



Legislation Text

File #: CB 118571, **Version:** 1

CITY OF SEATTLE
ORDINANCE _____
COUNCIL BILL _____

AN ORDINANCE vacating the northern 273 feet of the alley in Block 93, D.T. Denny's First Addition to North Seattle in the block bounded by Mercer Street, Westlake Avenue North, Republican Street, and 9th Avenue North in the South Lake Union neighborhood of Seattle, on the petition of City Place VI, LLC (Clerk File 312425).

WHEREAS, City Investors VI LLC ("Petitioner") filed a petition under Clerk File 312425 to vacate the northern 273 feet of the alley in Block 93, D.T. Denny's First Addition to North Seattle in the block bounded by Mercer Street, Westlake Avenue North, Republican Street, and 9th Avenue North in the South Lake Union neighborhood of Seattle; and

WHEREAS, following a December 11, 2012, public hearing on the petition, the Seattle City Council ("City Council") conditionally granted the petition; and

WHEREAS, on August 2, 2012, City Investors XX LLC transferred the land to City Place VI LLC and City Place VI LLC is now the current owner and Petitioner; and

WHEREAS, a Property Use and Development Agreement recorded with the King County Recorder's Office under Recording No. 20151028000967 commits the Petitioner and their successors to fulfill ongoing public-benefit obligations required as part of the vacation; and

WHEREAS, the Petitioner dedicated the alley segment accepted in Ordinance 124703 to provide a new alley access connecting Westlake Avenue North and Republican Street; and

WHEREAS, as provided for in RCW 35.79.030 and Seattle Municipal Code Chapter 15.62, the Petitioner has

paid the City a vacation fee of \$881,000 that is the full appraised value of the property; and

WHEREAS, City Place VI LLC has met all conditions imposed by the City Council in connection with the vacation petition; and

WHEREAS, vacating the northern 273 feet of the alley in Block 93, D.T. Denny's First Addition to North Seattle in the block bounded by Mercer Street, Westlake Avenue North, Republican Street, and 9th Avenue North in the South Lake Union neighborhood of Seattle is in the best interests of the public; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The northern 273 feet of the alley in Block 93, D.T. Denny's First Addition to North Seattle in the block bounded by Mercer Street, Westlake Avenue North, Republican Street, and 9th Avenue North in the South Lake Union neighborhood of Seattle described below is vacated:

All of that portion of the alley as shown in Block 93 D.T. Denny's 1st Addition to North Seattle, according to the plat recorded in Volume 1, page 79, Records of King County Washington, lying north of a line drawn 20.00 feet north of the south line of Lot 10 of said plate projected east; said alley being bounded by Mercer Street, Westlake Avenue North, Republican Street, and 9th Avenue North.

Section 2. The Property Use and Development Agreement, King County Recording Number 20151028000967, attached as Attachment A 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 _____, 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)

Attachments:

Attachment A - Property Use and Development Agreement