

Amendment 1 to CB 119656 – Interim Uses: Geographic Distribution
Sponsor: Herbold

This amendment would: (1) add a requirement that interim use transitional encampments be geographically distributed among Council Districts and (2) maintain 1-mile separations between interim use encampments and other transitional encampment until there is at least one interim use encampment in each Council District. Changes are shown in [track changes](#).

Amend Section 3 as follows:

Section 3. Section 23.42.056 of the Seattle Municipal Code, enacted by Ordinance 124747, is amended as follows:

23.42.056 Transitional encampment as an interim use

A Type I Master Use Permit may be issued for a transitional encampment interim use according to the requirements of this Section 23.42.056.

* * *

B. Location. The transitional encampment interim use ~~((shall))~~ may be located on property within any zone ~~((meeting))~~ subject to the following requirements:

1. ~~((The property is:~~

a. ~~Zoned Industrial, Downtown, SM, NC2, NC3, C1, or C2; except if the property is in a residential zone as defined in Section 23.84A.048 or is in a special review district established by Chapter 23.66; or~~

b. ~~Within a Major Institution Overlay district.~~

2. ~~The property is at least 25 feet from any residentially zoned lot.~~

3. ~~A property may be less than 25 feet from a residentially zoned lot and used as an encampment site if:~~

a. ~~All encampment facilities, improvements, activities, and uses are located at least 25 feet from any residentially zoned lot. Access to the encampment site may be located within the 25-foot setback area; and~~

b. ~~Screening is))~~ Screening shall be installed and maintained along each encampment boundary, ~~((except))~~ including boundaries fronting on an opened public street. The screening shall consist of existing or installed vegetation that is sufficiently dense to obscure viewing the encampment site, or a 6-foot high view-obscuring fence or wall.

~~((4))~~ 2. The property is owned or controlled by ~~((the City of Seattle,))~~ a private party, ~~((or))~~ an Educational Major Institution, The City of Seattle, or another public entity.

~~5))~~ 3. The property is within 1/2 mile of a transit stop. This distance shall be the walking distance measured from the nearest transit stop to the lot line of the lot containing the encampment site.

~~((6. The property is, as measured by a straight line, at least 1 mile from any other legally established transitional encampment interim use including encampments accessory to a religious facility or accessory to other principal uses on property owned or controlled by a religious organization. This~~

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~~subsection 23.42.056.A.6 shall not apply to encampments on sites owned or controlled by religious organizations, or to any legally established transitional encampment interim use that provides shelter for fewer than ten persons.))~~

((7)) 4. The property is 5,000 square feet or larger and provides a minimum of 100 square feet of land area for each occupant that is permitted to occupy the encampment site.

((8)) 5. The property does not contain a wetland, wetland buffer, known and potential landslide designations, steep slope, steep slope buffer, or fish and wildlife habitat conservation area defined and regulated by Chapter 25.09(~~(Regulations for Environmentally Critical Areas,))~~) unless all encampment facilities, improvements, activities, and uses are located outside any critical area and required buffer as provided for in Chapter 25.09.

((9)) 6. The encampment site is not used by an existing legally-permitted use for code or permit-required purposes including but not limited to parking or setbacks.

((10)) 7. The property is not an unopened public (~~(right-of-way))~~ right-of-way; or designated as a park, playground, viewpoint, or multi-use trail by the City or King County.

8. Except as provided by subsection 23.42.056.B.9, the property is, as measured by a straight line, at least 1 mile from any other legally-established transitional encampment interim use including encampments accessory to a religious facility or accessory to other principal uses on property owned or controlled by a religious organization. This subsection 23.42.056.B.8 shall not apply to encampments on sites owned or controlled by religious organizations, or to any legally-established transitional encampment interim use that provides shelter for fewer than ten persons.

9. When at least one transitional encampment interim use has been established in a Council District, a new transitional encampment interim use shall not be established in that same Council District until each Council District has the same number of existing transitional encampments interim use. The requirements of subsection 23.42.056.B.8 shall not apply when one or more interim use encampments are established and operating in each Council District. For the purposes of this subsection 23.42.056.B.9 a transitional encampment interim use is existing if a permit for the encampment has been issued and has not expired.
