

Ordinance No. 124592

Council Bill No. 118188

AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 4201 16<sup>th</sup> Avenue SW; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and authorizing acquisition by condemnation.

Related Legislation File: \_\_\_\_\_

|   |  |
|---|--|
| Date Introduced and Referred:<br><u>9/2/14</u>              | To: (committee):<br><u>Parks, Seattle Center, Libraries, and Gender Pay Equity</u> |
| Date Re-referred:   | To: (committee):   |
| Date Re-referred:   | To: (committee):   |
| Date of Final Action:<br><u>9.29.14</u>                     | Date Presented to Mayor:<br><u>10.3.14</u>   |
| Date Signed by Mayor:<br><u>10.13.14</u>                    | Date Returned to City Clerk:<br><u>10.13.14</u>                                    |
| Published by Title Only <input checked="" type="checkbox"/> | Date Vetoed by Mayor:  |
| Published in Full Text _____                                |  |
| Date Veto Published:  | Date Passed Over Veto:   |
| Date Veto Sustained:  | Date Returned Without Signature:   |

# The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: Jan Golden

## Committee Action:

| Date            | Recommendation | Vote             |
|-----------------|----------------|------------------|
| <u>9.5.2014</u> | <u>PASS</u>    | <u>JG BH 2-0</u> |

This file is complete and ready for presentation to Full Council. \_\_\_\_\_

## Full Council Action:

| Date           | Decision      | Vote       |
|----------------|---------------|------------|
| <u>9.29.14</u> | <u>Passed</u> | <u>9-0</u> |

*Law Department*

**CITY OF SEATTLE**

**ORDINANCE** 124592

**COUNCIL BILL** 118188

1  
2  
3  
4 AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the  
5 acquisition of real property commonly known as 4201 16<sup>th</sup> Avenue SW; authorizing  
6 acceptance and recording of the deed for open space, park, and recreation purposes; and  
7 authorizing acquisition by condemnation.

8 WHEREAS, by Resolution 31055 the City Council created the Parks and Green Spaces Levy  
9 Citizen's Advisory Committee to ensure citizen participation in the development of a  
10 potential package of parks, open space, boulevards, trails, green infrastructure, and  
11 recreation projects, and a proposed set of options to fund the package; and

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

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

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

22 WHEREAS, Ordinance 122749 identifies the West Duwamish Greenbelt for a potential  
23 greenspace acquisition; and

24 WHEREAS, the Department of Parks and Recreation has determined the West Duwamish  
25 Greenbelt provides significant open space benefits including wildlife habitat, recreational  
26 opportunities, buffer between the industrial and residential land-use and the area is,  
27 therefore, a priority area for additional acquisitions for parks and open space; and

28 WHEREAS, the City has determined that the purchase of the property at 4201 16<sup>th</sup> Avenue SW  
will fill an important gap in the West Duwamish Greenbelt and remove a maintenance  
liability and that it is in the public's best interest to acquire the property for open space,  
park, and recreation purposes; NOW THEREFORE,



1 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

2 Section 1. That public convenience and necessity require that the following described  
3 real property, situated in the City of Seattle, County of King, State of Washington, and  
4 commonly known as 4201 16<sup>th</sup> Avenue SW (the "Property"), together with all rights, privileges,  
5 and other property pertaining thereto, be acquired for open space, park, and recreation purposes:

6 **PARCEL A:**

7 *THAT PORTION OF GOVERNMENT LOT 1, SECTION 13, TOWNSHIP 24 NORTH, RANGE 3 EAST,*  
8 *W.M., IN KING COUNTY, WASHINGTON, LYING SOUTH OF THE PLAT OF SANDER'S SECOND*  
9 *ADDITION TO WEST SEATTLE, DESCRIBED AS FOLLOWS:*  
10 *COMMENCING AT THE SOUTHEAST CORNER OF BLOCK 5 OF SANDER'S SECOND ADDITION TO*  
11 *WEST SEATTLE, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 3 OF PLATS, PAGE*  
12 *56, IN KING COUNTY, WASHINGTON;*  
13 *THENCE EAST 30 FEET;*  
14 *THENCE (TO THE RIGHT 84°) SOUTH 06°00' EAST 85 FEET TO THE TRUE POINT OF*  
15 *BEGINNING;*  
16 *THENCE SOUTH 06°00' EAST 100 FEET;*  
17 *THENCE SOUTH 84°00' WEST 170 FEET;*  
18 *THENCE NORTH 06°00' WEST 100 FEET;*  
19 *THENCE NORTH 84°00' EAST 170 FEET TO THE TRUE POINT OF BEGINNING.*

20 **PARCEL B:**

21 *A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER AND ALONG A STRIP OF LAND*  
22 *30 FEET IN WIDTH TO THE NORTH AND EAST OF AND PARALLEL TO A STRAIGHT LINE*  
23 *EXTENDING FROM THE SOUTHEAST CORNER OF THE TRACT HEREIN DESCRIBED TO THE*  
24 *CENTERLINE OF 16TH AVENUE SOUTHWEST AT A POINT WHERE IT INTERSECTS THE*  
25 *SOUTHERLY LINE OF SANDER'S SECOND ADDITION TO WEST SEATTLE.*

26 Section 2. The Superintendent of Parks and Recreation, or his designee, is authorized, on  
27 behalf of the City of Seattle, to negotiate and enter into an agreement to acquire the Property for  
28 a purchase price equivalent to just compensation, and to accept a deed for the Property by  
attaching to the deed the Superintendent's written acceptance thereof, and recording the same.

Section 3. The Seattle City Attorney, or his designee, on behalf of The City of Seattle, is  
authorized to commence and prosecute proceedings in the manner provided by law to condemn,  
take, damage, and appropriate the Property in fee simple, after just compensation has been made

1 or paid into court for the owners thereof, in the manner provided by law; and to stipulate for the  
2 purposes of minimizing damages.

3 Section 4. The entire cost of the acquisition provided for above shall be paid from the  
4 2008 Parks Levy fund, or from such general fund of the City of Seattle as may be provided by  
5 law.

6 Section 5. After acquisition, the Property shall be accepted for open space, park, and  
7 recreation purposes, and placed under the jurisdiction of the Seattle Department of Parks and  
8 Recreation.

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28





**FISCAL NOTE FOR CAPITAL PROJECTS ONLY**

| <b>Department:</b> | <b>Contact Person/Phone:</b> | <b>CBO Analyst/Phone:</b> |
|--------------------|------------------------------|---------------------------|
| Parks & Recreation | Donald Harris/684-8018       | Forrest Longman/684-0331  |

**Legislation Title:** AN ORDINANCE relating to the Department of Parks and Recreation; authorizing the acquisition of real property commonly known as 4201 16<sup>th</sup> Avenue SW; authorizing acceptance and recording of the deed for open space, park, and recreation purposes; and authorizing acquisition by condemnation.

**Summary and background of the Legislation:** This proposed legislation authorizes the Department of Parks and Recreation (DPR) to acquire the property located at 4201 16<sup>th</sup> Avenue SW by negotiation or condemnation. The legislation also allows for the acceptance of the deed to the subject property for open space, park, and recreation purposes.

On November 4, 2008, Seattle voters approved a six-year property tax levy, the 2008 Parks and Green Spaces Levy (Levy), for the purpose of improving and expanding the City's parks and green spaces. The Levy included an acquisition category calling for the City to acquire important inholding properties within the City's greenspaces.

The proposed Council Bill authorizes DPR to acquire, by voluntary agreement or by condemnation, a 17,000 square-foot property located within the West Duwamish Greenbelt. The property is surrounded on all sides by DPR property and is currently improved with an unpermitted single-family house. DPR has been interested in this property for years in order to address encroachment, drainage and other property management issues; however, the City had a pending lawsuit that delayed any attempt at acquisition of the property. The house was recently foreclosed on by the lender and sold at auction to a real estate investor. This may be the last opportunity to remove this management headache before the new owner further improves and permits the property. The new owner is willing to consider selling the property to the City.

The City is in the process of appraising the property. While we hope to negotiate a purchase with the owner, it may become necessary to acquire the property by eminent domain. It is anticipated that, after acquisition, the City will demolish the house, remove the driveway and restore the property to fit into the surrounding greenspace.

| <b>Project Name:</b>         | <b>Project I.D.:</b> | <b>Project Location:</b>           | <b>Start Date:</b> | <b>End Date:</b> |
|------------------------------|----------------------|------------------------------------|--------------------|------------------|
| West Duwamish<br>GB- Shields | K730050              | 4201 16 <sup>th</sup> Avenue<br>SW | 4/2014             | 6/2015           |

This legislation creates, funds, or anticipates a new CIP Project.

This legislation does not have any financial implications.

This legislation has financial implications.



**Appropriations:**

| Fund Name and Number | Department | Budget Control Level* | Existing 2014 Appropriation | New 2014 Appropriation (if any) | 2015 Anticipated Appropriation |
|----------------------|------------|-----------------------|-----------------------------|---------------------------------|--------------------------------|
| <b>TOTAL</b>         |            |                       |                             |                                 |                                |

Appropriations Notes: Appropriations Notes: Funding from the Neighborhood Parks Acquisition category of the Levy will pay for this acquisition.

**Spending Plan and Future Appropriations for Capital Projects:**

| Spending Plan and Budget   | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total |
|----------------------------|------|------|------|------|------|------|-------|
| Spending Plan              |      |      |      |      |      |      |       |
| Current Year Appropriation |      |      |      |      |      |      |       |
| Future Appropriations      |      |      |      |      |      |      |       |

Spending Plan and Budget Notes: Costs for this acquisition will be funded from the Green Space Acquisition category of the Levy.

**Funding Source:**

| Funding Source (Fund Name and Number, if applicable) | 2014 | 2015 | 2016 | 2017 | 2018 | 2019 | Total |
|--|------|------|------|------|------|------|-------|
| <b>TOTAL</b>   |      |      |      |      |      |      |       |

Funding Source Notes: Costs for this acquisition will be from the Green Space Acquisition category of the Levy.



**Uses and Sources for Operation and Maintenance Costs for the Project:**

| O&M                                       | 2014 | 2015  | 2016  | 2017  | 2018  | 2019  | Total   |
|---|------|-------|-------|-------|-------|-------|---------|
| <b>Uses</b>                               |      |       |       |       |       |       |         |
| Start Up                                  |      |       |       |       |       |       |         |
| On-going                                  | \$94 | \$881 | \$898 | \$916 | \$935 | \$953 | \$4,677 |
| <b>Sources (itemize)</b>                  |      |       |       |       |       |       |         |
| <b>Park &amp; Recreation Fund (10200)</b> | \$94 | \$881 | \$898 | \$916 | \$935 | \$953 | \$4,677 |

Operation and Maintenance Notes: Single family residence and pavement will be demolished and revegetated. Property is to be managed as part of the greenbelt. The area is completely fenced bordering DPR's Westbridge maintenance facility to the east and the West Duwamish Greenbelt on the other three sides. It is at a street end and only a locked gate is exposed. It is in an industrial area with extremely limited access. Limited graffiti removal and fence repair might be needed. The O&M numbers listed above assume a 2% inflation rate in each successive year.

**Funding sources for replacement of project:** As real property, this acquisition will not be subject to replacement.

**Other Implications:**

- a) **Does the legislation have indirect financial implications, or long-term implications?**  
 The 2008 Parks and Green Spaces Levy provides funding for acquisition of new properties to fill gaps in the City's greenspaces. DPR intends to manage the site by demolishing the building shortly after acquisition and maintaining it as part of the surrounding greenspace.
- b) **What is the financial cost of not implementing the legislation?**  
 If this property is not acquired, the Department will have a constant management headache because of having a private residence within one of our major greenbelts.
- c) **Does this legislation affect any departments besides the originating department?**  
 No.
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**  
 DPR could acquire another greenspace property, but no other alternative would address the current property management issues due to having this private inholding in the West Duwamish Greenbelt.
- e) **Is a public hearing required for this legislation?** No.
- f) **Is publication of notice with The Daily Journal of Commerce and/or The Seattle Times required for this legislation?**  
 Yes. Publication of notice is a required step for authorization of condemnation. Notices



will be published in both The Daily Journal of Commerce and The Seattle Times before final action by the City Council, as required by State Law.

g) **Does this legislation affect a piece of property?** Yes.

h) **Other Issues:** None.

**List attachments to the fiscal note below:**

Attachment A: Map of the West Duwamish Greenbelt property - 4201 16<sup>th</sup> Avenue SW



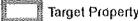
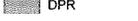
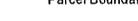
Chip Nevins  
DPR West Duwamish FISC ATT A  
June 19, 2014

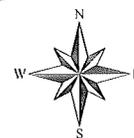
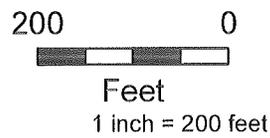


### West Duwamish GB: Shields



**Legend**

-  Target Property
-  DPR
-  Parcel Boundary



©2014, CITY OF SEATTLE  
All rights reserved.

No warranties of any sort, including accuracy, fitness or merchantability accompany this product.

Map date: April 24, 2014



City of Seattle  
Office of the Mayor

July 29, 2014

Honorable Tim Burgess  
President  
Seattle City Council  
City Hall, 2nd Floor

Dear Council President Burgess:

I am pleased to transmit the attached proposed Council Bill that authorizes the acquisition of a 17,000 square-foot property located at 4201 16th Ave SW, in the West Duwamish Greenbelt. The property is surrounded on all sides by property owned by Seattle Parks and Recreation (DPR).

The property identified in this legislation has been a priority for DPR to acquire for over a decade because of on-going maintenance and encroachment issues. The acquisition would also consolidate City ownership in the City's largest greenbelt. DPR had been in litigation with the previous owner over a variety of code violations, but a recent foreclosure has opened up the door to acquiring the property. While DPR is working with the current owner and hopes to reach a negotiated agreement, the proposed Council Bill authorizes the City to acquire the property through the process of condemnation, should it become necessary.

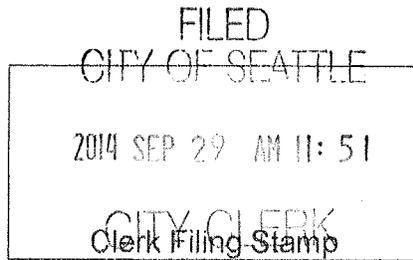
The property acquisition authorized by this legislation will help consolidate DPR ownership in the City's largest greenbelt and clean up an on-going maintenance headache. Thank you for your consideration of this legislation. Should you have questions, please contact Donald Harris at 684-8018.

Sincerely,

Edward B. Murray  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council





**CERTIFICATE OF MAILING AND PUBLICATION OF NOTICE FOR  
Council Bill 118118**

I, Chip Nevins, Acquisition Planner, hereby certify as follows:

(Check all that apply below.)

- X 1. On the 14<sup>th</sup> day of September 2014, I mailed via US Postal Service Certified Mail  
a  
 notice of condemnation or  
 other \_\_\_\_\_,  
a true and correct representative copy of which is attached and designated as  
Attachment A, to those persons whose names and addresses appear on the  
attached list as Attachment B.
- X 2. For condemnation legislation: The notice designated in Attachment A constitutes  
adequate notice to property owners, pursuant to RCW 8.12 and 8.25, that the  
City may take final action to authorize condemnation of the subject property.
- X 3. The notice designated in Attachment A was published in the Seattle Times on  
September 15 and September 22, 2014 and the Daily Journal of Commerce on  
September 11 and September 18, 2014.
- X 4. This Certificate of Mailing and Publication and complete Attachments A and B  
are hereby filed with the City Clerk of the City of Seattle.

Dated this 29<sup>th</sup> day of September 2014.

The City of Seattle, Washington

Chip Nevins

  
(Signature)

Acquisition Planner

Department of Parks and Recreation

(206) 7233-3879



**City of Seattle**  
Parks and Recreation

September 9, 2014

BY CERTIFIED MAIL

Frank Shields  
4514 177th Ave SE  
Bellevue, WA 98006  
Tax Parcel #1324039025

**Notice of Seattle City Council Final Action to Adopt an Ordinance Authorizing Condemnation (Eminent Domain) of real property commonly known as 4201 16<sup>th</sup> Avenue SW (King County Tax Parcel 1324039025) in the City of Seattle, Washington**

Dear Mr. Shields:

The purpose of this Notice is to inform you that the City of Seattle City Council is expected to vote to approve an ordinance authorizing the acquisition of your real property rights located at 4201 16th Avenue SW (King County Tax Parcel 1324039025) in the City of Seattle, Washington. A copy of the proposed ordinance and a map depicting the project location are enclosed for your information.

This ordinance, if adopted, will contain authorization for the City to use condemnation to acquire your property as part of the Seattle Parks & Green Spaces Levy Acquisition Project.

You are identified by the tax rolls of King County as the owner of property affected by this legislation. The City is required by RCW 8.25.290 to provide each property owner affected by the ordinance with formal written notice before the City takes final action authorizing condemnation of property. The time, date, and place of the final action to approve the ordinance are described below.

**Final Action**

On September 5, 2014, the Parks and Neighborhoods Committee passed the Council Bill 118188 on to the City Council. The ordinance authorizing condemnation of your property will be presented for final action (adoption) to the Seattle City Council on Monday, September 29, 2014, 2:00 p.m., in the City Council Chambers, located at 600 4th Avenue, 2nd Floor, Seattle, WA. The Council's chambers and offices are physically accessible; and

Lise A. Ward, Senior Real Property Agent  
Parks and Recreation  
800 Maynard Avenue South  
Third Floor  
Seattle, WA 98134

Tel (206) 733-9106  
Fax (206) 233-7038  
TDD (206) 233-7061  
lise.ward@seattle.gov

**Frank Shields**

September 5, 2014

Page Two

print and communications accesses are provided on request. Call 206-684-8888 (TDD: 206-233-0025) for further information.

If you attend the meeting, you will have the opportunity to express your views on the ordinance during the public comment period. You may also submit comments in writing to [council@seattle.gov](mailto:council@seattle.gov).

After approval of the ordinance the City of Seattle will be authorized to acquire your property for the Parks & Green Spaces Levy Acquisition Project through negotiation or may use its powers of eminent domain to condemn your property.

Please contact the undersigned at (206) 233-3879 with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'CN', written over a faint circular stamp or watermark.

Chip Nevins  
Acquisition Planner  
Seattle Parks and Recreation

Enclosure

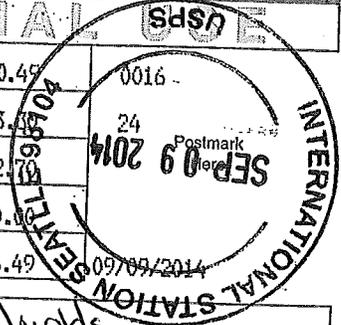
2922 0022 7000 0202 E702

U.S. Postal Service<sup>TM</sup>  
**CERTIFIED MAIL<sup>TM</sup> RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

BELLEVUE WA 98006

|   |           |               |
|---|-----------|---------------|
| Postage   | \$        | \$0.45        |
| Certified Fee                                     |           | \$3.00        |
| Return Receipt Fee<br>(Endorsement Required)      |           | \$2.70        |
| Restricted Delivery Fee<br>(Endorsement Required) |           | \$0.00        |
| <b>Total Postage &amp; Fees</b>                   | <b>\$</b> | <b>\$6.49</b> |



Sent To  
 Street, Apt. No., or PO Box No. **Frank Shields**  
**4514 177<sup>th</sup> AVE SE**  
 City, State, ZIP+4<sup>®</sup> **Bellevue, WA 98006**

PS Form 3800, August 2006 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

①  
**Frank Shields**  
**4514 177<sup>th</sup> AVE SE**  
**Bellevue, WA**  
**98006**

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
 X  Agent

B. Received by (Printed Name) **Jennifer R Shields** C. Date of Delivery **9-18-14**

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail<sup>®</sup>  Priority Mail Express<sup>™</sup>  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Transfer from service label) **7013 3020 0001 2700 2282**

# The Seattle Times

Seattle Dept Of Parks & Recr  
Lise Ward  
800 Maynard Ave S 3rd Fl

Seattle, WA 98134

Re: Advertiser Account # 107207  
Ad #: 471726

Agency Account #: 0  
Agency Name:

## Affidavit of Publication

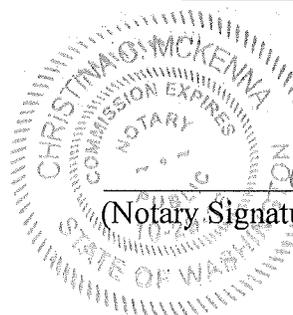
STATE OF WASHINGTON  
Counties of King and Snohomish

The undersigned, on oath states that he/she is an authorized representative of The Seattle Times Company, publisher of The Seattle Times of general circulation published daily in King and Snohomish Counties, State of Washington. The Seattle Times has been approved as a legal newspaper by others of the Superior Court of King and Snohomish Counties.

The notice, in the exact form annexed, was published in the regular and entire issue of said paper or papers and distributed to its subscribers during all of the said period.

| Newspaper and Publication Date(s) |          |
|-----------------------------------|----------|
| Seattle Times                     | 09/15/14 |
| Seattle Times                     | 09/22/14 |

Agent Elana Hansen Dirkes Signature *Elana Hansen Dirkes*



Subscribed and sworn to before me on Sept 22, 2014  
DATE Christina C. McKenna

(Notary Signature) Notary Public in and for the State of Washington, residing at Seattle

# The Seattle Times

Re: Advertiser Account # 107207

Ad #: 471726

Agency Account #: 0

Agency Name:

## AD TEXT

### NOTICE OF FINAL ACTION AUTHORIZING CONDEMNATION

**Property location:** 4201 16th Avenue SW; Seattle, WA 98106 (King County Tax Parcel 1324039025) by condemnation: The property is legally described as: That portion of Government lot 1, Section 13, Township 24 north, Range 3 east, w.m., in King County, Washington, lying south of the plat of sander's second addition to West Seattle, described as follows: commencing at the southeast corner of block 5 of sander's second addition to West Seattle, according to the plat thereof recorded in volume 3 of plats, page 56, in King County, Washington; thence east 30 feet; thence (to the right 84°) south 06°00' east 85 feet to the true point of beginning; thence south 06°00' east 100 feet; thence south 84°00' west 170 feet; thence north 06°00' west 100 feet; thence north 84°00' east 170 feet to the true point of beginning. Also including a non-exclusive easement for ingress and egress over and along a strip of land 30 feet in width to the north and east of and parallel to a straight line extending from the southeast corner of the tract herein described to the centerline of 16th Avenue southwest at a point where it intersects the southerly line of sander's second addition to West Seattle.

As required by State law, the Department of Parks and Recreation is notifying you of its intention to acquire ownership of the above property located in Seattle, WA using its power of eminent domain.

Municipal legislation will be presented for final action by adoption by the Seattle City Council of the Council Bill 118188, authorizing condemnation, on Monday, September 29, 2014 at 2:00 p.m. in Seattle City Council Chambers located on the 2nd floor of Seattle City Hall, 600 Fourth Avenue, Seattle, WA 98104.

All persons claiming an interest in the property may appear and be heard on the date and time identified above before adoption of Council Bill 118188.

For further information, please contact Donald Harris, Manager, Property and Acquisition Services, at (206) 684-8018.

STATE OF WASHINGTON -- KING COUNTY

--SS.

315278  
SEATTLE PARKS & RECREATION

No. 4201 16TH AVE SW

**Affidavit of Publication**

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

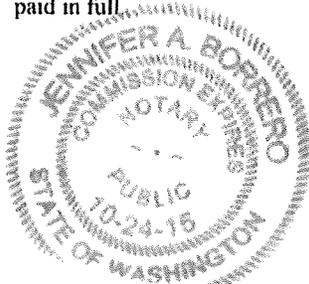
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:NOTICE OF FINAL ACTION

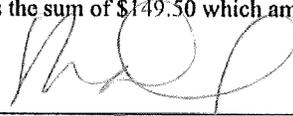
was published on

09/11/14 09/18/14

The amount of the fee charged for the foregoing publication is the sum of \$149.50 which amount has been paid in full.



Affidavit of Publication

  
\_\_\_\_\_  
Subscribed and sworn to before me on  
09/18/2014  
  
\_\_\_\_\_  
Notary public for the State of Washington,  
residing in Seattle

# State of Washington, King County

## City of Seattle

### NOTICE OF FINAL ACTION AUTHORIZING CONDEMNATION

Property location: 4201 16th Avenue SW, Seattle, WA 98106 (King County Tax Parcel 1324039025) by condemnation. The property is legally described as: That portion of Government lot 1, Section 15, Township 24 north, Range 3 east, w.m., in King County, Washington, lying south of the plat of sander's second addition to West Seattle, described as follows: commencing at the southeast corner of block 5 of sander's second addition to West Seattle, according to the plat thereof recorded in volume 3 of plats, page 56, in King County, Washington; thence east 30 feet; thence (to the right 84°) south 06°00' east 85 feet to the true point of beginning; thence south 06°00' east 100 feet; thence south 84°00' west 170 feet; thence north 08°00' west 100 feet; thence north 84°00' east 170 feet to the true point of beginning. Also including a non-exclusive easement for ingress and egress over and along a strip of land 30 feet in width to the north and east of and parallel to a straight line extending from the southeast corner of the tract herein described to the centerline of 16th avenue southwest at a point where it intersects the southerly line of sander's second addition to West Seattle.

As required by State law, the Department of Parks and Recreation is notifying you of its intention to acquire ownership of the above property located in Seattle, WA using its power of eminent domain.

Municipal legislation will be presented for final action by adoption by the Seattle City Council of the Council Bill 118188, authorizing condemnation, on Monday, September 29, 2014 at 2:00 p.m. in Seattle City Council Chambers located on the 2nd floor of Seattle City Hall, 600 Fourth Avenue, Seattle, WA 98104.

All persons claiming an interest in the property may appear and be heard on the date and time identified above before adoption of Council Bill 118188.

For further information, please contact Donald Harris, Manager, Property and Acquisition Services, at (206) 684-8018.

Dates of publication in the Seattle Daily Journal of Commerce, September 11 and 18, 2014.

0110(21K978)