

1 **March 15, 2004**

Proposed No.: 04-002

2 RESOLUTION NO. 346

3 A RESOLUTION authorizing the Executive Director to renew and execute
4 reciprocal Covenants for Off-site Accessory Parking with The Washington State
5 Public Stadium Authority.
6

7 WHEREAS, the Washington State Major League Baseball Stadium Public Facilities
8 District (the "District") was created under Chapter 36.100 of the Revised Code of
9 Washington and King County Ordinance 12000; and

10 WHEREAS, the District possesses all the usual powers of a public purpose
11 corporation, as well as all other powers specifically conferred by statute including the power
12 to transfer interests in real property; and

13 WHEREAS, the PFD is the owner of property known as "SAFECO Field" located
14 at 151 South Royal Brougham Way, Seattle, Washington, which is developed with a
15 ballpark and associated parking facilities (the "Ballpark").

16 WHEREAS, the PFD has entered a lease with the Baseball Club of Seattle, LP, for
17 the use of the parking spaces on the Ballpark site.

18 WHEREAS, the Washington State Public Stadium Authority ("PSA") is the owner
19 of property located at 201 South King Street, Seattle, Washington, which is developed with
20 a stadium and adjacent exhibition facilities, together with associated parking facilities
21 (collectively "the Stadium Project").

22 WHEREAS, the PSA has entered a lease with First & Goal Inc., for the use of the
23 parking spaces on the Stadium Project site.

24 WHEREAS, the District and the PSA (and their respective lessees) entered into a
25 covenant in 1998 to allow certain legally established parking spaces at the Ballpark and the
26 Stadium Project to be used reciprocally at certain times by each facility owner and their
27 respective lessees to provide required off-street parking spaces for the Ballpark and Stadium
28 Projects.

29 WHEREAS, the reciprocal covenants between the District and the PSA (and their
30 respective lessees) expire in March, 2004, and the District and the PSA desire to renew the
31 1998 covenants and modify their terms.

32 WHEREAS, the attached Renewal and Modification of Covenants for Accessory
33 Offsite Parking have been prepared, establishing the terms and conditions for such parking;
34 and

35 WHEREAS, the attachments modify the term of the parking covenant, delete prior
36 contingencies that have been satisfied, and extend to 270 days the notice period required
37 before the covenants can be terminated:

38 NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF
39 THE WASHINGTON STATE MAJOR LEAGUE BASEBALL STADIUM PUBLIC
40 FACILITIES DISTRICT:

41 1. The Executive Director is hereby authorized to execute a Renewal of
42 Modification of Covenant for Off-Site Accessory Parking running from the District to the
43 Washington State Public Stadium Authority substantially in the form attached hereto.

44 2. The Executive Director is hereby authorized to execute a Renewal of
45 Modification of Covenant for Off-Site Accessory Parking running from the Washington
46 State Public Stadium Authority to the District substantially in the form attached hereto

47 PASSED by a vote of 6 to 0 this 15th day of March, 2004.

48 BOARD OF DIRECTORS
49 WASHINGTON STATE MAJOR LEAGUE BASEBALL STADIUM PUBLIC
50 FACILITIES DISTRICT

51 _____
52 Terrence A. Carroll, Chair

53 ATTEST:

Clerk