

RESOLUTION NO. 2300

A RESOLUTION of the Port Commission of the Port of Seattle providing for the acquisition of the right to remove obstructions in the F. A. A. required clear approach zone for Runways 16 L and 34 L at the Seattle-Tacoma International Airport.

WHEREAS, the Port of Seattle is the owner and operator of the Seattle-Tacoma International Airport and as such maintains an existing runway designated Runway 16L-34R and is constructing an additional runway designated Runway 16R-34L for the landing and taking off of aircraft, and

WHEREAS, the Federal Aviation Agency and the laws of the United States require that the Port of Seattle, as owner and operator of said airport, maintains specified clear approach zones for said runways, which zones must be kept free of obstructions protruding above heights as prescribed in Rules and Regulations promulgated by the F. A. A. pursuant to said laws, and

WHEREAS, it has come to the attention of the Port of Seattle that there are obstructions in the said zones for the existing Runway 16L-34R and Runway 16R-34L under construction, which protrude above and have grown above the said prescribed heights and other growing objects which from their nature and location may grow above said prescribed heights, and

WHEREAS, it is necessary to remove growing obstructions to a point approximately fifteen (15) feet below the prescribed heights to allow a reasonable and necessary margin for the future growth of said objects, and

WHEREAS, in some instances, it may be necessary as a matter of safety to remove a growing obstruction entirely; and

WHEREAS, public convenience and necessity, and the preservation of the peace, security and safety of the people of the Port of Seattle and the State of Washington demand that these obstructions be removed, and

WHEREAS, the Port of Seattle has the power under and by virtue of the constitution and laws of the State of Washington and particularly the laws of 1945, Chapter 182, and the amendments thereto, to acquire such rights in lands reasonably necessary in the development, ownership and operation of the airport, including its runways and clear approach zones, and the funds necessary for the acquisition of said property rights are now available,

NOW, THEREFORE, BE IT RESOLVED that the Port of Seattle shall acquire by purchase and/or eminent domain proceeding, the following rights with regard to certain real property in the County of King, State of Washington described on Exhibit A attached hereto, and by this reference incorporated herein, and further designated on Port of Seattle Drawing No. 355-2356 attached hereto as Exhibit B and by this reference incorporated herein

1. The permanent and continuing right to lower, trim, cut or remove entirely, if necessary, at the Port of Seattle's expense, all growing objects which (a) protrude above the said prescribed heights or (b) are within fifteen (15) feet below the said prescribed heights and capable of growing above said heights;

2. The permanent and continuing right to remove any portion of a non-growing object which protrudes above the said heights, and to maintain the area above said height free and clear of all obstructions, and

3. All incidental and necessary rights of ingress and egress to accomplish any of the foregoing.

BE IT FURTHER RESOLVED, that the acquisition of said property rights is for a public use and purpose, to-wit: for the creation and maintenance of clear approach zones at the north and south ends of existing Runway 16L-34R and Runway 16R-34L under construction, for the landing and taking off of aircraft.

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

BE IT FURTHER RESOLVED, that Bogle, Gates, Dobrin, Wakefield & Long, attorneys for the Port of Seattle, be and they are hereby authorized and directed to begin and prosecute actions and proceedings in the manner provided for by law to condemn, take, damage and appropriate the property rights necessary to carry out the provisions of this resolution.

ADOPTED by the Port Commission of the Port of Seattle at a regular meeting thereof, held this 27th day of May, 1969, and duly authenticated in open session by the signatures of the

Commissioners voting in favor thereof and the seal of the Commission.

Frank R. Mitchell

(SEAL)

John W. Hayden

Minna H. Baker

John W. Langdon

Mark D. Adams

EXHIBIT A TO RESOLUTION NO. 2300

All property within the area covered by the clear approach zone cones for Runways 16L-34R and 16R-34L, as shown on Drawing No. 355-2356 attached as Exhibit B and from the runway thresholds on the north to S. 136th St. and from the runway thresholds on the south to S. 208th St., and including, but not limited to, the following specific parcels of land:

1. Blocks 11, 12, 13, 14, 15 (to the extent a portion thereof is within said cone) 21, 22, 23, 24, 25, 31, 32, 33, 34, 91 and 92 of Seeley's Addition to the City of Des Moines.
2. That portion of the southeast quarter of the southeast quarter of section 32, township 23 north, range 4 east, W.M., in King County, Washington, described as follows: Beginning on the west line of 16th Avenue South (Miller Road) at a point which is 30 feet west and 330 feet south of the northeast corner of said subdivision; thence west parallel with the north line of said subdivision 396 feet; thence south parallel with the east line thereof 330 feet; thence east parallel with the north line of said subdivision 396 feet to the west line of 16th Avenue South; thence north 330 feet to the beginning (to the extent a portion thereof is within said cone);
3. The east half of the northwest quarter of the northeast quarter of the northwest quarter of section 21, township 23 north, range 4 east, W.M., in King County, Washington, except the south 30 feet thereof;
4. The west half of the northwest quarter of the northeast quarter of the northwest quarter of section 21; township 23 north, range 4 east, W.M., in King County, Washington except

the south 300 feet of the west 254 feet of the east 264 feet thereof, and except the south 30 feet thereof;

5. The west 122 feet of the east 132 feet of the south 330 feet of the west half of the northwest quarter of the northeast quarter of the northwest quarter of section 21, township 23 north, range 4 east, W.M., in King County, Washington, except the south 30 feet thereof.

6. The west 132 feet of the east 264 feet of the south 330 feet of the west half of the northwest quarter of the northeast quarter of the northwest quarter of section 21, township 23, range 4 east, W.M., in King County, Washington except the south 30 feet thereof;

7. The east half of the northeast quarter of the northwest quarter of the northwest quarter of section 21, township 23 north, range 4 east, W.M., in King County, except the south 30 feet thereof;

8. Platted or dedicated but undeveloped roads and alleys within the area.