



Legislation Text

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File #: CB 119284, Version: 1

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**CITY OF SEATTLE**

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

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

AN ORDINANCE relating to the Department of Finance and Administrative Services; authorizing the Director or the Director's designee to execute a non-exclusive sub-surface sewer utility easement and a non-exclusive sub-surface water utility easement under, across, and upon a portion of the property known as Fire Station 28 located at 5968 Rainier Avenue South, Seattle, Washington, to Anne Michelson, an unmarried person, and to the successor owners of the property located at 5970 Rainier Ave South, Seattle, WA.

WHEREAS, The City of Seattle (City) owns the parcel of land commonly known as the Fire Station 28

Property (Property); identified by the address 5968 Rainier Ave South, Seattle; King County Assessor's parcel number 811310-1080; and

WHEREAS, Ordinance 123339 granted a non-exclusive easement for the ingress and egress, over, through, across, and upon a portion of the property known as the Property; and

WHEREAS, a temporary permit allowed existing subsurface utilities serving the Michelson Residence (Residence) identified as 5970 Rainier Ave. South, King County Assessor's parcel number 811310-0100, to remain in place until a permanent easement and location could be identified; and

WHEREAS, the Department of Finance and Administrative Services (FAS) has determined that the only viable location for permanent sewer and water utility easements for the Residence are across the Property; and

WHEREAS, the Seattle Fire Department and FAS have determined that the easements will not interfere with the use or maintenance of the Property; and

WHEREAS, the City desires to grant permanent sewer and water utility easements to Anne Michelson, an unmarried person, and to the successor owners of the Residence; NOW, THEREFORE,

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

Section 1. The Director of the Department of Finance and Administrative Services (FAS) or the Director's designee is authorized to sign underground utility sewer and water utility easements, in the form substantially as shown in Attachments 1 and 2 to this ordinance, across, under, and upon a portion of the property known as the Fire Station 28 Property, the property legally described as follows:

The Southerly 32 feet of the North 50.88 feet of the South one-half of tract 23, of Sunnyside Five Acre Tracts Volume 2 of Plats Page 120, and lying West of the East 64.41' of said tract.,

to benefit the Property known as the Michelson Residence, the property legally described as follows:

The East 64.41 feet of the South one-half of Tract 23, Sunnyside Five -Acre Tracts, according to the plat there of recorded in Volume 2 of Plats Page 120, in records of King County, Washington.

Section 2. 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)

**Attachments:**

Attachment 1 - Proposed Sewer Utility Easement

Attachment 2 - Proposed Water Utility Easement