



Legislation Details (With Text)

**File #:** CB 119091    **Version:** 1    **Name:** CB 119091  
**Type:** Ordinance (Ord)    **Status:** Passed  
**In control:** City Clerk

**On agenda:** 10/9/2017

**Final Action:** 10/9/2017    **Ord. No.** Ord 125433

**Title:** AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at pages 113 and 114 of the Official Land Use Map to rezone property located at 1106 34th Avenue from Lowrise 2 to Neighborhood Commercial 1 with a 30-foot height limit and a Mandatory Housing Affordability suffix of (M), and accepting a Property Use and Development Agreement as a condition of rezone approval. (Petition by Martin Liebowitz, C.F. 314325, SDCI Project 3020405)

**Sponsors:** Rob Johnson

**Indexes:**

**Attachments:** 1. Exhibit A - Rezone Map, 2. Exhibit B - Executed Property Use and Development Agreement, 3. Exhibit B - Unexecuted Property Use and Development Agreement, 4. Proposed Substitute, 5. Summary and Fiscal Note, 6. Signed Ordinance 125433, 7. Affidavit of Publication

Date	Ver.	Action By	Action	Result
10/9/2017	1	City Clerk	attested by City Clerk	
10/9/2017	1	City Council	passed as amended	Pass
9/25/2017	1	City Council	referred	
9/21/2017	1	Council President's Office	sent for review	
9/20/2017	1	City Clerk	sent for review	

**CITY OF SEATTLE**

**ORDINANCE \_\_\_\_\_**

**COUNCIL BILL \_\_\_\_\_**

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at pages 113 and 114 of the Official Land Use Map to rezone property located at 1106 34<sup>th</sup> Avenue from Lowrise 2 to Neighborhood Commercial 1 with a 30-foot height limit and a Mandatory Housing Affordability suffix of (M), and accepting a Property Use and Development Agreement as a condition of rezone approval. (Petition by Martin Liebowitz, C.F. 314325, SDCI Project 3020405)

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

Section 1. This ordinance rezones the following legally described property (“the Property”), commonly known as 1106 34<sup>th</sup> Avenue:

THE SOUTH 25 FEET OF LOT 2 AND LOT 3, BLOCK 2, MARION HIGHLANDS ADDITION TO THE CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 15

OF PLATS, PAGE 61, RECORDS OF KING COUNTY, WASHINGTON

Section 2. Pages 113 and 114 of the Official Land Use Map, Seattle Municipal Code Section 23.32.016, are amended to rezone the Property described in Section 1 of this ordinance, and shown in Exhibit A to this ordinance, from Lowrise 2 (LR2) to Neighborhood Commercial 1 with a 30-foot height limit and a Mandatory Housing Affordability suffix of (M), resulting in a new designation of NC1-30 (M). Approval of this rezone is conditioned upon complying with the Property Use and Development Agreement (PUDA) approved in Section 3 of this ordinance.

Section 3. The PUDA attached to this ordinance as Exhibit B is approved and accepted.

Section 4. The City Clerk is authorized and directed to file the PUDA approved in Section 3 of this ordinance with the King County Recorder’s Office; to file, upon return of the recorded PUDA from the King County Recorder’s Office, the original PUDA along with this ordinance at the City Clerk’s Office; and to deliver copies of the PUDA and this ordinance to the Director of the Seattle Department of Construction and Inspections and to the King County Assessor’s Office.

Section 5. This ordinance, effectuating a quasi-judicial decision of the City Council and not subject to mayoral approval or disapproval, shall take effect and be in force 30 days from and after its passage and approval by the City Council.

Passed by the City Council the \_\_\_\_\_ day of \_\_\_\_\_, 2017, and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_

Monica Martinez Simmons, City Clerk

(Seal)

Exhibits:

Exhibit A - Rezone Map

Exhibit B - Property Use and Development Agreement