



Legislation Text

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File #: CB 119191, Version: 1

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**CITY OF SEATTLE**

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

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

AN ORDINANCE relating to the Department of Finance and Administrative Services; declaring the 20-foot wide properties in the plat of Little's 85<sup>th</sup> St. Addition, and adjacent to 8515 and 8521 Latona Ave NE, and adjacent to 8520 and 8526 2<sup>nd</sup> Ave NE, as surplus to the City's needs; authorizing the sale of said properties to the owners of the adjoining properties; authorizing the Director of Finance and Administrative Services to execute all documents for the sale and transfer of the properties; and directing how proceeds from the sale shall be distributed.

WHEREAS, in May 1951, The City of Seattle (City) by Ordinance 79952 abandoned and disclaimed any title or interest in certain 20-foot wide properties located in Blocks 1 and 2 of Little's 85<sup>th</sup> Addition, as recorded in King County, Washington; and

WHEREAS, in May 1959, the properties were acquired by the City to satisfy a Local Improvement District tax assessment; and

WHEREAS, other portions of the 20-foot wide properties were sold to adjacent property owners between 1960 and 1962; and

WHEREAS, the Department of Finance and Administrative Services (FAS) has determined that the properties do not serve an essential City function; and

WHEREAS, by Resolution 31770, 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, each of the properties being transferred being less than 2,000 square feet in size, all are exempt from the public notification requirements of Resolution 31770; and

WHEREAS, the City has received fair value offers from each of the owners of the adjoining properties:

Benjamin Berman, owner of 8520 2<sup>nd</sup> Ave NE;

Elizabeth and Martyn Ellis, owners of 8526 2<sup>nd</sup> Ave NE;

Shannon Adams and Joshua Yockey, owners of 8515 Latona Ave NE; and

Peter and Colleen McGough, owners of 8521 Latona Ave NE; and

WHEREAS, FAS recommends declaring the subject properties surplus to the City's needs and requests

authorization to sell and transfer the properties to the adjoining property owners;

NOW, THEREFORE,

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

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

That portion of Tract designated as "Playground" and vacated per Ordinance 79952 adjoining Lots 8 to 11, and Lots 13 through 16, lying South of the North line of the South 12.00 feet of said Lot 13, and produced westerly therefrom, all in Block 1, Little's 85<sup>th</sup> Street Addition, as recorded in Volume 30 of Plats, Page 34, records of King County, Washington.

Section 2. The Director of FAS or the Director's designee is authorized to negotiate the purchase and sale agreement and any ancillary documents to accomplish the sale and transfer to the owner of the adjacent property, Benjamin Berman, owner of 8520 2<sup>nd</sup> Ave NE, the property legally described as follows:

That portion of Tract designated as "Playground" and vacated per Ordinance 79952 adjoining Lots 8 to 9, inclusive, Block 1, Little's 85<sup>th</sup> Street Addition, as recorded in Volume 30 of Plats, Page 34, records of King County, Washington, lying between the north line of Lot 9, and the south line of Lot 8, said Block and Addition, said lines produced easterly to the Westerly margin of the 16.00 foot Alley as shown on said Little's 85th Street Addition.

Section 3. The Director of FAS or the Director's designee is authorized to negotiate the purchase and sale agreement and any ancillary documents to accomplish the sale and transfer to the owners of the adjacent property, Elizabeth and Martyn Ellis, owners of 8526 2<sup>nd</sup> Ave NE, the property legally described as follows:

That portion of Tract designated as "Playground" and vacated per Ordinance 79952 adjoining Lots 10 to 11, inclusive, Block 1, Little's 85<sup>th</sup> Street Addition, as recorded in Volume 30 of Plats, Page 34, records of King County, Washington, lying between the north line of Lot 11, and the south line of Lot 10, said Block and Addition, said lines produced easterly to the Easterly margin of the 16.00 foot Alley as shown on said Little's 85th Street Addition.

Section 4. The Director of FAS or the Director's designee is authorized to negotiate the purchase and sale agreement and any ancillary documents to accomplish the sale and transfer to the owners of the adjacent property, Shannon Adams and Joshua Yockey, owners of 8515 Latona Ave NE, the property legally described as follows:

That portion of Tract designated as "Playground" and vacated per Ordinance 79952 adjoining Lots 15 and 16, inclusive, Block 1, Little's 85<sup>th</sup> Street Addition, as recorded in Volume 30 of Plats, Page 34, records of King County, Washington, lying between the south line of the north 6 feet of Lot 15, and the south line of Lot 16, said Block and Addition, said lines produced westerly to the Easterly margin of the 16.00 foot Alley as shown on said Little's 85th Street Addition.

Section 5. The Director of Finance and Administrative Services (FAS) or the Director's designee is authorized to negotiate the purchase and sale agreement and any ancillary documents to accomplish the sale and transfer to the owners of the adjacent property, Peter and Colleen McGough, owners of 8521 Latona Ave NE, the property legally described as follows:

That portion of Tract designated as "Playground" and vacated per Ordinance 79952 adjoining Lots 13 through 15, inclusive, Block 1, Little's 85<sup>th</sup> Street Addition, as recorded in Volume 30 of Plats, Page 34,

records of King County, Washington, lying between the north line of the south 12 feet of Lot 13, and the south line of the north 6 feet of Lot 15, said Block and Addition, and said lines produced westerly to the Easterly margin of the 16.00 foot Alley as shown on said Little's 85th Street Addition.

Section 6. Proceeds from the sale authorized herein shall be used first to reimburse costs incurred and paid by FAS with respect to the sale. The remaining proceeds shall be deposited in the Unrestricted Cumulative Reserve Fund (00164).

Section 7. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the \_\_\_\_\_ day of \_\_\_\_\_, 2018, and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Jenny A. Durkan, Mayor

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Monica Martinez Simmons, City Clerk

(Seal)