

CITY OF SEATTLE
ORDINANCE _____
COUNCIL BILL _____

..title

AN ORDINANCE relating to building energy use benchmarking and reporting; directing the Office of Sustainability and Environment to make building energy benchmarking reports and, where available, an energy performance rating available to the public; and amending Sections 22.920.060, 22.920.125, and 22.920.170 of the Seattle Municipal Code.

..body

WHEREAS, The City of Seattle (City) has a goal to become a carbon neutral city by 2050 and adopted a strategy for achieving this goal through Resolution 31447, adopting the 2013 Seattle Climate Action Plan; and

WHEREAS, the 2013 Seattle Climate Action Plan includes an action to make information from the energy benchmarking reports publicly accessible; and

WHEREAS, cities with full transparency of energy benchmarking reports and additional regulations have attained higher rates of energy use reduction; and

WHEREAS, as part of its 2013 Seattle Climate Action Plan, the City set a 2050 goal for reducing emissions from all commercial and residential buildings from 2008 levels by 45 percent and 63 percent, respectively; and

WHEREAS, emissions tracking from 2008 to 2012 through a citywide greenhouse gas inventory shows the City is not currently on track in per-year energy reductions to meet these targets; and

WHEREAS, RCW 19.27A.170 requires disclosure of nonpublic nonresidential benchmarking data and ratings for buildings greater than 10,000 square feet to a prospective buyer, lessee, or lender for the most recent continuously occupied 12-month period; and

WHEREAS, the City will publicly post annual building energy benchmarking reports and, where available, an energy performance rating; and

1 WHEREAS, it is appropriate to make technical and procedural corrections to Chapter 22.920;

2 NOW, THEREFORE,

3 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

4 Section 1. Section 22.920.060 of the Seattle Municipal Code, last amended by Ordinance
5 123993, is amended as follows:

6 **22.920.060 Maintaining energy utility records**

7 Utilities providing energy service to a nonresidential or multi-family benchmark building shall
8 maintain energy consumption data for each building for at least the most-recent (~~twelve~~) 24
9 months in a format capable of being uploaded to the United States Environmental Protection
10 Agency's Energy Star Portfolio Manager.

11 On and after June 1, 2010, upon written or secure electronic authorization by an authorized
12 representative of the building owner, the utility providing energy service to the building shall
13 upload the utility consumption data for the accounts specified by an authorized representative of
14 the building owner to the United States Environmental Protection Agency's Energy Star Portfolio
15 Manager, in a form that does not disclose personally-identifying information. Utility companies
16 have 30 days from receipt of such written or secure electronic authorization to upload
17 information to Energy Star Portfolio Manager.

18 Section 2. Section 22.920.125 of the Seattle Municipal Code, enacted by Ordinance
19 123993, is amended as follows:

20 **22.920.125 Response to Notice of Violations**

21 A. A person must respond to a notice of violation in one of the following ways:

22 1. Pay the amount of the penalty specified in the notice of violation, in which
23 case the record shall show a finding that the person cited committed the violation; or

1 Section 5. The provisions of this ordinance are declared to be separate and severable. The
2 invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance,
3 or the invalidity of its application to any person or circumstance, does not affect the validity of
4 the remainder of this ordinance or the validity of its application to other persons or
5 circumstances.

6

1 Section 6. This ordinance shall take effect and be in force 30 days after its approval by
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the ____ day of _____, 2016, and
5 signed by me in open session in authentication of its passage this
6 ____ day of _____, 2016.

7 _____
8 _____
9 President _____ of the City Council

10 _____
11 Approved by me this ____ day of _____, 2016.

12 _____
13 _____
14 Edward B. Murray, Mayor

15 _____
16 Filed by me this ____ day of _____, 2016.
17 _____
18 _____
19 Monica Martinez Simmons, City Clerk

20 _____
21 _____
22 (Seal)

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