



Legislation Details (With Text)

File #: CB 118689 **Version:** 1 **Name:** CB 118689
Type: Ordinance (Ord) **Status:** Passed
In control: City Clerk

On agenda: 6/20/2016
Final Action: 6/24/2016 **Ord. No.** Ord 125064

Title: AN ORDINANCE relating to Seattle Public Utilities; accepting easements granted to the City of Seattle for installation, operation and maintenance of storm drainage facilities, sewer facilities, sanitary sewer facilities, a pedestrian walkway, retaining wall, combined sewer facilities, pedestrian and vehicular access, storm detention drain facilities, stormwater runoff, storm water drainage facilities, outfall discharge pipeline, storm sewer drain facility and appurtenances necessary for drainage and wastewater utility purposes at various locations in Seattle and unincorporated King County, Washington; placing the property rights and interests conveyed by the easements under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

Sponsors: Lisa Herbold

Indexes:

Attachments: 1. Att 1 – Acquired Easements Legal Descriptions, 2. Summary and Fiscal Note, 3. Presentation, 4. Signed Ord 125064, 5. Affidavit of Publication

Date	Ver.	Action By	Action	Result
6/24/2016	1	City Clerk	attested by City Clerk	
6/24/2016	1	Mayor	returned	
6/24/2016	1	Mayor	Signed	
6/23/2016	1	City Clerk	submitted for Mayor's signature	
6/20/2016	1	City Council	passed	Pass
6/14/2016	1	Civil Rights, Utilities, Economic Development, and Arts Committee	pass	Pass
5/23/2016	1	City Council	referred	
5/16/2016	1	Council President's Office	sent for review	
5/10/2016	1	City Clerk	sent for review	
5/10/2016	1	Mayor	Mayor's leg transmitted to Council	

CITY OF SEATTLE
ORDINANCE _____
COUNCIL BILL _____

AN ORDINANCE relating to Seattle Public Utilities; accepting easements granted to the City of Seattle for installation, operation and maintenance of storm drainage facilities, sewer facilities, sanitary sewer facilities, a pedestrian walkway, retaining wall, combined sewer facilities, pedestrian and vehicular access, storm detention drain facilities, stormwater runoff, storm water drainage facilities, outfall discharge pipeline, storm sewer drain facility and appurtenances necessary for drainage and wastewater utility purposes at various locations in Seattle and unincorporated King County, Washington; placing the

property rights and interests conveyed by the easements under the jurisdiction of Seattle Public Utilities; and ratifying and confirming certain prior acts.

WHEREAS, to construct, operate and maintain storm drainage facilities, sewer facilities, sanitary sewer facilities, a pedestrian walkway, retaining wall, combined sewer facilities, pedestrian and vehicular access, storm detention drain facilities, stormwater runoff, storm water drainage facilities, outfall discharge pipeline, storm sewer drain facility and appurtenances located on private property for drainage and wastewater utility purposes, the City requires easements from private property owners; and

WHEREAS, certain private property owners have developed and improved their property and have granted easements to the City as a condition of the installation of necessary drainage and wastewater facilities;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City of Seattle hereby accepts the easements granted to The City of Seattle for drainage and wastewater utility purposes over, under, across, and upon the real property generally described below and legally described in Attachment 1, attached to this ordinance.

Grantor: Alan Cheung, Trustee for Dr. Alan Cheung & Associates, P.C. Employee's Pension Plan, a corporation of the State of Illinois, grants and conveys to the City a storm drain and appurtenances easement in the vicinity of South Morgan Street and 30th Avenue South, Seattle, Washington, as recorded under King County Recording No. 9104050302;

Grantor: Lynn C. Tuttle, an unmarried individual, grants and conveys to the City a sewer and appurtenances easement in the vicinity of East Mercer Street and 25th Avenue East, Seattle, Washington, as recorded under King County Recording No. 9010310243;

Grantor: Lakeshore Ventures V, LTD., a corporation of the State of Washington, grants and conveys to the City a sanitary sewer, appurtenances and access easement in the vicinity of South Leschi Place and Lakeside Avenue South, Seattle, Washington, as recorded under King County Recording No. 9006150896;

Grantor: The Municipality of Metropolitan Seattle, a municipal corporation of the State of Washington, grants and conveys to the City a sanitary sewer and appurtenances easement in the vicinity of Meridian Avenue North and North 165th Street, Seattle, Washington, as recorded under King County Recording No. 9005020242;

Grantor: The Calcagni Family Limited Liability Company, a corporation of the State of Washington, grants and conveys to the City a sanitary sewer and appurtenances easement in the vicinity of Southwest Jacobsen Road and Southwest Hudson Street, Seattle, Washington, as recorded under King County Recording No. 20011001002148;

Grantor: The Housing Authority of The City of Seattle, a Washington State corporation, grants and conveys to the City a sanitary sewer, appurtenances and pedestrian walkway easement in the vicinity of South Myrtle Place and 35th Avenue South, Seattle, Washington, as recorded under King County Recording No. 20000727000703;

Grantor: The Housing Authority of The City of Seattle, a Washington State corporation, grants and conveys to the City a sanitary sewer and appurtenances easement in the vicinity of South Myrtle Place and South Othello Street, Seattle, Washington, as recorded under King County Recording No. 20000727000704;

Grantors: James W. Leslie and Jeanne E. Tweten, husband and wife, grant and convey to the City a combined sewer facility and appurtenances easement in the vicinity of Northwest 68th Street and 37th Avenue Northwest, Seattle, Washington, as recorded under King County Recording No. 9506050127;

Grantor: Madison Estates Limited Partnership, a limited partnership of the State of Washington, grants and conveys to the City a sanitary sewer and appurtenances easement in the vicinity of 39th Avenue East & East McGilvra Street, Seattle, Washington, as recorded under King County Recording No. 9407060856;

Grantor: The Decker Company, a corporation of the State of Washington, grants and conveys to the City a storm drain and appurtenances easement in the vicinity of Brygger Drive West & Brygger Alley West, Seattle, Washington, as recorded under King County Recording No. 9210302405;

Grantors: Ronald E. Riva and Monica L. Riva, husband and wife, grant and convey to the City a storm drain with appurtenances easement in the vicinity of Maplewood Place Southwest and 47th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9210291988;

Grantors: Glenn R. McQuiston, Jr. and Diane F. McQuiston, grant and convey to the City a storm drain pipe and appurtenances easement in the vicinity of Maplewood Place Southwest and 47th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9307091124;

Grantors: John Mack and Carol Mack, husband and wife, grant and convey to the City a storm drain pipe and appurtenances easement in the vicinity of Maplewood Place Southwest and 47th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9307201243;

Grantor: Gencor S Northgate Limited Partnership, a Washington Limited Partnership, grants and conveys to the City a storm drain systems and appurtenances easement in the vicinity of Northeast 112th Street and 5th Avenue Northeast, Seattle, Washington, as recorded under King County Recording No. 9304132552;

Grantors: Lucile T. Flanagan, a married woman, and Rosemary O. Ballinger, a married woman, grant and convey to the City a sanitary sewer and appurtenances easement in the vicinity of 8th Avenue Northwest and Northwest 108th Street, Seattle, Washington, as recorded under King

County Recording No. 9212301015;

Grantors: Bruno Hansch and Mary Lou Hansch, husband and wife, grant and convey to the City a sanitary sewer and appurtenances easement in the vicinity of Northwest 98th Street and Marmount Drive Northwest, Seattle, Washington, as recorded under King County Recording No. 9107240633;

Grantor: A. C. Goodwin, a single man, grants and conveys to the City storm drain and appurtenances easements in the vicinity of South Shell Street and 45th Avenue South, Seattle, Washington, as recorded under King County Recording No. 9506060696 and King County Recording No. 9509141063;

Grantors: Duong Van Nguyen and Tam Thi Lu, husband and wife, grant and convey to the City a storm drain and appurtenances easement in the vicinity of South Fletcher Street and 45th Avenue South, Seattle, Washington, as recorded under King County Recording No. 9509141064;

Grantor: Northwest Enviroservice Inc., a corporation of the State of Washington, grants and conveys to the City a combined sewer facilities and appurtenances easement in the vicinity of South Massachusetts Street and Airport Way South, Seattle, Washington, as recorded under King County Recording No. 9704160901;

Grantor: Westside Free Methodist Church, a corporation of the State of Washington, grants and conveys to the City a sewer, storm drain, storm detention drain and appurtenances easement in the vicinity of Southwest Kenyon Street and 26th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9606050935;

Grantor: Beacon Ridge, L.L.C., a Washington limited liability company, grants and conveys to the City a sanitary sewer and appurtenances easement in the vicinity of 16th Avenue South and South

Atlantic Street, Seattle, Washington, as recorded under King County Recording No. 9511270494;

Grantors: Douglas H. Chow and Sharon Wong Chow, husband and wife, grant and convey to the City a combined sewer and appurtenances easement in the vicinity of Northeast 113th Street and Sand Point Way Northeast, Seattle, Washington, as recorded under King County Recording No. 9509110920;

Grantor: Teresita Agrelot de Curry grants and conveys to the City a storm sewer and appurtenances easement in the vicinity of South Frontenac Street and 56th Avenue South, Seattle, Washington, as recorded under King County Recording No. 9510061118;

Grantors: Robert E. and Rita H. Sherrer, husband and wife, grant and convey to the City a combined sewer and appurtenances easement in the vicinity of Southwest 98th Street and 17th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9401122065;

Grantor: Seattle First National Bank, a National Banking Association, grants and conveys to the City a combined sewer and appurtenances easement in the vicinity of Southwest 98th Street and 17th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9401122066;

Grantor: Southgate Enterprises, a corporation of the State of Washington, grants and conveys to the City a combined sewer and appurtenances easement in the vicinity of Southwest 98th Street and 17th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9401122067;

Grantor: Victor I. Herman grants and conveys to the City a combined sewer and appurtenances easement in the vicinity of Southwest 98th Street and 17th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9309221552;

Grantors: Robert E. Johnson and Beverly A. Johnson, husband and wife, grant and convey to the City a combined sewer and appurtenances easement in the vicinity of Southwest 98th Street and 17th Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 9401122068;

Grantor: West Sea Lots LLC, a Washington limited liability company, grants and conveys to the City a storm water drainage and sanitary sewer and appurtenances easement in the vicinity of Southwest Oregon St and 23rd Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 20141001000972;

Grantor: Northgate Olympic Properties, a Washington partnership, grants to the City access, sanitary sewer and appurtenances easements in the vicinity of 8th Avenue Northeast and Northeast Northgate Way, Seattle, Washington, as recorded under King County Recording No. 9303291086, King County Recording No. 9303291087, and King County Recording No. 9303291088;

Grantor: Soyam Delridge Property LLC, a limited liability company of the State of Washington, grants and conveys to the City a stormwater drainage and appurtenances easement in the vicinity of Southwest Orchard Street and Sylvan Way Southwest, Seattle, Washington, as recorded under King County Recording No. 20121212000646;

Grantors: John E. Cunningham and Carolyn A. Cunningham, husband and wife, grant and convey to the City a sanitary sewer and appurtenances easement in the vicinity of East Laurelhurst Drive Northeast and Northeast 35th Street, Seattle, Washington, as recorded under King County Recording No. 20031208001640;

Grantor: Broadstone Sky, LLC, a Delaware limited liability company, grants and conveys to the City a sewer pipeline easement in the vicinity of 40th Avenue Southwest and Southwest Edmunds Street, Seattle, Washington, as recorded under King County Recording No. 20140805001571;

Grantors: James E. Mazure and Patricia C. Mazure, Barbara Clare Coleman, Fred J. Fletcher, Walfrid Uno Styrk, Julie Ann Styrk, Crown Associates Living Trust, Wade W. Maxey, Sharon J. Maxey, John Tellesbo, Kae Tellesbo, Christopher R. Young, Julia L. Payne, Thomas H. Pettigrew, Ludmilla Pettigrew, Barbara Clare Coleman, Martin Larson, P. Bryan Syrdal, Samuel S. Chapin, Victor A. Raisys, Laurie S. Raisys, Maridy P. McCuen, and Charles Richard Hughes II, grant and convey to the City a sewer easement in the vicinity of Bonair Place SW & 53rd Avenue Southwest, Seattle, Washington, as recorded under King County Recording No. 20010813001369;

Grantor: Brim Fifth Avenue, Inc., a corporation of the State of Oregon, grants and conveys to the City a sanitary sewer easement in the vicinity of 8th Avenue Northeast and Northeast Northgate Way, Seattle, Washington, as recorded under King County Recording No. 9303291089;

Grantor: Cassie Lucile Newman, also known as Lucile Newman, grants and conveys to the City a sanitary sewer and appurtenances easement in the vicinity of 8th Avenue Northeast and Northeast Northgate Way, Seattle, Washington, as recorded under King County Recording No. 9303291085;

Grantor: Cypress Partners I, LLC, a Washington Limited Liability Company, grants and conveys to the City a combination drainage and sanitary sewer and appurtenances easement in the vicinity of East Saint Andrews Way and Lexington Way East, Seattle, Washington, as recorded under King County Recording No. 20121115001641;

Grantor: James F. Roark, Jr., an unmarried individual, grants and conveys to the City a public storm sewer drain facility with appurtenances easement in the vicinity of East Spring Street and 37th Alley, Seattle, Washington, as recorded under King County Recording No. 20020821000206;

Grantors: Michael S. Funsinn and Whitney D. Funsinn, husband and wife, grant and convey to the City drainage, sanitary sewer and access easements in the vicinity of Lakeside Avenue Northeast and Northeast 115th Street, Seattle, Washington, as recorded under King County Recording No. 20010529001167 and King County Recording No. 20010529001368;

Grantor: Armada Aurora LLC, a limited liability company of the State of Washington, grants and conveys to the City a storm drain and appurtenances easement in the vicinity of Stone Avenue North and North 135th Street, Seattle, Washington, as recorded under King County Recording No. 20000502000002;

Grantor: Dolores Y. Dy grants and conveys to the City a sanitary sewer facilities, storm drain facilities and retaining wall and appurtenances easement in the vicinity of 15th Avenue Northeast and Northeast 130th Place, Seattle, Washington, as recorded under King County Recording No. 20010822001446;

Grantor: The United States Department of the Army grants and conveys to the City an outfall discharge pipeline easement in the vicinity of 2nd Avenue Northwest and Northwest Canal Street, Seattle, Washington.

Section 2. The real property rights conveyed by these easements shall be placed under the jurisdiction of Seattle Public Utilities.

Section 3. Any act consistent with the authority of this ordinance taken prior to its effective date is 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 the City Council the ____ day of _____, 2016, and signed by me in open session in authentication of its passage this ____ day of _____, 2016.

President _____ of the City Council

Approved by me this ____ day of _____, 2016.

Edward B. Murray, Mayor

Filed by me this ____ day of _____, 2016.

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:
Attachment 1 - Acquired Easements Legal Descriptions