

RESOLUTION NO. 2539

A RESOLUTION of the Port Commission of the Port of Seattle, Washington, amending the Comprehensive Scheme of Harbor Improvements and Industrial Development for the Lower Duwamish Development District authorizing the acquisition of specific real property situated within said Comprehensive Scheme.

WHEREAS, the voters of King County, pursuant to the provisions of enabling legislation adopted by the Legislature of the State of Washington, Chapter 92, Laws of 1911, RCW 53.04.010, authorized and approved at a special election held in King County on the 5th day of September, 1911, the formation of a Port District coextensive with King County to be known as the Port of Seattle; and

WHEREAS, the Port of Seattle was thereupon established as a Port District and has since been and now is a duly authorized and acting Port District of the State of Washington; and

WHEREAS, the Legislature of the State of Washington by Chapter 73, Laws of 1955, RCW Chapter 53.25 authorized the Port Commission to create industrial development districts within the Port District and to define the boundaries thereof and to establish comprehensive schemes of harbor improvements and industrial developments for such district; and

WHEREAS, the Lower Duwamish Industrial Development District Comprehensive Scheme of Harbor Improvements and Industrial Development was heretofore adopted by the Port Commission of the Port on September 14, 1962, by Resolution No. 2111, which said industrial development district scheme has been subsequently amended in a manner provided by law; and

WHEREAS, the Port of Seattle owns property within an area of land designated Terminal 107 which land is within the Lower Duwamish Industrial Development District Comprehensive Scheme of Harbor Improvements and Industrial Developments; and

WHEREAS, Terminal 107 comprises a part of that portion designated Parcel "B" of the Lower Duwamish Industrial Development District Comprehensive Scheme of Harbor Improvements and Industrial Development (also referred to as "Unit 20"); and

WHEREAS, the Port of Seattle is faced with the need to increase land area due to accelerated projections in containerized and other cargo; and

WHEREAS, existing terminal facilities of the Port of Seattle are not adequate to meet such increased demand and the Port of Seattle must proceed promptly with development of increased capacity to handle containerized and other cargo to meet said increased demand; and

WHEREAS, the Port of Seattle has determined that the Terminal 107 site is particularly suited and thus in the best location for the development of a marine terminal for containerized and other cargo to meet said projected demand for the following, among other, reasons:

1. The use of this area will permit the reclamation of a substantial amount of unproductive, submerged, or otherwise unusable land;
2. Sufficient flatland is available to provide an economically-sized terminal facility, allowing for more efficient operations;
3. The use of this site as a terminal for containerized and other cargo will be compatible with existing industrial development and terminal developments of the Duwamish Waterway;
4. The location will be adequately served by rail and by industrially-oriented street systems;

5. This location will provide an essential key facility linked with other Port of Seattle facilities by transportation networks so as to provide a smooth-flowing, high-capacity cargo system; and

WHEREAS, additional land must be acquired for the proposed development of Terminal 107 in addition to that already owned by the Port of Seattle; and

WHEREAS, the Port of Seattle has the power to acquire lands for development, improvement, ownership and operation of marine terminals and related utilities and facilities; and

WHEREAS, a public hearing was held on July 23, 1974, of which at least ten (10) days' notice was given by publication in a daily newspaper of general circulation in the Port District as provided by law on the question of whether or not the Port's Comprehensive Scheme of Harbor Improvements and Industrial Developments for the Lower Duwamish Industrial Development District should be amended to include the purchase by negotiation and/or condemnation of additional real property within the Port District; and

WHEREAS, after discussion and consideration of the aforesaid questions at said hearing at which time the Port Commission presented and considered maps, plans, and other data, indicating the properties proposed to be acquired all of which maps, plans, and other data were and now are on file in the office of the Port Commission; and

WHEREAS, the Port Commission considered the implication of all local, state, and federal statutes, rules and regulations pertaining to, among other things, the environment; and

WHEREAS, the Port Commission heard from all persons desiring to speak upon the aforesaid questions at said hearing;

NOW, THEREFORE, BE IT RESOLVED that the Port of Seattle shall acquire by purchase and/or eminent domain proceedings certain real property in the City of Seattle, County of King, State of Washington, described in Exhibit 1 attached hereto and by this reference incorporated herein, said property also being part of "Parcel B" described in Port of Seattle Resolution No. 2254 amending 2111.

BE IT FURTHER RESOLVED, that the acquisition of said property is for a public use and purpose, to-wit: for a marine terminal for containerized and other cargo and related utilities and facilities necessary and convenient for the full, complete and economical maintenance and operation of such a marine terminal installation.

BE IT FURTHER RESOLVED, that the acquisition of said property is for the public convenience and necessity and for the peace, security and safety of the people of the Port of Seattle in this State.

BE IT FURTHER RESOLVED, that the General Manager or his designee is hereby authorized and directed to execute all necessary measures required to carry out the provisions of this resolution.

ADOPTED by the Port Commission of the Port of Seattle at the regular meeting thereof held 23rd day of July, 1974, duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the Seal of the Commission duly affixed.

Port Commissioners

LEGAL DESCRIPTION FOR RESOLUTION 2539

THAT PORTION OF THE NORTH HALF OF THE NORTHWEST QUARTER OF SECTION 19,
TOWNSHIP 24 NORTH, RANGE 4 EAST, W.M., KING COUNTY, WASHINGTON DESCRIBED
AS FOLLOWS:

ALL OF BLOCKS 4, 5, 6 AND 7 PLAT OF GOODSPEED'S ADDITION TO WEST SEATTLE,
VOLUME 3, PAGE 59 OF PLATS, RECORDS OF KING COUNTY EXCEPT THAT PORTION
CONDEMNED FOR WEST MARGINAL WAY, IN KING COUNTY SUPERIOR COURT CAUSE NO.
128924, UNDER ORDINANCE NO. 38295.

ALL OF LOTS 1, 2 AND 3, BLOCK 416, SEATTLE TIDE LANDS;

TOGETHER WITH THAT PORTION OF 12TH AVENUE SOUTHWEST LYING BETWEEN THE
SOUTH MARGIN OF SOUTHWEST ALASKA STREET AND THE NORTH LINE OF GOVERNMENT
LOT 17 ALSO THAT PORTION OF SOUTHWEST EDMUNDS STREET LYING BETWEEN THE
EAST MARGIN OF WEST MARGINAL WAY SOUTHWEST AND THE GOVERNMENT MEANDER
LINE OF THE DUWAMISH RIVER.