

RESOLUTION NO. 3440

A **RESOLUTION** of the Port Commission of the Port of Seattle providing for the acquisition by purchase **and/or** condemnation of certain real property known as 632 S. 168th St. (Parcel 253R, Kobela/Brink), in the City of **SeaTac**.

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** operator of Seattle-Tacoma International Airport (STIA); and

WHEREAS, the number of passengers and aircraft operations served by STIA have **grown** substantially in the last several decades and are projected to continue to increase significantly in the **future**; and

WHEREAS, the Port of Seattle is faced with a need to increase land area to the west of **STIA** for the present and reasonably foreseeable **future** needs of the Airport; and

WHEREAS, on May 27, 1997, the Port Commission of the Port of Seattle adopted Resolution No. 3245 authorizing the construction of a new dependent air **carrier** runway and **the** acquisition of necessary property interests to accomplish said construction; and

WHEREAS, the Port of Seattle has determined that the property described in Exhibit A hereto is necessary in order to provide the expansion capacity necessary for the construction of a new dependent air carrier runway; and

WHEREAS, the Port of Seattle has the power to acquire lands for the acquisition, establishment, construction, enlargement, improvement, maintenance, and operation of airport **and** airport related facilities; and

WHEREAS, the Port Commission has authorized the expenditure of funds allocated in the Port of Seattle's 10 year Capital Improvement Program, **CIP #1138**, sufficient to undertake the acquisition of properties required for the construction of the new dependent air **carrier** runway, including the property described in Exhibit A hereto;

NOW, THEREFORE, BE IT RESOLVED, that the Port of Seattle shall acquire by purchase **and/or** condemnation the following real property:

632 S. 168'' St. (Parcel **253R, Kobela/Brink**)

situated in the City of **SeaTac**, County of King, State of Washington and legally described in Exhibit A, attached hereto and by this reference incorporated herein.

BE IT FURTHER RESOLVED, that the acquisition of said property is for a public use **and** purpose, to-wit: for the present and reasonably foreseeable future needs of STIA including, but not limited to, construction of a new dependent air carrier runway, expansion of facilities incidental for airport operations and facilities related to the supply, maintenance, and servicing of aircraft **and/or** airport operations.

BE IT FURTHER RESOLVED, that there is a public necessity for the construction of a new dependent air **carrier runway** and expansion of facilities incidental for airport operations and facilities related **to** the supply, maintenance, and servicing of aircraft **and/or** airport operations.

BE IT FURTHER RESOLVED, that the acquisition of said property is necessary for the proposed public use, **and** for the benefit of the public and the region.

BE IT FURTHER RESOLVED, that funds previously allocated in the Port's 10 year Capital Improvement Program, **CIP #1138**, shall be made available to carry out the provisions of this Resolution.

BE IT FURTHER RESOLVED, that the Port of Seattle Executive Director, Aviation Director, Senior Acquisition Specialist or designee are hereby authorized and directed to execute all documents for the acquisition of said property and bring proceedings in the manner provided for by law to condemn, take, damage, and appropriate the lands, property, and other property interests pursuant to the powers granted to the Port of Seattle including, but not limited to, those powers granted in RCW Chapters 8.12, 14.07, **14.08, 53.04**, and 53.08, to carry out the provisions of this Resolution.

ADOPTED by the Port Commission of the Port of Seattle at a regular meeting held this 26th day of September, 2000, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

Paige Miller
[Signature]
Bob Edwards
Patricia Davis

Port Commission

The land referred to in this commitment is situated in the county of King, state of Washington, and described as follows:

That portion of the southeast quarter of the northwest quarter of section 29, Township 23 North, Range 4 East, W.M., in King County, Washington, described as follows:

Beginning at the intersection of the east margin of Des Moines Way and the East-West quarterline;

thence north $11^{\circ}15'27''$ east along said east margin 10.19 feet;

thence south $89^{\circ}53'33''$ east 287.08 feet to the TRUE POINT OF

BEGINNING;

thence north $0^{\circ}32'33''$ east 620.62 feet;

thence south $65^{\circ}07'27''$ east 109.74 feet;

thence south $0^{\circ}32'33''$ west 574.72 feet;

thence north $89^{\circ}53'33''$ west 100 feet to the TRUE POINT OF BEGINNING;

EXCEPT the south 10 feet thereof for widening of South 168th Street.;

AND EXCEPT that portion condemned by the State of Washington for SR 509 by King County Superior Court Cause No. 744785.

(Being known as a portion of Tract 10, Kessler's Sylvan Villa Tracts, according to the unrecorded plat thereof.)