

King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
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KING COUNTY, WA

Amendment to Conservation Futures
Interlocal Cooperation Agreement
Between King County and the City of Seattle for
Open Space Acquisition Projects

August 8, 2006

Department: **DNRP/WLRD Open Space Acquisitions Unit**

Parties **City of Seattle and
King County**

Project: **Conservation Futures**

Amendment "T"

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF SEATTLE
FOR OPEN SPACE ACQUISITION PROJECTS**

Preamble

The King County Council, through Ordinance 9128, has established a Conservation Futures Levy Fund and appropriated proceeds to King County, the City of Seattle and certain suburban cities. This amendment is entered into to provide for the allocation of additional funds made available for open space acquisition.

THIS AMENDMENT is entered into between the CITY OF SEATTLE and KING COUNTY, and amends and attaches to and is part thereof of the existing Interlocal Cooperation Agreement entered into between the parties on the 5th day of June, 1990, as previously amended.

The parties agree to the following amendments:

Amendment 1: Article 1. Recitals

A paragraph is hereby added to the Recitals Section to provide for the **2004 Conservation Futures Levy Fund Allocation**, and hereafter reads:

“On November 22, 2004, the King County Council passed Ordinance 15083, which appropriated a total of Two Million Three Hundred Thousand Dollars (\$2,300,000) in Conservation Futures Levy proceeds to the City of Seattle. On March 14, 2005 the King County Council passed Ordinance 15139, authorizing the King County Executive to enter into interlocal agreements with the City of Seattle and the suburban cities for the disbursement of Conservation Futures Funds in Ordinance 15083.”

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include Attachment T, which lists the 2004 Conservation Futures Levy Allocation to the City of Seattle for the following land acquisition projects: Uptown Park (Queen Anne and Roy), Urban Center Park (East Capitol Hill), Urban Center Park (International District), and Thornton Creek Park 2 Addition.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include Attachment T, which lists the 2004 Conservation Futures Levy Allocation to the City of Seattle for the Uptown Park (Queen Anne and Roy), Urban Center Park (East Capitol Hill), Urban Center Park (International District), and Thornton Creek Park 2 Addition land acquisition projects, and Article VII hereafter reads:

“Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amounts shown in Attachments A through T to be used for the Projects listed in Attachments A through T. The City may request additional funds; however, the County has no obligation to provide funds to the City for the Projects in excess of the total amounts shown in Attachments A through T. The County assumes no obligation for the future support of the Projects described herein except as expressly set forth in this agreement.”

In all other respects, the terms, conditions, duties and obligations of both parties shall remain the same as agreed to in the Interlocal Cooperation Agreement as previously amended.

This document shall be attached to the existing Interlocal Cooperation Agreement.

IN WITNESS WHEREOF, authorized representatives of the parties hereto have signed their names in the spaces set forth below:

KING COUNTY

Ron Sims for
Ron Sims
King County Executive

7/31/06
Date

Acting under the authority of
Ordinance 15139
Dated: March 14, 2005

Approved as to form:

Norm Maleng
Norm Maleng
King County Prosecuting Attorney

CITY OF SEATTLE

Gregory J. Nickels
Gregory J. Nickels
Mayor

July 3, 2006
Date

Acting under the authority of
Ordinance 122067
Dated: April 10, 2006

Approved as to form:

Thomas A. Carr
Thomas A. Carr
City Attorney
*Assistant
City
Attorney*

ATTACHMENT "T"

2004
CONSERVATION FUTURES LEVY
CITY OF SEATTLE ALLOCATION

Jurisdiction	Project	Allocation
Seattle	Uptown Park (Queen Anne and Roy)	\$800,000
Seattle	Urban Center Park (East Capitol Hill)	\$500,000
Seattle	Urban Center Park (International District)	\$800,000
Seattle	Thornton Creek Park 2 Addition	\$200,000
TOTAL		\$2,300,000

Project Descriptions:

City of Seattle – 315422 Uptown Park (Queen Anne and Roy)

This is a .28-acre open space located at the base of Queen Anne Hill at the corner of Queen Anne Avenue and Roy Street. It will become a passive neighborhood greenspace that will serve this high-density community at the northern end of Downtown Seattle. To help address street traffic noise, Seattle intends to create a physical sound buffer, such as an earth berm.

City of Seattle – 315423 Urban Center Park (East Capitol Hill)

This neighborhood greenspace project will serve the Capitol Hill urban center. There are three possible acquisition sites; two are located near Thomas Street at 16th Avenue and one is located on 13th Avenue near Harrison Street.

City of Seattle – 315424 Urban Center Park (International District)

This project consists of the acquisition of land for urban green space in the Chinatown-International District urban center in Seattle. The City of Seattle (Seattle) has identified several candidate sites, but it has not selected a final site. Contingency: Seattle will propose a final site location to the Conservation Futures Citizens Committee and King County for approval before CFL funds are disbursed to Seattle for this project.

City of Seattle – 315404 Thornton Creek Park 2 Addition

This project consists of the acquisition of open space along Thornton Creek at Northeast 100th Street in northeast Seattle. The property is an inholding that will add to the existing Thornton Creek Park stream system and greenbelt. This project will benefit salmonid species, wildlife, and avian species and allow for habitat restoration and environmental education.