



Legislation Text

File #: CB 118392, Version: 1

CITY OF SEATTLE
ORDINANCE _____
COUNCIL BILL _____

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 8118 Greenwood Avenue North; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and ratifying and confirming certain prior acts; all by a three-fourths vote of the City Council.

WHEREAS, by Resolution 31055 the City Council created the Parks and Green Spaces Levy Citizens'

Advisory Committee to ensure citizen participation in the development of a potential package of parks, open space, boulevards, trails, green infrastructure, and recreation projects, and a proposed set of options to fund the package; and

WHEREAS, the Parks and Green Spaces Levy Citizens' Advisory Committee, after being duly appointed and spending many hours in open meetings, receiving public testimony and deliberating on the levy, voted by a strong majority to recommend that the City Council place a \$145.5 million six-year levy proposal for park purposes before the voters of Seattle; and

WHEREAS, in response to this recommendation, the City Council passed Ordinance 122749, placing Proposition 2, the 2008 Parks and Green Spaces Levy, before the voters of Seattle; and

WHEREAS, the 2008 Parks and Green Spaces Levy was approved by Seattle voters on November 4, 2008; and

WHEREAS, Ordinance 122749 identifies the Greenwood-Phinney Ridge Residential Urban Village for a potential neighborhood park acquisition; and

WHEREAS, the Department of Parks and Recreation considers the Greenwood-Phinney Ridge Residential Urban Village as significantly underserved with quality open space, and a priority area for additional acquisitions for parks and open space; and

WHEREAS, the City has determined that the property at 8118 Greenwood Avenue North, adjacent to 8100 Greenwood Avenue North, will allow for a bigger neighborhood park to address the open space needs of the Greenwood-Phinney Ridge Residential Urban Village and that it is in the public's best interest to acquire the same for open space, park, and recreation purposes; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Superintendent of Parks and Recreation (Superintendent), or the Superintendent's designee, is authorized to acquire, on behalf of The City of Seattle, the following described real property (Property), commonly known as 8118 Greenwood Avenue North, for a purchase price not to exceed \$1,750,000:

THE NORTH 52 FEET OF THE WEST 106 FEET OF LOT 4, BLOCK 14, OSNER'S SECOND ADDITION TO SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 12 OF PLATS, PAGE 3, IN KING COUNTY, WASHINGTON;

EXCEPT PORTIONS THEREOF CONDEMNED IN KING COUNTY SUPERIOR COURT CAUSE NO. 65489 FOR THE WIDENING OF GREENWOOD AVENUE AS PROVIDED BY ORDINANCE NO. 19334 OF THE CITY OF SEATTLE;

ALSO, THE SOUTH 50 FEET OF THE NORTH 102 FEET OF THE WEST 106 FEET OF LOT 4, BLOCK 14, OSNER'S SECOND ADDITION TO SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 12 OF PLATS, PAGE 3, IN KING COUNTY, WASHINGTON;

EXCEPT PORTIONS THEREOF CONDEMNED IN KING COUNTY SUPERIOR COURT CAUSE NO. 65489 FOR GREENWOOD AVENUE AS PROVIDED BY ORDINANCE 19334 OF THE CITY OF SEATTLE.

Section 2. The Superintendent, or the Superintendent's designee, is authorized, on behalf of The City of Seattle, to acquire the Property substantially in accordance with the terms and conditions of the Purchase and Sale Agreement attached hereto as Attachment 1 (Agreement). The Superintendent is authorized to execute such additional documents as deemed necessary or desirable to accomplish acquisition of the Property, including, without limitation, such consents, approvals, extensions of time, and minor amendments of the Agreement as deemed appropriate to carry out the intent of this ordinance. Upon delivery of the statutory warranty deed for the Property, the Superintendent is authorized to accept the deed on behalf of The City of

Seattle by attaching written acceptance to the deed, and to record the same. The Property shall be accepted for open space, park, and recreation purposes, and placed under the jurisdiction of the Department of Parks and Recreation.

Section 3. Any acts consistent with the authority and prior to the effective date of this ordinance are hereby ratified and confirmed.

Section 4. 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 a three-fourths (3/4) vote of all the members of the City Council the ____ day of _____, 2015, and signed by me in open session in authentication of its passage this ____ day of _____, 2015.

President _____ of the City Council

Approved by me this ____ day of _____, 2015.

Edward B. Murray, Mayor

Filed by me this ____ day of _____, 2015.

Monica Martinez Simmons, City Clerk

(Seal)

Attachment 1: Purchase and Sale Agreement

Exhibit A to Agreement: Legal Description

Exhibit B to Agreement: Permitted Exceptions