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# Discussion of Ordinance No. 933: Authorizing the Use of Eminent Domain for Acquisition of Certain Real Properties to Construct the NW Innis Arden Way Culvert Replacement Project

June 14, 2021



# RCW 8.12

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- Eminent domain is a power granted to political subdivisions, such as the City of Shoreline, through RCW 8.12 to acquire private property for a public use.
  - RCW 8.25.290 (c) A city or town or other entity subject to chapter 8.12 RCW takes a final action authorizing condemnation as provided in RCW 8.12.040.
- The condemnation ordinance is a precautionary step to keep the project on schedule.



# Ordinance No. 933

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- Authorizes condemnation
  - Ability to take all steps needed to acquire property for the project
- Finding of Public use and necessity
  - Property is necessary for the construction of the project
- Compensation
  - City will provide just compensation to property owners



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Legend	
	PROPERTY LINE
	RIGHT-OF-WAY
	EXISTING EASEMENT - 3,550 SQ FT
	TEMPORARY CONSTRUCTION EASEMENT
	PERMANENT EASEMENT



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- City has been in contact with all property owners
  - Objective is to negotiate with property owners
  - No eminent domain until negotiation efforts are exhausted
- Includes 3 parcels in Shoreline
  - Only properties downstream of the existing culvert
  - Easements secured upstream/Hidden Lake adjacent



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- A notice of the final action, adoption of Ordinance No. 933, has been published in the Seattle Times on May 31<sup>st</sup> and again on June 7<sup>th</sup>.
- A notification letter has been sent via certified mail on May 27<sup>th</sup> to every property owner impacted by the final action.



# Next Steps

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- No action is required tonight.
- Council to discuss and provide feedback on Ordinance No. 933.
- Final Action scheduled for the June 28, 2021 City Council meeting.



# Questions / Discussion

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