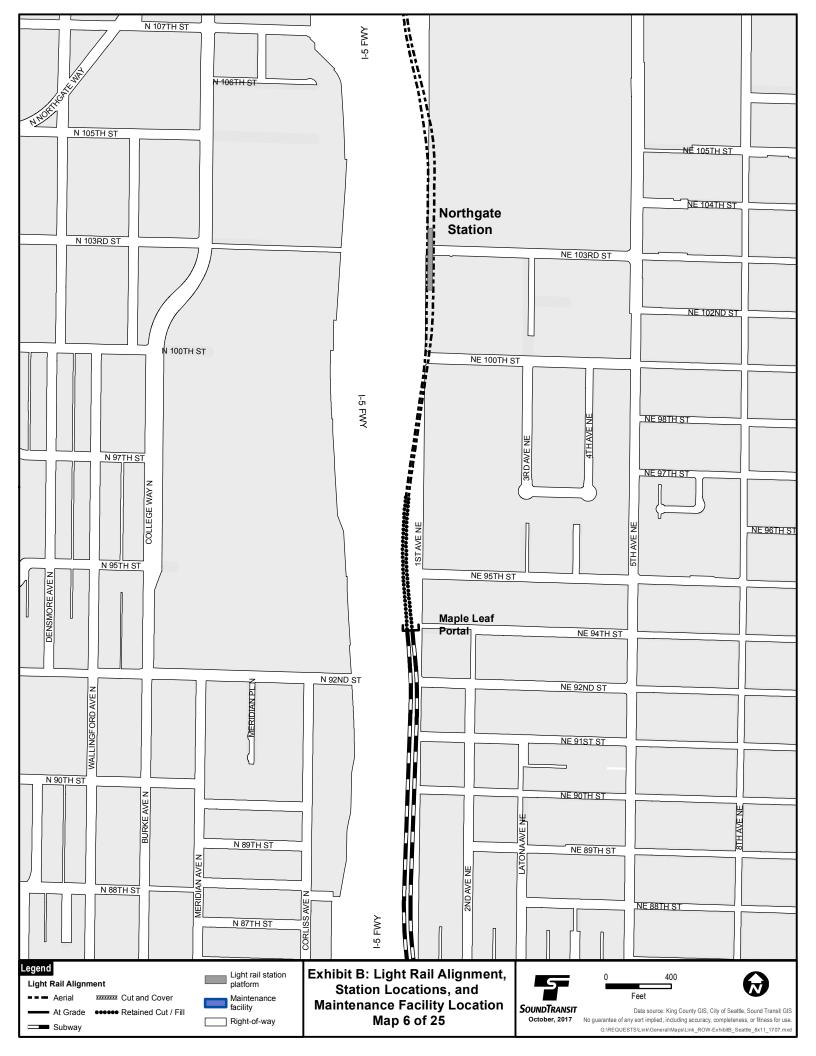


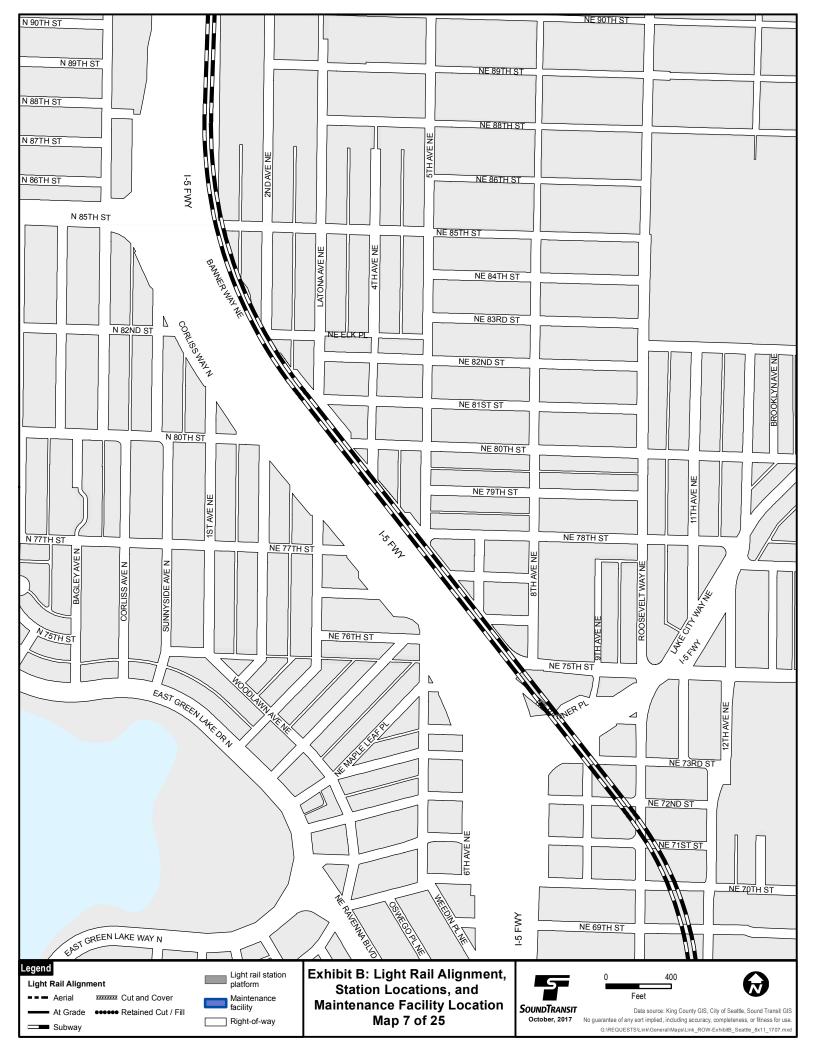






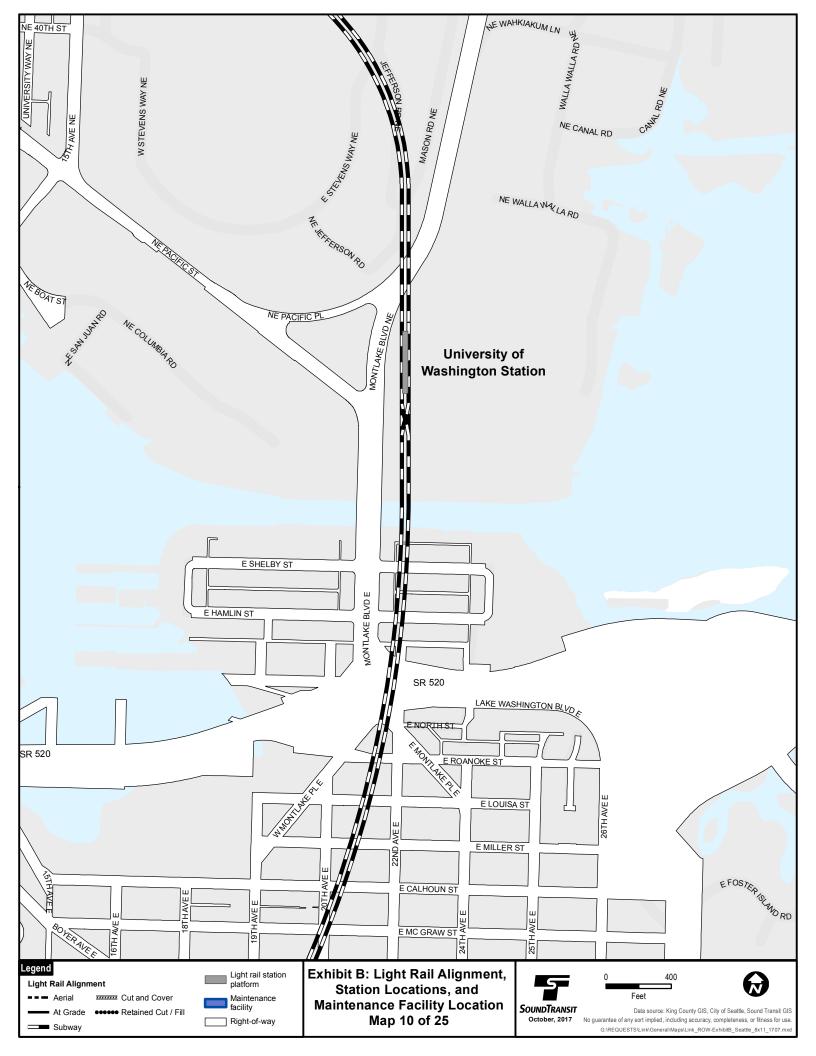




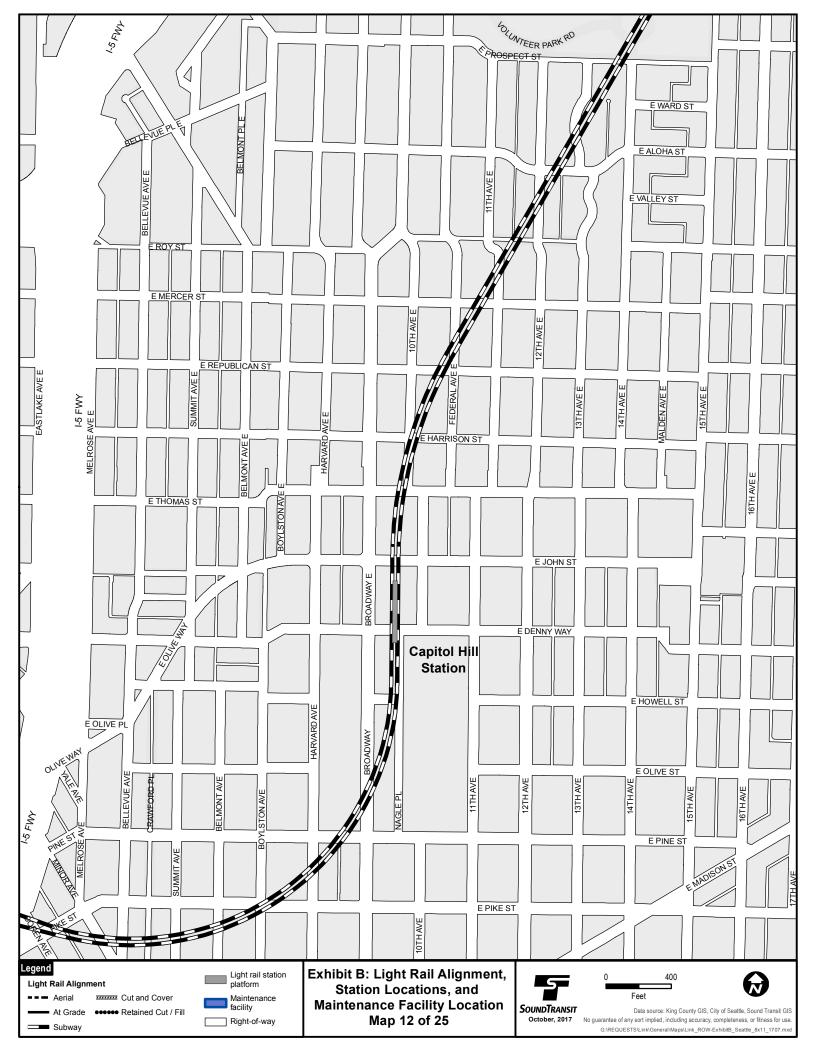


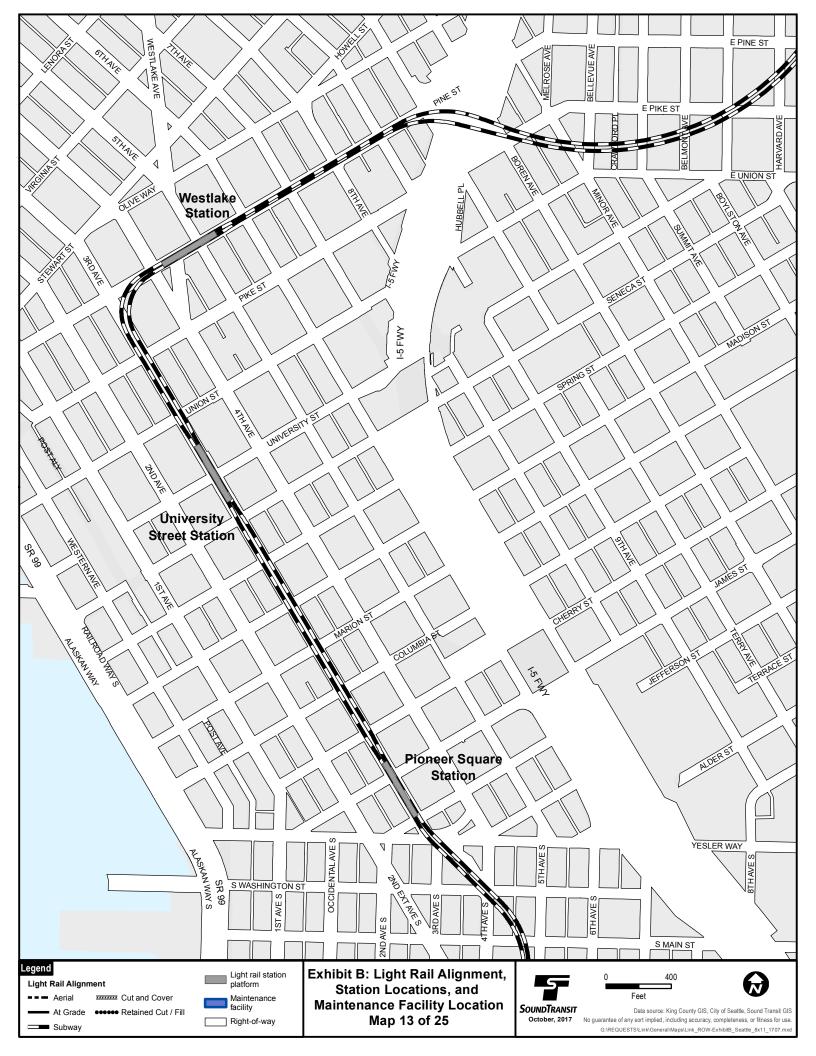


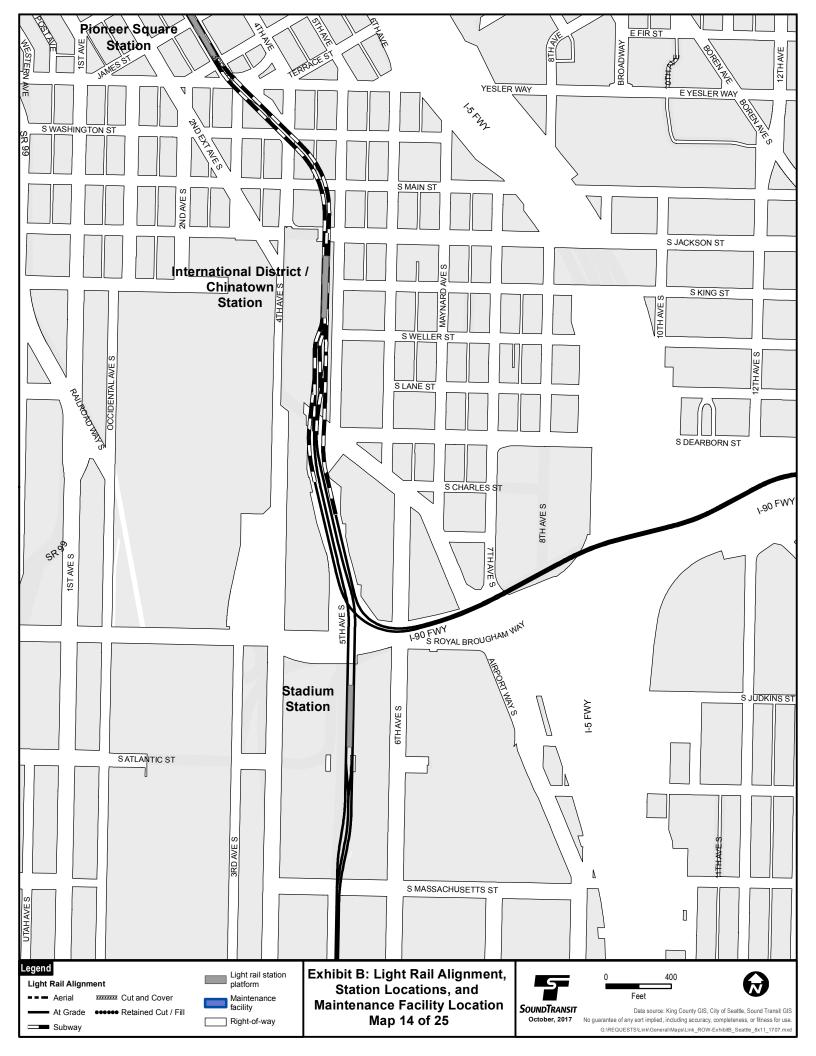


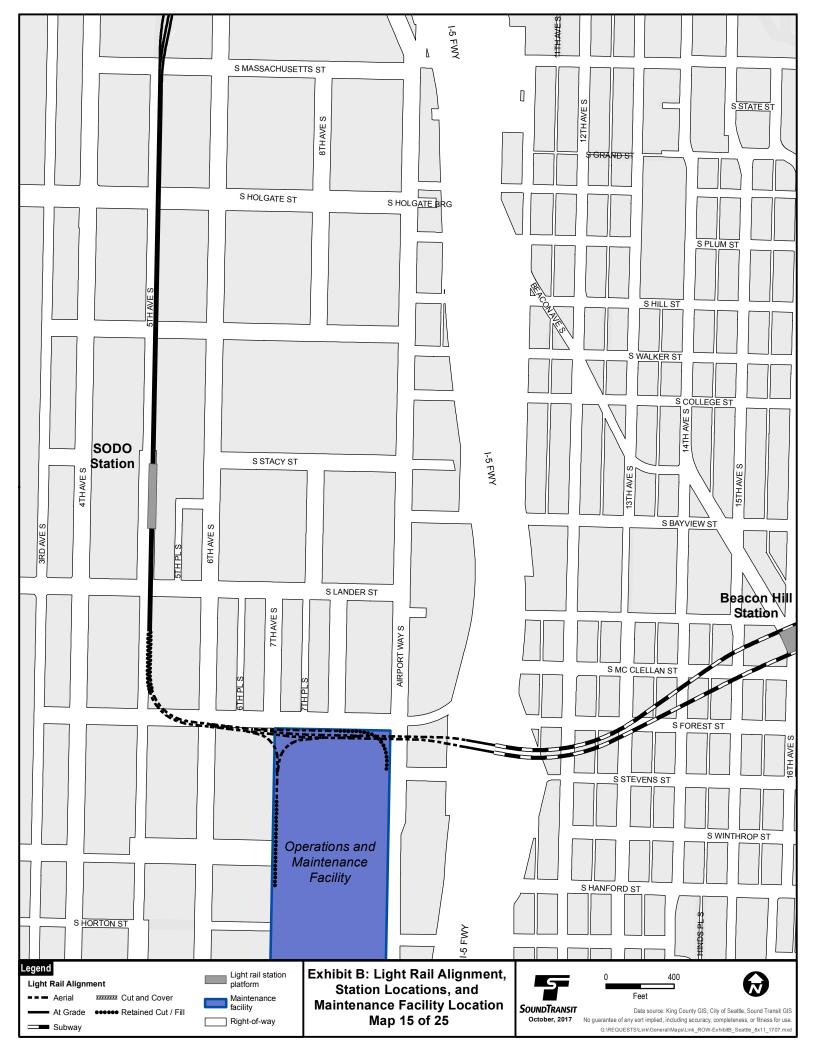


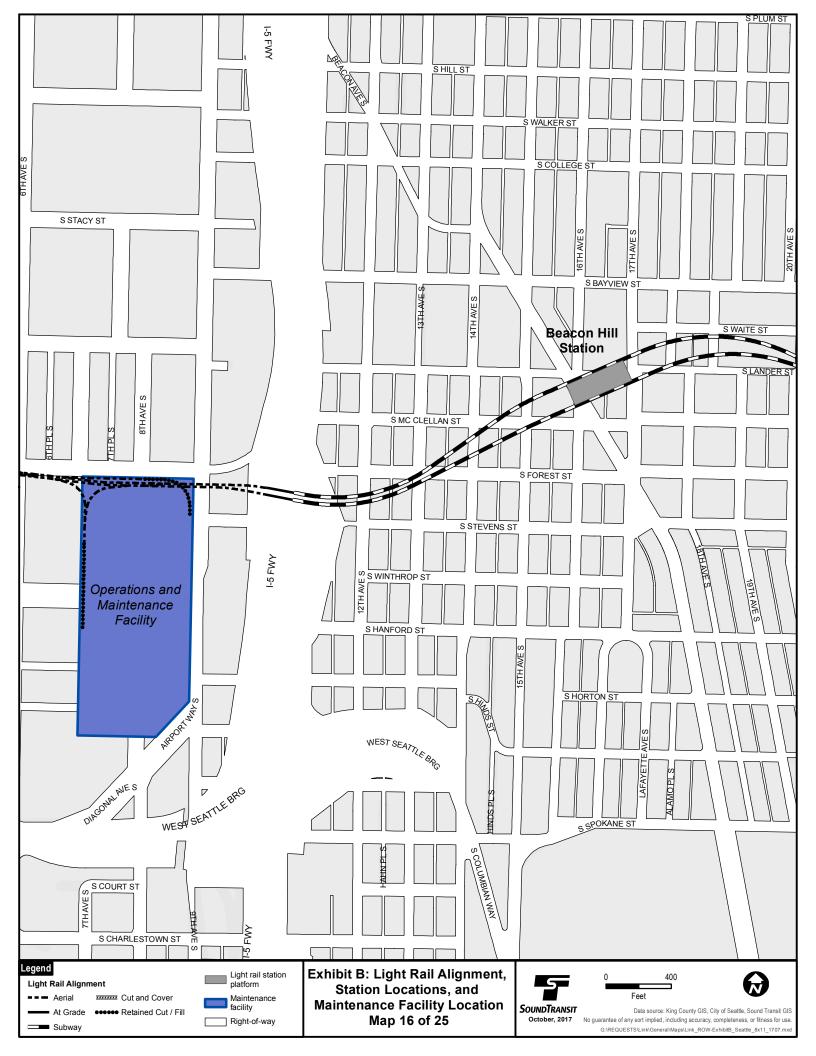


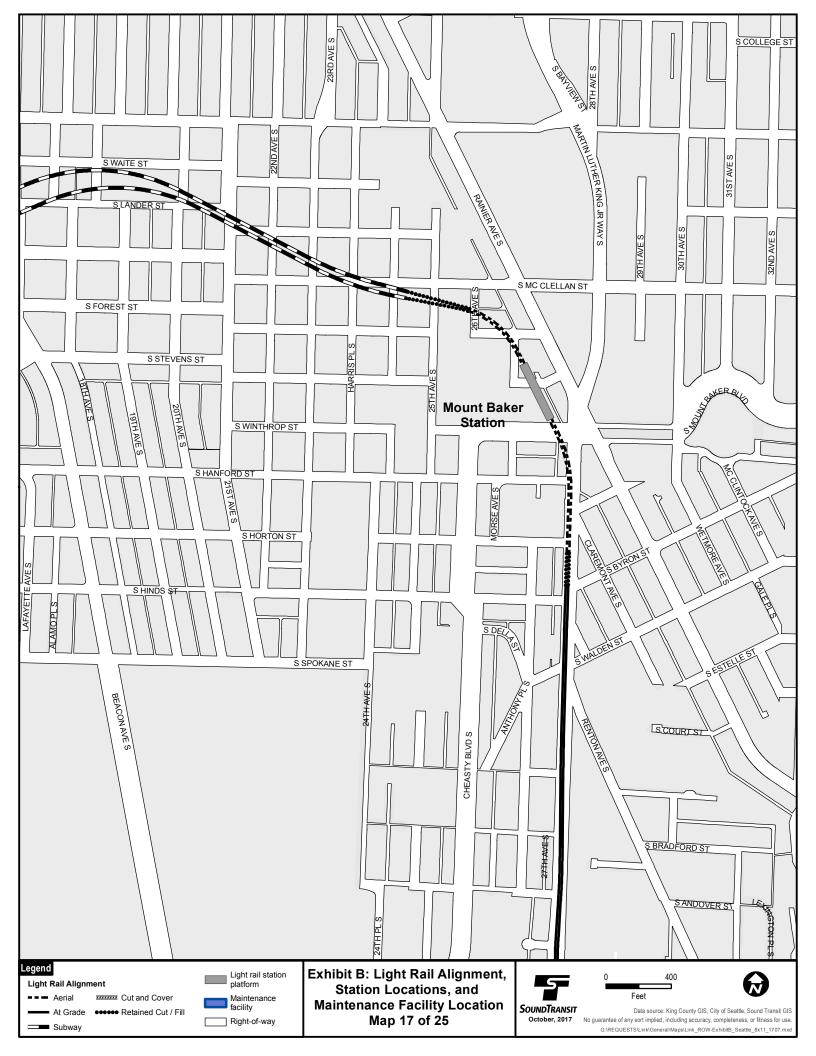




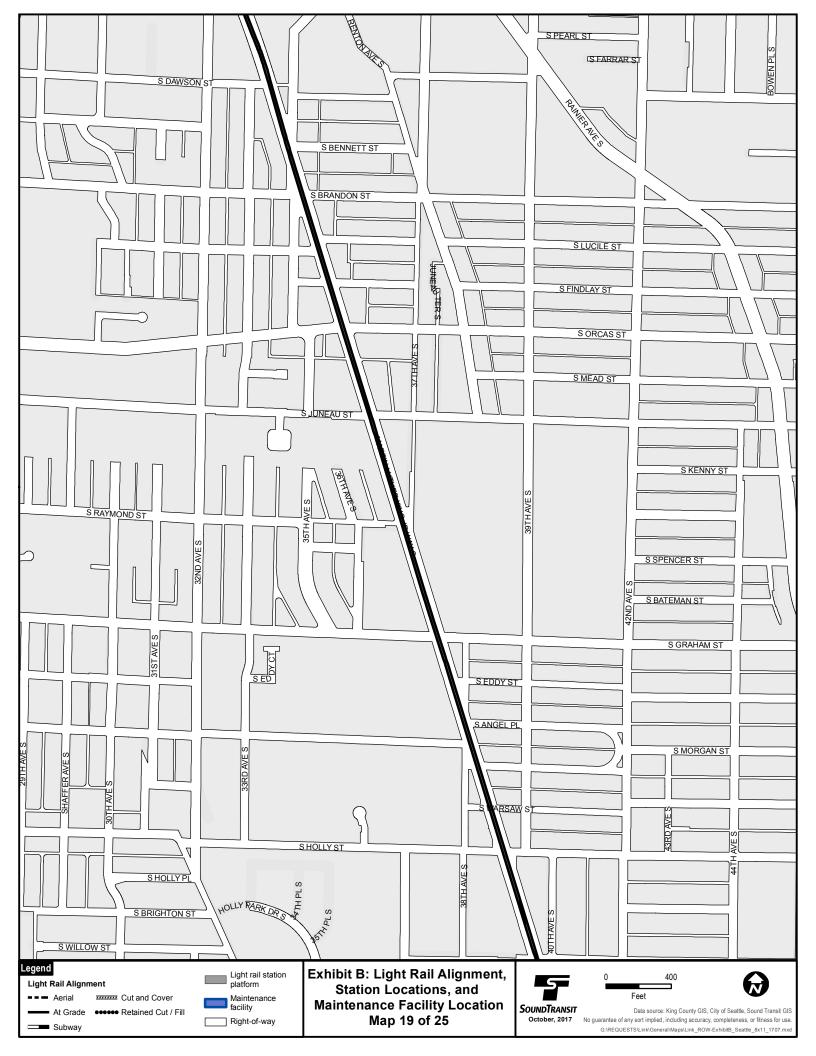


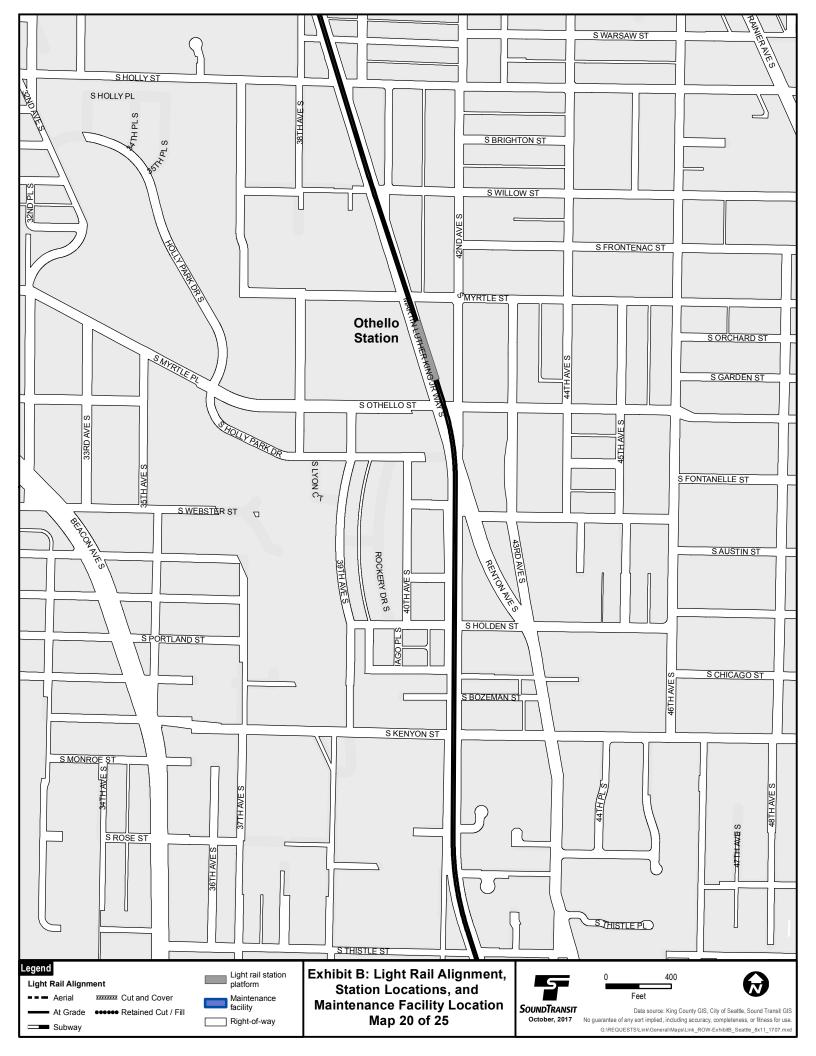


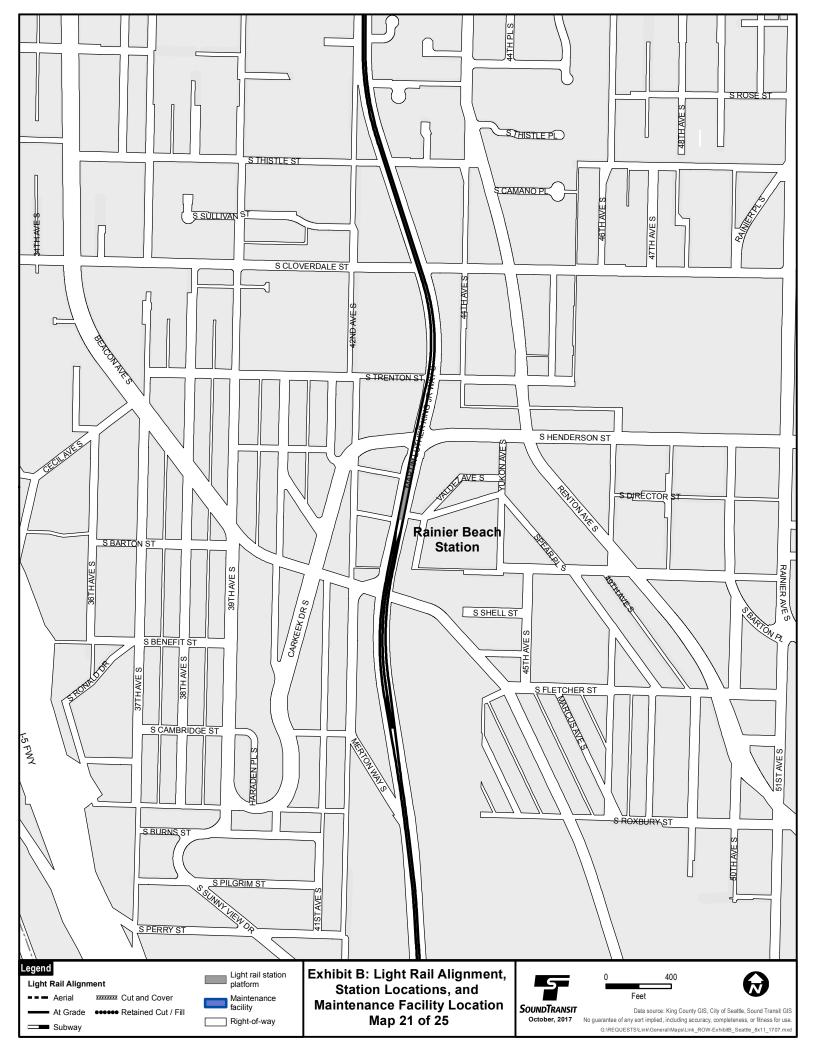


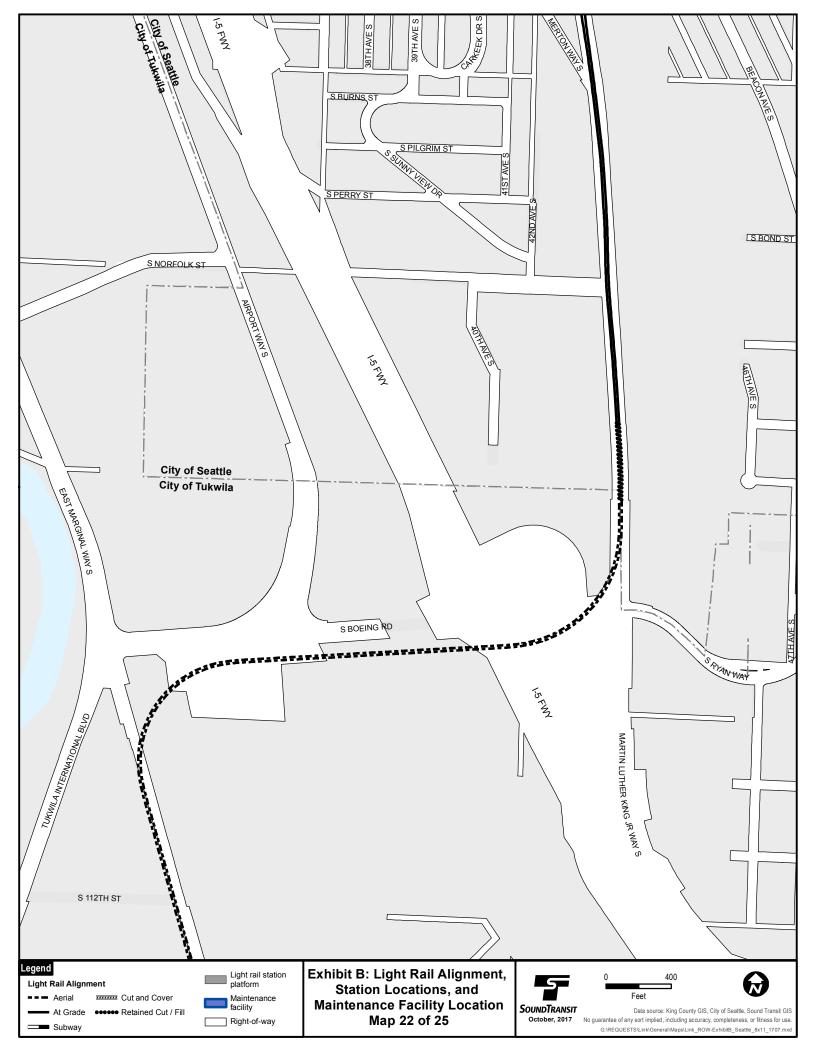


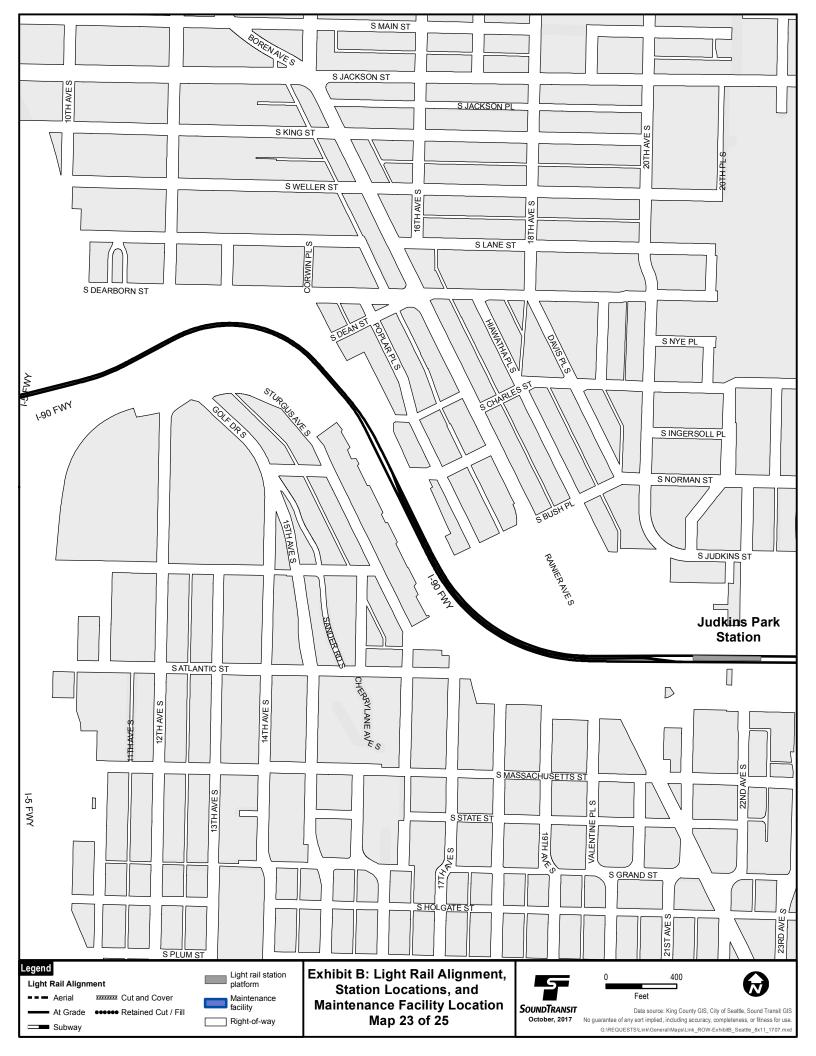


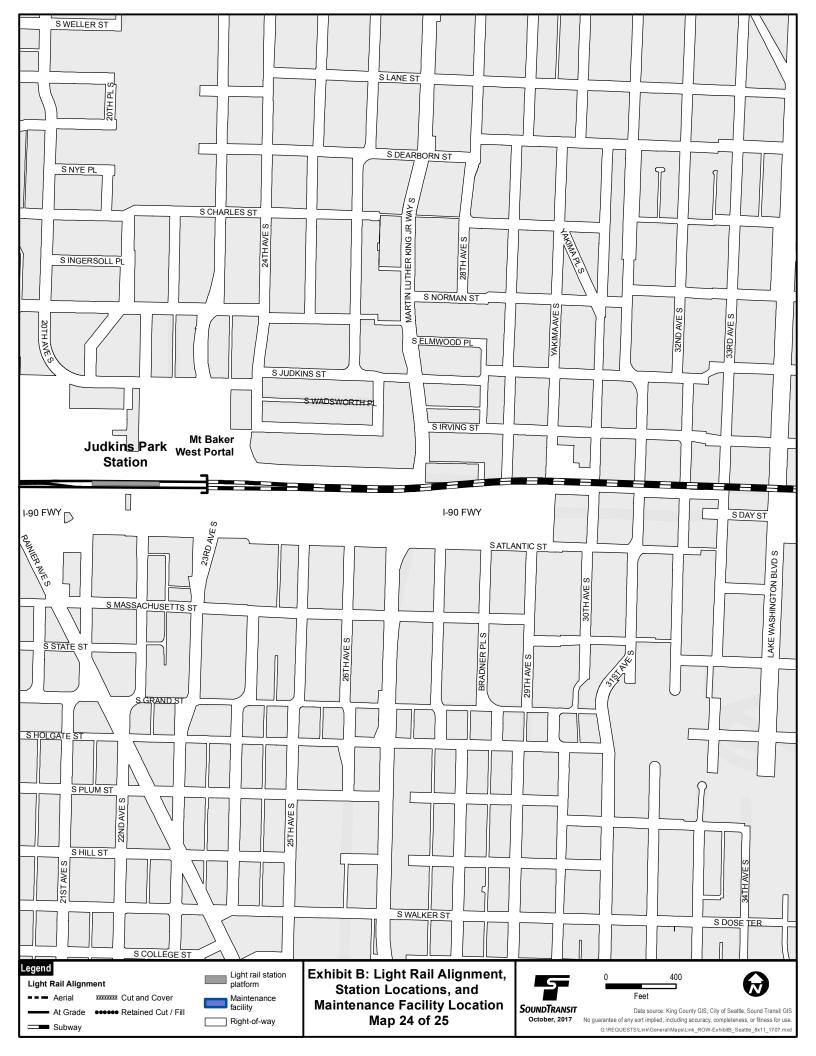


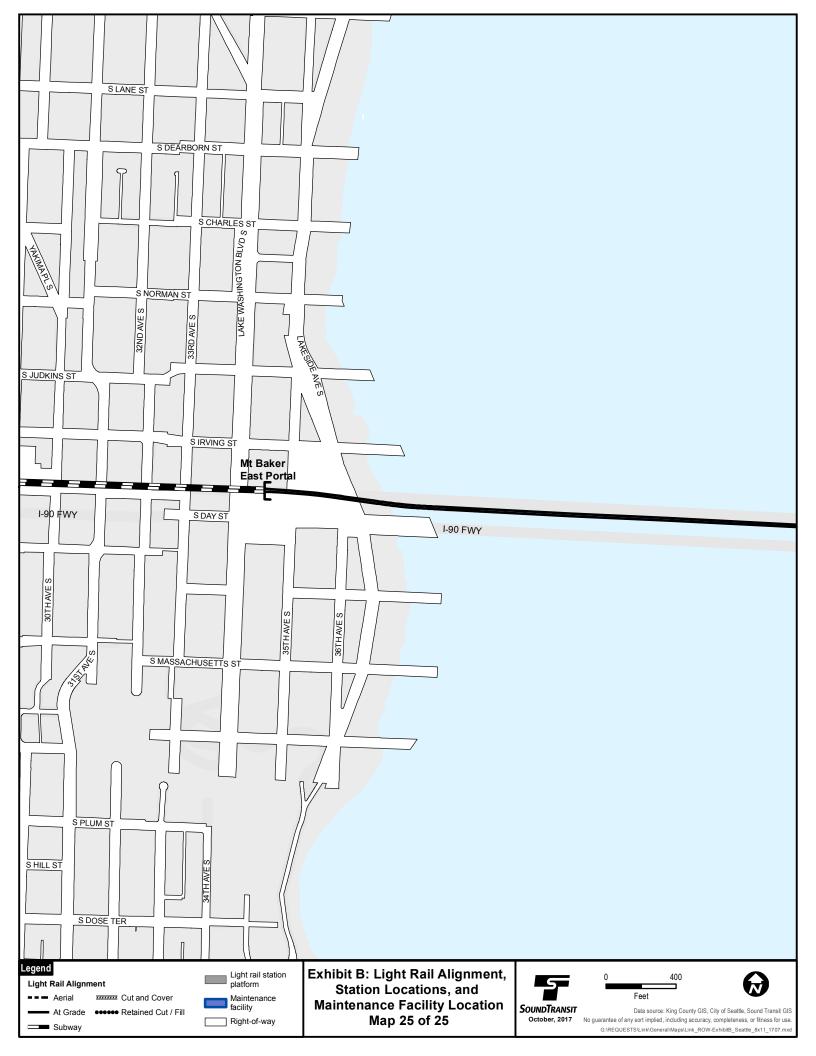


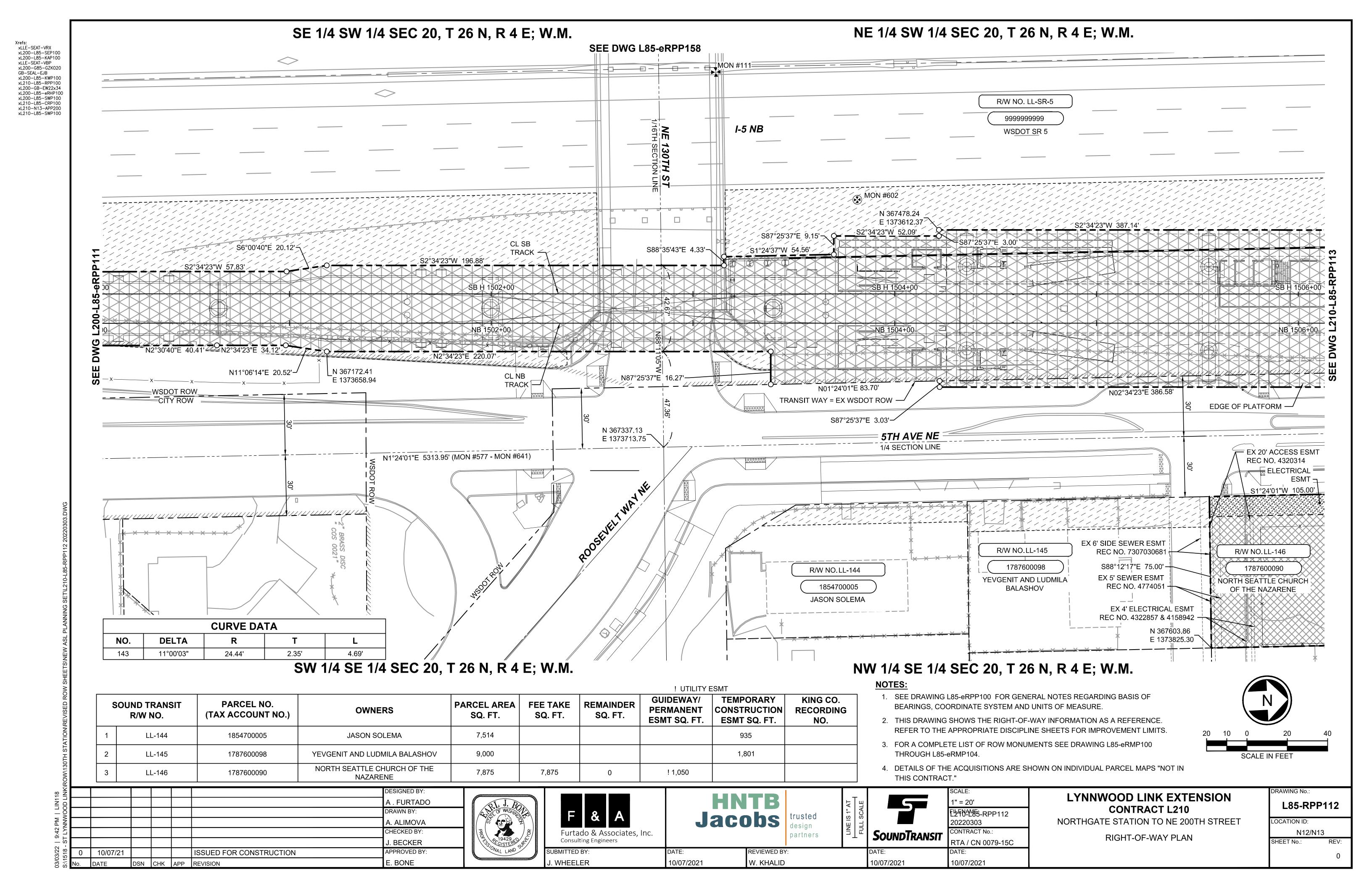


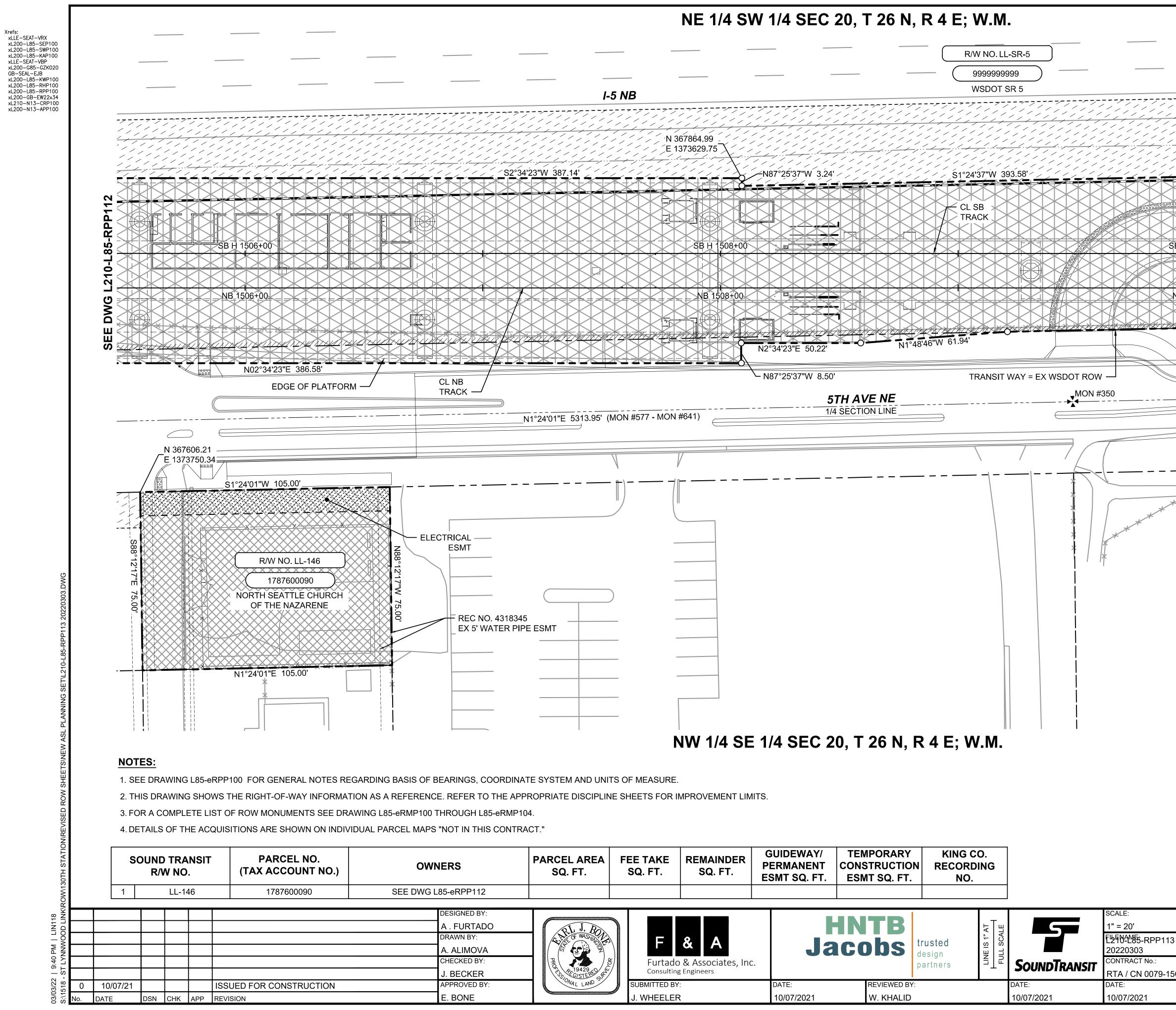




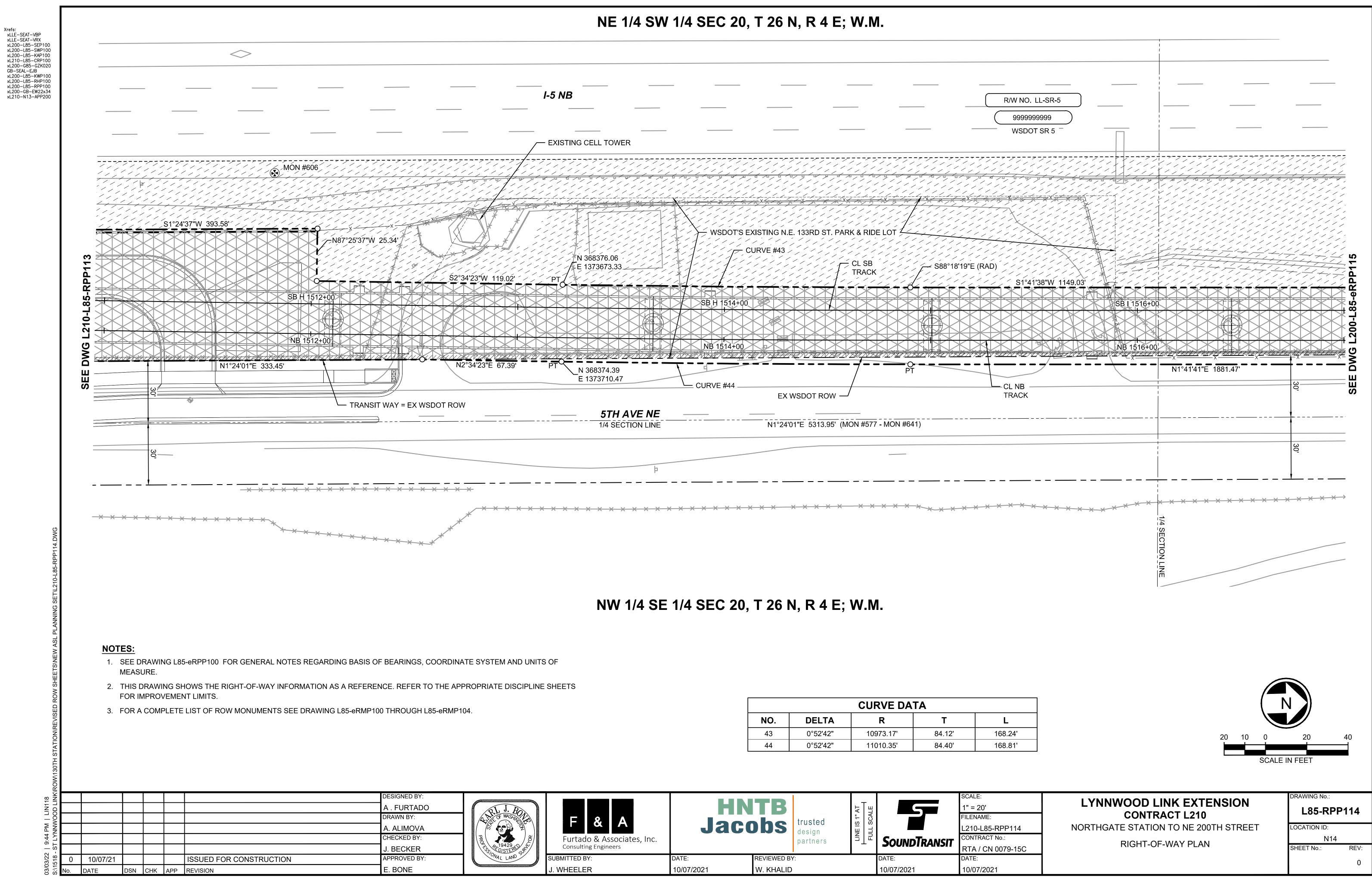








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