



Legislation Text

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File #: Res 31804, Version: 1

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**CITY OF SEATTLE**

**RESOLUTION \_\_\_\_\_**

A RESOLUTION setting the public hearing on the petition of the Washington State Convention Center for the vacation of the alley in Block 33, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 43, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 44, Heirs of Sarah A. Bell's 2nd Addition; a subterranean portion of Terry Avenue between Howell Street and Olive Way; and a subterranean portion of Olive Way between 9th Avenue and Boren Avenue, in the Denny Triangle Neighborhood of the Downtown Urban Center area of Seattle, according to Chapter 35.79 of the Revised Code of Washington, Chapter 15.62 of the Seattle Municipal Code, and Clerk File 314338.

WHEREAS, the Washington State Convention Center has filed a petition with the City Council to vacate public property; and

WHEREAS, the petition is signed by the owners of more than two-thirds of the property abutting on the subject area; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE THAT:**

Section 1. A hearing by the Seattle City Council for the petition to vacate the alley in Block 33, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 43, Heirs of Sarah A. Bell's 2nd Addition; the alley in Block 44, Heirs of Sarah A. Bell's 2nd Addition; a subterranean portion of Terry Avenue between Howell Street and Olive Way; and a subterranean portion of Olive Way between 9th Avenue and Boren Avenue, has been scheduled to take place during the Council's Sustainability and Transportation Committee meeting on Wednesday, April 18, 2018, starting at 5:00 p.m., in the City Council Chambers, Floor 2, City Hall. The Sustainability and Transportation Committee of the City Council will consider the petition when Clerk File 314338 is before the committee according to the Committee's agenda.

The City Clerk is directed to give the notice of the hearing in the manner provided by law. A map, indicating the property described in the petition, shall be affixed to and become part of the notice that shall be

posted by the street vacation petitioner in a conspicuous place on the right-of-way sought to be vacated.

Section 2. The hearing will provide opportunity for comments on the vacation of the rights-of-way described as:

**BLOCK 33**

ALL OF THAT PORTION OF A 16 FOOT WIDE ALLEY LYING SOUTH OF THE SOUTH MARGIN OF HOWELL STREET AND NORTH OF THE NORTH MARGIN OF OLIVE WAY (FORMERLY KNOWN AS OLIVE STREET), AS SHOWN IN BLOCK 33, SECOND ADDITION TO THE TOWN OF SEATTLE AS LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY KNOWN AS HEIRS OF SARAH A BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF PLATS, PAGE 121, IN KING COUNTY, WASHINGTON.

**BLOCK 43**

ALL OF THAT PORTION OF A 16 FOOT WIDE ALLEY LYING SOUTH OF THE SOUTH MARGIN OF HOWELL STREET AND NORTH OF THE NORTH MARGIN OF OLIVE WAY (FORMERLY KNOWN AS OLIVE STREET), AS SHOWN IN BLOCK 43, SECOND ADDITION TO THE TOWN OF SEATTLE AS LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY KNOWN AS HEIRS OF SARAH A BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF PLATS, PAGE 121, IN KING COUNTY, WASHINGTON.

**BLOCK 44**

ALL OF THAT PORTION OF A 16 FOOT WIDE ALLEY LYING SOUTH OF THE SOUTH MARGIN OF OLIVE WAY (FORMERLY KNOWN AS OLIVE STREET), AND NORTH OF THE WESTERLY EXTENSION OF THE SOUTH LINE OF LOT 9, AS SHOWN IN BLOCK 44, SECOND ADDITION TO THE TOWN OF SEATTLE AS LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY KNOWN AS HEIRS OF SARAH A BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF PLATS, PAGE 121, IN KING COUNTY, WASHINGTON.

**TERRY AVENUE SEGMENT**

A SUBSURFACE DEDICATION BEING ALL OF THAT PORTION OF TERRY AVENUE (FORMERLY KNOWN AS 10TH STREET), BEING A 66-FOOT WIDE DEDICATED PUBLIC RIGHT OF WAY LYING SOUTH OF THE SOUTH MARGIN OF HOWELL STREET AND NORTH OF THE NORTH MARGIN OF OLIVE WAY, AS SHOWN ON THE PLAT OF THE SECOND ADDITION TO THE TOWN OF SEATTLE AS LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY KNOWN AS HEIRS OF SARAH A. BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF PLATS, PAGE 121, IN KING COUNTY, WASHINGTON;

THE VERTICAL LIMITS OF THE ABOVE DESCRIBED LYING BELOW AN INCLINED PLANE LOCATED EIGHT (8) FEET BELOW THE ESTABLISHED STREET GRADE, MORE

PARTICULARLY DESCRIBED AS HAVING A LOWER LIMIT ELEVATION OF 136.69 FEET AT THE SOUTHERLY END OF THIS SEGMENT OF TERRY AVENUE AND AN ELEVATION OF 130.92 FEET AT THE NORTHERLY END OF THIS SEGMENT OF TERRY AVENUE; SAID ELEVATIONS DESCRIBED HEREIN ARE EXPRESSED IN TERMS OF NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD 88) AS OF THE DATE OF THIS INSTRUMENT AND ARE BASED UPON CITY OF SEATTLE BENCHMARK 3832-2205, BEING A 2-INCH DIAMETER BRASS-CAP STAMPED PLS#17676, SET AT THE NORTH CORNER OF BOREN AVENUE AND OLIVE WAY, 0.4 FEET NORTHWEST OF TOP OF WHEEL CHAIR RAMP AND 2.4 FEET SOUTH OF THE POINT OF CURVATURE AT BACK OF SIDEWALK, HAVING AN ELEVATION OF 150.13 FEET;

SITUATE IN THE CITY OF SEATTLE, COUNTY OF KING, STATE OF WASHINGTON.

**OLIVE WAY**

A SUBSURFACE DEDICATION BEING ALL OF THAT PORTION OF OLIVE WAY (FORMERLY KNOWN AS OLIVE STREET), BEING A 66-FOOT WIDE DEDICATED PUBLIC RIGHT OF WAYS LYING EAST OF THE EAST MARGIN OF 9<sup>th</sup> AVENUE (FORMERLY KNOWN AS 9<sup>th</sup> STREET) AND WEST OF THE WEST MARGIN OF BOREN AVENUE (FORMERLY KNOWN AS 11<sup>th</sup> STREET), AS SHOWN ON THE PLAT OF THE SECOND ADDITION TO THE TOWN OF SEATTLE AS LAID OFF BY THE HEIRS OF SARAH A. BELL (DECEASED), COMMONLY KNOWN AS HEIRS OF SARAH A. BELL'S 2<sup>nd</sup> ADDITION TO THE CITY OF SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 1 OF PLATS, PAGE 121, IN KING COUNTY, WASHINGTON;

THE VERTICAL LIMITS OF THE ABOVE DESCRIBED LYING BELOW AN INCLINED PLANE LOCATED 8 FEET BELOW THE ESTABLISHED STREET GRADE MORE PARTICULARLY DESCRIBED AS HAVING AN ELEVATION OF 144.14 FEET AT THE EASTERLY END OF THIS SEGMENT OF OLIVE WAY AND AN ELEVATION OF 132.15 FEET AT THE WESTERLY END OF THIS SEGMENT OF OLIVE WAY; TOGETHER WITH THAT PORTION OF TERRY AVENUE LYING WITHIN THE ABOVE DESCRIBED AREA AND SOUTH OF THE NORTH MARGIN OF OLIVE WAY AND NORTH OF THE SOUTH MARGIN OF OLIVE WAY.

SAID ELEVATIONS DESCRIBED HEREIN ARE EXPRESSED IN TERMS OF NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD 88) AS OF THE DATE OF THIS INSTRUMENT AND ARE BASED UPON CITY OF SEATTLE BENCHMARK 3832-2205, BEING A 2-INCH DIAMETER BRASS-CAP STAMPED PLS#17676, SET AT THE NORTH CORNER OF BOREN AVENUE AND OLIVE WAY, 0.4 FEET NORTHWEST OF TOP OF WHEEL CHAIR RAMP AND 2.4 FEET SOUTH OF THE POINT OF CURVATURE AT BACK OF SIDEWALK, HAVING AN ELEVATION OF 150.13 FEET;

SITUATE IN THE CITY OF SEATTLE, COUNTY OF KING, STATE OF WASHINGTON.

Or, in the alternative, to vacate any portion of this right-of-way as described above, reserving to The City of Seattle all necessary slope rights including cuts or fills on the above-described former right-of-way abutting on

the property after the vacation, and further reserving to The City of Seattle the right to reconstruct, maintain, and operate any existing overhead or underground utilities in the property until the beneficiaries of the vacation arrange with the owners for their removal.

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

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

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

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Monica Martinez Simmons, City Clerk

(Seal)