



Legislation Text

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File #: CB 118967, 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 vacant property located at 8646 45<sup>th</sup> Ave S. as surplus to the City's needs; authorizing the sale of said property; authorizing the Director of Finance and Administrative Services to execute all documents for the sale and transfer of the property; reserving a permanent utility easement; placing the property rights and interests conveyed by the utility easement under the jurisdiction of Seattle Public Utilities; and directing how proceeds from the sale shall be distributed.

WHEREAS, the property located at 8646 45<sup>th</sup> Ave. S, by Ordinance 66808, in October 1936 identified a portion for the establishment of 45<sup>th</sup> Ave S. and a portion for general municipal purposes; and

WHEREAS, the Department of Finance and Administrative Services (FAS) has determined that the property acquired for general municipal purposes does not serve an essential City function; and

WHEREAS, to construct, operate and maintain water, sewer and drainage infrastructure in the adjacent street, the City requires a utility easement upon, across and through the property; and

WHEREAS, by Resolution 30862, 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, the parcel, being 596 square feet in size, is exempt from the public notification requirements of Resolution 30862; and

WHEREAS, FAS received a fair market offer from Atsede Lewateh, who owns the adjoining property; and

WHEREAS, FAS recommends declaring the subject property surplus to the City's needs and requests authorization to sell and transfer the property to Atsede Lewateh;

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:

The east 11 feet of the south 60 feet of the north 172 feet of the west 51 feet of the east 151 feet of Tract 8, Plat of Lake Dell, King County Washington, now a part of the City of Seattle as Recorded in Volume 4, Page 17, Plats of King County, Washington.

RESERVING to the City of Seattle the right to reconstruct, maintain, and operate any underground utilities in the property or in the right-of-way abutting upon said property.

Section 2. The real property rights conveyed by the reserved utility easement shall be placed under the jurisdiction of Seattle Public Utilities.

Section 3. 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 of the property to the owners of the adjacent property, Atsede Lewateh, a single man.

Section 4. Proceeds from the sale authorized herein shall be used first to reimburse costs incurred and paid by FAS about the sale. The remaining proceeds shall be deposited in the Unrestricted Subaccount of the Cumulative Reserve Subfund (00164).

Section 5. 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 \_\_\_\_\_, 2017, and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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

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

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Edward B. Murray, Mayor

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

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Monica Martinez Simmons, City Clerk

(Seal)