



Legislation Text

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File #: CB 119742, Version: 1

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**CITY OF SEATTLE**

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

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

AN ORDINANCE vacating portions of the alleys in Block 3, Norris Addition to West Seattle, in the West Seattle Junction and accepting a Property Use and Development Agreement on the petition of The Whittaker, a Condominium Association, a Washington non-profit corporation (Clerk File 312783). WHEREAS, West Seattle Project X, LLC filed a petition under Clerk File 312783 to vacate a portion of the

alleys in Block 3, Norris Addition to West Seattle; and

WHEREAS, LMI West Seattle Holdings, LLC succeeded West Seattle Project X, LLC in interest; and

WHEREAS, The Whittaker, a Condominium Association, a Washington non-profit corporation is the successor in interest and the current petitioner (Petitioner); and

WHEREAS, after a March 11, 2014 public hearing on the petition, the City Council (Council) conditionally granted the petition on April 21, 2014; and

WHEREAS, a Property Use and Development Agreement recorded on June 24, 2019 with the King County Recorder's Office under Recording No. 20190624000710 commits the Petitioner and their successors to fulfill ongoing public-benefit obligations required by the vacation; and

WHEREAS, as provided for in Revised Code of Washington Section 35.79.030 and Seattle Municipal Code Chapter 15.62, on October 30, 2018, the Petitioner paid the City a vacation fee of \$2,310,000, which is the full appraised value of the property; and

WHEREAS, the Petitioner has met all conditions imposed by the Council in connection with the vacation petition; and

WHEREAS, vacating the described portions of the alleys in Block 3, Norris Addition to West Seattle is in the

public interest; NOW, THEREFORE,

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

Section 1. The portions of the alleys in Block 3, Norris Addition, in the West Seattle neighborhood of Seattle and described below are vacated:

Those portions of the public alleys lying within Block 3, Norris Addition to West Seattle, according to the plat thereof recorded in Volume 14 of Plats, Page 93, Records of King County, together with that property conveyed to the City of Seattle for street purposes as recorded under Recording Number 6689470 and 6689471, Records of King County Washington; Lying northerly of the southerly boundary, and its easterly and westerly extension thereof, of Lot 39, in said Block 3, Norris Addition to West Seattle. Excepting therefrom, any portion of said public alleys lying within said Block 3, Norris Addition to West Seattle, previously vacated by City of Seattle Ordinance Number 99278.

Section 2. The Property Use and Development Agreement, King County Recording Number 20190624000710, attached as Exhibit 1 to this ordinance, is accepted.

Section 3. 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 \_\_\_\_\_, 2020, and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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Monica Martinez Simmons, City Clerk

(Seal)

**Attachments:**  
Exhibit 1 - Property Use and Development Agreement