

CITY OF SEATTLE
ORDINANCE 126904
COUNCIL BILL 120629

AN ORDINANCE relating to King County Conservation Futures Levy proceeds; authorizing the Mayor to enter into Amendment 1 to the Interlocal Cooperation Agreement between the King County and the City of Seattle for Conservation Futures-Funded Open Space Acquisition Projects; and authorizing the deposit of 2021, 2022 and 2023 allocations from King County Conservation Futures Levy proceeds into The City of Seattle’s Park and Recreation Fund.

WHEREAS, King County Conservation Futures Levy (CFL) funds are collected throughout King County as a dedicated portion of property taxes for the acquisition of open space and natural resource lands; and

WHEREAS, in 1990, City Ordinance 114978 authorized the CFL Interlocal Cooperation Agreement (“CFL Interlocal”) with King County to govern the receipt and use of CFL proceeds, and to define the special projects (“Projects”) approved by King County for acquisition using CFL proceeds; and

WHEREAS, each year the City and King County amended the CFL Interlocal to add Projects and to provide for additional allocations of CFL proceeds; and

WHEREAS, on November 13, 2018, the King County Council passed Ordinance 18827, which authorizes the King County Executive to execute a new CFL Interlocal; and

WHEREAS, on November 22, 2021, the City Council passed Ordinance 126477, which authorizes the new Conservation Futures Interlocal Agreement (“Interlocal”), to which was attached the Amendment to the Conservation Futures Interlocal Cooperation Agreement Between King County and the City of Seattle for Open Space Acquisition Projects (“Amendment”); and

1 WHEREAS, on November 23, 2021 the King County Council passed Ordinance 19364, which
2 reallocated \$1,000,000 in 2021 Conservation Futures Levy proceeds to the City of Seattle
3 for the Longfellow Creek Addition, Thornton Creek: North Branch, Turner-Koepf House
4 & Garden projects; and

5 WHEREAS, on November 23, 2021 the King County Council passed Ordinance 19364, which
6 appropriated a total of \$ 7,000,000 in 2022 Conservation Futures Levy proceeds to The
7 City of Seattle for the Duwamish River Shoreline Acq: Unity Electric, East Duwamish
8 Greenbelt: Brick Pits, North Rainier Park Charlestown Addition, and North Rainier Town
9 Center Park projects, and

10 WHEREAS, on August 16, 2022 the King County Council passed Ordinance 19479, which
11 reallocated \$900,000 in 2022 Conservation Futures Levy proceeds to the City of Seattle
12 for the Longfellow Creek Addition and North Rainier Park Charlestown Addition
13 projects; and

14 WHEREAS, on November 15, 2022 the King County Council passed Ordinance 19546
15 which appropriated a total of \$3,125,000 in 2023 Conservation Futures Levy proceeds to
16 The City of Seattle for the Bitter Lake Park Addition, Cheasty Greenspace-Mt. Baker,
17 Taylor Creek Headwaters, and Willow Creek Natural Area projects; NOW,

18 THEREFORE,

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

20 Section 1. The Mayor or designee is authorized to execute Amendment 1 to the Interlocal
21 Cooperation Agreement between the King County and the City of Seattle for Conservation
22 Futures-Funded Open Space Acquisition Projects (“Amendment 1”) substantially in the form of
23 Exhibit A to this ordinance, to provide for the City’s receipt and use of up to \$12,025,000 from

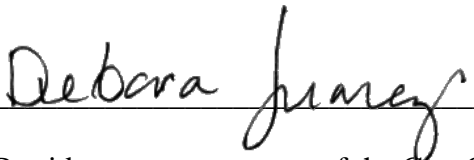
1 the 2021-2022 reallocations and 2022-2023 allocations of King County CFL proceeds.
2 Amendment 1 will be added to the list of approved projects (“Projects”) in the Interlocal, to
3 include the Longfellow Creek Addition, Thornton Creek: North Branch, Turner-Koepf House &
4 Garden, Duwamish River Shoreline Acq: Unity Electric, East Duwamish Greenbelt: Brick Pits,
5 North Rainier Park Charlestown Addition, and North Rainier Town Center Park, Bitter Lake
6 Playfield Addition, Cheasty Greenspace-Mt. Baker, Taylor Creek Headwaters, and Willow
7 Creek Natural Area acquisition projects.

8 Section 2. Funds received pursuant to the execution of the amendment in Section 1 shall
9 be deposited in the Park and Recreation Fund (10200).

10

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


4 Passed by the City Council the 26th day of September, 2023,
5 and signed by me in open session in authentication of its passage this 26th day of
6 September, 2023.

7 
8 President _____ of the City Council

9 Approved / returned unsigned / vetoed this 2nd day of October, 2023.

10 
11 Bruce A. Harrell, Mayor

12 Filed by me this 2nd day of October, 2023.

13 
14 _____
Scheereen Dedman, City Clerk

15 (Seal)

16 Exhibits:

17 Exhibit A – Amendment 1 to Interlocal Cooperation Agreement between King County
18 and the City of Seattle for Conservation Futures-Funded Open Space Acquisition Projects

**AMENDMENT 1 TO THE
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF SEATTLE
FOR CONSERVATION FUTURES-FUNDED OPEN SPACE ACQUISITION
PROJECTS**

Preamble

The King County Council, through Ordinance 9128, has established a Conservation Futures Levy Fund and appropriated proceeds to King County and certain cities. This amendment is entered into to provide for the allocation of additional proceeds made available for open space acquisition.

THIS AMENDMENT is entered into between the CITY OF SEATTLE and KING COUNTY, and amends and attaches to and is part thereof of the existing Interlocal Cooperation Agreement entered into between the parties on the 17th day of October, 2022.

The parties agree to the following amendment:

The Interlocal Cooperation Agreement is hereby amended by adding Exhibit 1, attached hereto.

In all other respects, the terms, conditions, duties and obligations of both parties shall remain the same as agreed to in the Interlocal Cooperation Agreement as previously amended.

Once fully executed, this Amendment shall be incorporated into the existing Interlocal Cooperation Agreement as if fully set forth, and shall become Amendment 1.

IN WITNESS WHEREOF, authorized representatives of the parties hereto have signed their names in the spaces set forth below:

KING COUNTY

CITY OF SEATTLE

Dow Constantine
King County Executive

Bruce A. Harrell
Mayor

Date: _____

Date: _____

Approved as to form:

Leesa Manion
King County Prosecuting Attorney

EXHIBIT 1

**CONSERVATION FUTURES LEVY PROCEEDS
 CITY OF SEATTLE ALLOCATIONS
 2021 AND 2022 REALLOCATIONS, 2022 AND 2023 ALLOCATIONS**

Jurisdiction	Project Name (Project Number)	Allocation
2021 Reallocation		
Seattle	Longfellow Creek Addition (Project #1129235)	\$500,000
Seattle	Thornton Creek: North Branch (Project #1134923/Award #1136982)	\$100,000
Seattle	Turner-Koepf House & Garden (Project #1141195)	\$209,417
Seattle	Turner-Koepf House & Garden (Project #1137238/Award #1138985)	\$190,583
2022 Allocation		
Seattle	Duwamish River Shoreline Acq: Unity Electric (Project #1136849)	\$2,500,000
Seattle	East Duwamish Greenbelt: Brick Pits (Project #1138972)	\$2,000,000
Seattle	North Rainier Park Charlestown Addition (Project #1141618)	\$1,500,000
Seattle	North Rainier Town Center Park (Project #1126739)	\$1,000,000
2022 Reallocation		
Seattle	Longfellow Creek Addition (Project #1129235)	\$314,840
Seattle	Longfellow Creek Addition (Project #1134923/Award #1143300)	\$85,160
Seattle	North Rainier Park Charlestown Addition (Project #1139013/Award #1143305)	\$500,000
2023 Allocation		
Seattle	Bitter Lake Playfield Addition (Project #1141757/Award #1143659)	\$2,400,000
Seattle	Cheasty Greenspace - Mt. Baker (Project #1143685)	\$500,000
Seattle	Taylor Creek Headwaters (Project #1143688)	\$100,000
Seattle	Willow Creek Natural Area (Project #1143689)	\$125,000
TOTAL		\$12,025,000

2021 REALLOCATION PROJECT DESCRIPTIONS

Project #1129235: Seattle - Longfellow Creek Addition (\$500,000)

This project seeks to preserve parcels along Longfellow Creek on 24th Avenue SW in West Seattle. Acquisitions in this area would add to Seattle's 115-acre Longfellow Creek Greenspace and support flood reduction projects. The project receives a 2021 reallocation of \$500,000 to continue work on additional acquisitions. Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? No

Project #1134923 (Award #1136982): Seattle - Thornton Creek: North Branch (\$100,000)

This project is a partnership between Seattle Parks and Seattle Public Utilities. Acquisition of 0.9 acres along the north fork of Thornton Creek on NE 125th Street will provide an opportunity to reconnect the floodplain to create additional habitat and increase flood storage capacity. The project receives a 2021 reallocation of \$100,000 to continue work on a nearby acquisition. Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? Yes

Project #1141195: Seattle - Turner-Koepf House & Garden (\$209,417)

This award builds on a 2021 award to Seattle. This partnership between Historic Seattle Preservation and Development Authority (PDA) and Seattle Parks will preserve the historic Turner-Koepf House and Garden, a 0.41-acre parcel, in the Beacon Hill neighborhood of Seattle. Historic Seattle would use its own funding to purchase the home and the underlying fee. Seattle Parks would use CFT funding to purchase an easement on much of the open space on the parcel (on a footprint which meets the 15% limit on non-vegetated impervious surfaces). This project received a match waiver. The project receives a reallocation of \$209,417 in CFT annual dollars to cover higher than expected costs. Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? No

Project #1137238 (Award #1138985): Seattle - Turner-Koepf House & Garden (\$190,583)

See prior project description. In addition to the above reallocation, project receives a reallocation of \$190,583 in CFT bond dollars for a total of \$400,000 reallocated to the project between the two awards. Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? Yes

2022 ALLOCATION PROJECT DESCRIPTIONS

Project #1136849: Seattle - Duwamish River Shoreline Acq: Unity Electric (\$2,500,000)

This award builds on a 2020 award to Seattle Parks to acquire the “Unity Electric” property located immediately east of 1.26-acre Duwamish Waterway Park, part of a broader “South Park Riverwalk” project. The city is still determining how much of the property will be eligible for CFT funding. The project has a match waiver.

Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? No

Project #1138972: Seattle - East Duwamish Greenbelt: Brick Pits (\$2,000,000)

This award builds on a 2021 award to preserve a 21-acre forested inholding in the East Duwamish Greenbelt along Beacon Hill, in a highly visible stretch along I-5 between South Columbian Way and South Dakota Street. Successful acquisition would preserve tree canopy and wildlife habitat connecting other Parks-owned properties in the greenbelt. The project has a match waiver. Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? No

Project #1141618: North Rainier Park Charlestown Addition (\$1,500,000)

The City of Seattle seeks to add a final 0.3-acre parcel to a new CFT-funded neighborhood park in the North Rainier Urban Village on Charlestown Street, and facilitate connection between adjacent affordable housing and the park. The city and the affordable housing company are determining whether the parcel would be all park or be partially developed with housing (CFT will only be spent on the portion to be park).

This project received a match waiver. Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? No

Project #1126739: North Rainier Town Center Park (\$1,000,000)

The City of Seattle has long sought to add greenspace adjacent to the Mt. Baker Station and Transit Center as part of a vision to locate affordable housing, residential development, businesses, and open space near light rail in the North Rainier Urban Village. Seattle, in collaboration with Sound Transit, is determining how to best utilize several public parcels adjacent to the light rail station for affordable housing and is evaluating opportunities for open space on those parcels and/or nearby. This project received a match waiver, which also applies retroactively to the existing project balance of \$957,520 CFT already awarded to this project in prior years. Project funding was authorized in King County Ordinance 19364.

Is this a Bond-financed Project? No

2022 REALLOCATION PROJECT DESCRIPTIONS

Project #1129235: Longfellow Creek Addition (\$314,840)

This project seeks to preserve parcels along Longfellow Creek on 24th Avenue SW in West Seattle. Acquisitions in this area would add to Seattle's 115-acre Longfellow Creek Greenspace and support flood reduction projects. The project receives a 2022 reallocation of \$314,840 CFT annual dollars to continue work on additional acquisitions. Project funding was authorized in King County Ordinance 19479.

Is this a Bond-financed Project? No

Project #1134923 (Award #1143300): Longfellow Creek Addition (\$85,160)

See prior project description. In addition to the above reallocation, project receives a reallocation of \$85,160 in CFT bond dollars for a total of \$400,000 reallocated to the project between the two awards. Project funding was authorized in King County Ordinance 19479.

Is this a Bond-financed Project? Yes

Project #1139013 (Award #1143305): North Rainier Park Charlestown Addition (\$500,000)

The City of Seattle seeks to add a final 0.3-acre parcel to a new CFT-funded neighborhood park in the North Rainier Urban Village on Charlestown Street and facilitate connection between adjacent affordable housing and the park. The city and the affordable housing company are determining whether the parcel would be all park or be partially developed with housing (CFT will only be spent on the portion to be park).

This project received a match waiver. The project receives a 2022 reallocation to cover acquisition costs that exceeded the amount allocated to the project. Project funding was authorized in King County Ordinance 19479.

Is this a Bond-financed Project? Yes

2023 ALLOCATION PROJECT DESCRIPTIONS

Project #1141757 (Award #1143659): Bitter Lake Playfield Addition (\$2,400,000)

The City of Seattle seeks to permanently preserve open space owned by Seattle School District which already functions as part of the adjacent Bitter Lake Playfield. The city will purchase 3.5 acres total, comprised of one 0.5-acre parcel and a 3-acre portion of the 9.3-acre site on which the Broadview Thomson School is built. Acquisition will help close an open space gap in the Bitter Lake Hub Urban Village. The expansion will add waterfront access and passive use to an active park. The city will enter a land trade with the school district to cover a substantial portion of the costs; the remaining costs would be paid for by the Conservation Futures awards. This project is granted a match waiver, in addition to a retroactive match waiver on \$1,000,000 in existing funds allocated to the project Bitter Lake Playfield Addition (Project #1129231) in 2017 via the old ILA, Amendment AG. Project funding was authorized in King County Ordinance 19546.

Is this a Bond-financed Project? Yes

Project #1143685: Cheasty Greenspace – Mt. Baker (\$500,000)

The City of Seattle seeks to expand the Cheasty Greenspace natural area network in Southeast Seattle. The city proposes to acquire all or part of a 1.78-acre parcel owned by Sound Transit. This greenspace sits behind a future affordable housing development and within a block of the Mt. Baker light rail station. Acquisition will extend the Cheasty wildlife corridor near the dense Mt. Baker Urban Village and provide visual relief and the benefits of nature to adjacent affordable housing residents and light rail commuters. This parcel could potentially connect to the existing Cheasty trail network. Project funding was authorized in King County Ordinance 19546.

Is this a Bond-financed Project? No

Project #1143688: Taylor Creek Headwaters (\$100,000)

The City of Seattle seeks to acquire vacant inholding parcels to fill an ownership gap between city-owned properties at the headwaters of Taylor Creek, on the city's southern border. The city has identified 0.66 acres across three parcels as current targets, which would add to existing public land along the Taylor Creek corridor en route to Lake Washington. Preserving these parcels at the headwaters of Taylor Creek will enhance water quality downstream, where there is documented salmon spawning. Project funding was authorized in King County Ordinance 19546.

Is this a Bond-financed Project? No

Project #1143689: Willow Creek Natural Area (\$125,000)

The City of Seattle seeks to acquire a riparian area along Willow Creek, a tributary of Thornton Creek, Seattle’s largest salmon-bearing stream. The city will preserve all or portions of five parcels comprising 0.7 acres, with a mix of natural forest and paved lots adjacent to public right-of-way. The purchase will help the city continue its effort to protect Thornton Creek and bring back salmonids, which have returned in recent years. No part of Willow Creek is preserved before its confluence with Thornton Creek; acquisition will improve habitat and water quality further downstream en route to Lake Washington. The project would add greenspace to an otherwise dense, heavily trafficked area. Project funding was authorized in King County Ordinance 19546.

Is this a Bond-financed Project? No