

RESOLUTION NO. 2805

A RESOLUTION of the Port Commission of the Port of Seattle, King County, Washington, restating the descriptions of Units 1, 2, 3, 4, 17, 18, and 20 of the Port's Comprehensive Scheme of Harbor Improvements and revising the format of the Comprehensive Scheme.

WHEREAS, pursuant to RCW 53.20.010 and .020, the Port has adopted, maintained and amended from time to time a Comprehensive Scheme of Harbor Improvements applicable to all real property, improved and unimproved, owned by the Port together with certain adjacent real property not owned by the Port but included for Port planning purposes. At this time, the Comprehensive Scheme consists of the following Units as last amended by the Resolutions (with accompanying exhibits) enumerated below:

Unit 1 (Terminal 90/91 area)	Resolution 2797 adopted October 28, 1980
Unit 2 (Maintenance Shop area)	Resolution 12 adopted February 7, 1912
Unit 3 (Fishermen's Terminal area)	Resolution 2762 adopted June 26, 1979
Unit 4 (Central Waterfront area)	Resolution 2757 adopted March 13, 1979
Unit 17 (Shilshole Marina area)	Resolution 2784 adopted April 8, 1980
Unit 18 (Seattle-Tacoma International Airport)	Resolution 2763 adopted June 26, 1979
Unit 20 (Lower Duwamish Industrial Development District)	Resolution 2789 adopted May 27, 1980

and;

WHEREAS, the current form of the Port's Comprehensive Scheme consists of numerous separate and bulky documents which are cumbersome for review and analysis by Port personnel and members of the public; and

WHEREAS, a proposed restatement of the Comprehensive Scheme has been prepared as the 3-ring notebook containing the legal description, labeled aerial photographs, and written legal descriptions, which notebook, together with its contents, is incorporated by reference as Exhibit A hereto.

WHEREAS, the preparation of this proposed restatement has suggested the desirability of certain simplifications and rationalizations of the boundaries of certain Units of the Comprehensive Scheme; and

WHEREAS, on January 27, 1981, following notice thereof duly published and posted in accordance with RCW 53.25.040 with regard to Unit 20 and RCW 53.20.010 and .020 with regard to the other Units, the Port Commission held a Public Hearing on an amendment to the Port's then existing Comprehensive Scheme of Harbor Improvements to accomplish the proposed restatement and at that hearing, the Port heard public testimony regarding environmental and all other aspects of such amendment by all persons desiring to be heard, and a tape recording of such testimony is on file at the Port; and

WHEREAS, the Port Commission has duly considered Exhibit A and all matters presented at said public hearing, including environmental considerations;

NOW, THEREFORE, BE IT RESOLVED by the Port Commission of the Port of Seattle as follows:

Section 1. The following rationalizations and simplifications should be, and hereby are, made in certain Units of the Comprehensive Scheme:

a. Unit 1 shall include Smith's Cove Waterway situated between Piers 90 and 91, both of which are already part of that Unit.

b. Terminal 106 East, which is located east of East Marginal Way South, is hereby transferred from Unit 20 to Unit 2. Unit 2 shall be bounded on the west by the east margin of East Marginal Way South and on the north by the south margin of South Washington Street.

c. Unit 3 shall include the following areas both of which are adjacent to Fishermen's Terminal areas already part of that Unit:

i. Salmon Bay Waterway area subject to Waterway Permit dated July 13, 1978 (Recording No. 7807130744) granted to Port.

ii. Vehicle turnaround street and island known as "McCutchen Boulevard."

d. All real property, improved and unimproved, situated north of the south margin of S. Washington Street, is transferred from Unit 20 to Unit 4. Unit 4 shall run north along the Central Waterfront up to but not including Terminal 90-91 (which shall remain in Unit 1) and shall include Terminal 86, which is hereby transferred from Unit 20.

e. Unit 18, constituting Seattle-Tacoma International Airport and certain adjacent areas, shall generally (subject to the precise legal description in Exhibit A) be bounded on the north by South 136th Street, on the east by Highway 99, on the south by South 211th Street, and on the west by 12th Avenue South, but excluding Hyatt House property at 170th Street and Highway 99, Washington Memorial Park Cemetery abutting Highway 99, Sunset Park in southwest quarter of Section 16, Township 23 North, Range 4 East, W.M., Hill Grove Cemetery abutting 200th Street, and all public streets and highways.

f. Unit 20, comprising the Lower Duwamish Industrial Development District portion of the Comprehensive Scheme, shall generally be bounded on the east by the west margin of East Marginal Way, on the south by the north margin of S. 118th St. as extended, on the west by the easterly margin of West Marginal Way S.W. extending west to Harbor Ave. S.W. at and north of Spokane St., on the north by the outer harbor line and the south margin of S. Washington St. with two exceptions.

i. Unit 20 shall not include parcels at the south end of Harbor Island deleted in accordance with Resolution 2785 for purposes of conveyance to the City of Seattle for the latter's construction of the West Seattle Bridge, and Terminal 118 which was deleted by Resolution 2753.

ii. Unit 20 shall continue to include Block 9 in the Canal Waterway, which was sold pursuant to Resolution 2789 under industrial development district authority provided by RCW Ch 53.25.

Section 2. The restated Comprehensive Scheme shall include legal descriptions of each Unit as revised by Section 1 above, and aerial photographs of each pier, terminal, and other major Port facility marked to identify the facility, the Unit, and the general boundary of the facility. Such general boundary shall be for general references purposes only and shall be subject to the terms of the above-mentioned legal description of the Unit. The general type of improvements shown in the aerial photograph of each facility are hereby confirmed and ratified as part of the Comprehensive Scheme applicable to the pertinent Unit and facility along with necessary appurtenances thereto within buildings and underground which the aerial photographs cannot show. Further construction of similar improvements is hereby approved at each facility for purposes of the requirements only of RCW 53.20.010, .020, and .030 relating to the Port's Comprehensive Scheme. Actual construction of such improvements

remains subject to all applicable environmental, building permit, financial approval, Port Capital Improvements and Utilization Committee approval, and other requirements imposed by all applicable Federal, State and local laws, ordinances, regulations, and Port Commission resolutions.

Section 3. The aerial photographs in Exhibit A showing the Comprehensive Scheme general boundary and existing improvements at Terminal 66 and 86 do not limit or supersede prior Port Commission Resolutions 2757 and 2790. These, with their attached exhibits, amended applicable portions of the Comprehensive Scheme to provide for construction of generally specified additional improvements at Terminals 66 and 86, respectively. These additional improvements are currently under construction and remain in their entirety part of the Comprehensive Scheme.

Section 4. Exhibit A is hereby adopted as part of this Resolution to constitute the Port's complete Comprehensive Scheme of Harbor Improvements required by RCW 53.20.010-.030 superseding, except as expressly provided otherwise above, all prior versions of the Comprehensive Scheme and its component Units subject to the following conditions:

- a. Each page of Exhibit A shall be marked with the number and adoption date of this resolution.
- b. The Port Commission reserves the right to amend the Comprehensive Scheme in whole or in part, in accordance with law, by directing the insertion in Exhibit A of additional or revised pages or by approving other documents. All such revised pages, additional pages, and other documents shall be similarly marked with the number and date of the promulgating Port Commission resolution.

Section 5. The Port staff is hereby authorized and directed to do all things necessary to implement the actions set forth in this resolution.

Adopted by the Port Commission of the Port of Seattle, Washington, at a meeting held this 10th day of February, 1981, and duly authenticated in open session by the signatures of the Commissioners and the seal of the Commission.

(SEAL)

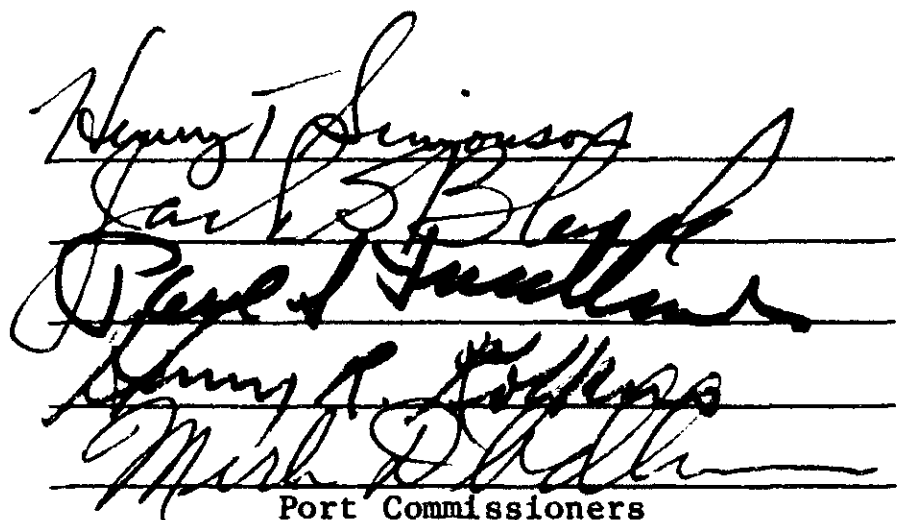

Port Commissioners

EXHIBIT A
RESOLUTION NO. 2805

Exhibit A consists of the 3-ring notebook labeled "Port of Seattle Comprehensive Scheme of Harbor Improvements and LDIDD - Exhibit A to Resolution 2805," which is on permanent file for public inspection in the Port of Seattle Real Estate Department, 4th Floor, Bell Street Terminal.