

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
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1. BILL SUMMARY

1. Legislation Title:

AN ORDINANCE vacating a subterranean portion of East Howe Street between Eastlake Avenue East and Fairview Avenue East, on the petition of Bender Development, LP, and Bender Equities, Inc. (Clerk File 313430).

2. Summary and background of the Legislation:

This Council Bill completes the vacation process for a subterranean portion of East Howe Street between Eastlake Avenue East and Fairview Avenue East, in the Eastlake neighborhood, on the petition of Bender Development, LP, and Bender Equities, Inc.

The Petitioner sought the subterranean vacation for the development on two parcels on East Howe Street to share a below-grade parking structure and common utility structure, and to create a pedestrian-oriented mixed-use project with an urban plaza. Following a December 9, 2014 public hearing on the petition, the City Council conditionally granted the petition.

2. CAPITAL IMPROVEMENT PROGRAM

a. Does this legislation create, fund, or amend a CIP Project? ___ Yes ___ X No

3. SUMMARY OF FINANCIAL IMPLICATIONS

a. Does this legislation amend the Adopted Budget? ___ Yes ___ X No

b. Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?
No.

c. Is there financial cost or other impacts of *not* implementing the legislation?

This legislation will complete the vacation process. The Petitioner has met all the conditions imposed by the City Council by the prior street vacation resolution. By not implementing this legislation, the City could be in violation of its obligations, which could have financial implications.

4. OTHER IMPLICATIONS

- a. **Does this legislation affect any departments besides the originating department?**
No.
- b. **Is a public hearing required for this legislation?**
No.
- c. **Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?**
No.
- d. **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
No.
- e. **Does this legislation affect a piece of property?**
Yes, it completes the subterranean vacation at 1823 Eastlake Ave E.
- f. **Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?**
SDOT has not identified any Race and Social Justice Initiative implications related to legislation.
- g. **If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).**
N/A

List attachments/exhibits below:

Summary Attachment A – E Howe St Subterranean Vacation Area Map