

CITY OF SEATTLE
ORDINANCE 126544
COUNCIL BILL 120256

AN ORDINANCE relating to street and sidewalk use; amending Ordinance 126474 and the Street Use Permit Fee Schedule authorized by Section 15.04.074 of the Seattle Municipal Code; and amending Section 2 and Section 3 of Ordinance 126339.

WHEREAS, in September 2020, the City Council passed Ordinance 126159, amending the Street Use Permit Fee Schedule to support businesses by implementing a free permit for temporary business uses, including cafes, displays, and vending; and

WHEREAS, in May 2021, the City Council passed Ordinance 126339, amending the Street Use Permit Fee Schedule to extend the free permit program for temporary business uses through May 31, 2022, allow the fees for existing permit holders to be administered consistent with temporary business use permit holders, and establish a workplan to develop a permitting structure for the continuation of these business uses beyond May 31, 2022; and

WHEREAS, in November 2021, the City Council passed Ordinance 126474, updating the Street Use Permit Fee Schedule as companion legislation to the 2022 Adopted Budget, which maintained the May 31, 2022 date for the free permit program for temporary business uses established in Ordinance 126339; and

WHEREAS, the City Council wishes to extend the provisions of Ordinance 126339 from May 31, 2022 to January 31, 2023; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

1 Section 1. The Seattle Department of Transportation Street Use Fee Schedule (“SDOT
2 Street Use Fee Schedule”), Attachment A to Ordinance 126474 is amended by replacing Table
3 A2, Uses with No Base Permit Fee, with the version included as Attachment A to this ordinance.


4 Section 2. Section 2 and Section 3 of Ordinance 126339 are amended as follows:

5 Section 2. At the discretion of the SDOT Director or designee, SDOT may waive
6 permit fees for long-term merchandise displays (use code 18A), long-term sidewalk and
7 curb space cafes (use codes 18B, 18D, 18E), and vending (use codes 19B, 19C, 19E,
8 19G, 19H) existing as of March 1, 2020 to provide consistency with the fee schedule for
9 Temporary Business Recovery Use permits (use code 3AA) through ~~((May 31, 2022))~~
10 January 31, 2023.

11 Section 3. The Seattle Department of Transportation shall present to Council a
12 draft permitting proposal (including a revised fee schedule) to allow for the continuation
13 of business uses allowed by the Temporary Business Recovery Use permits beyond
14 ~~((May 31, 2022))~~January 31, 2023. The draft permitting proposal shall be presented to
15 Council in writing by ~~((December 15, 2021))~~ March 31, 2022. The Council directs the
16 Seattle Department of Transportation to transmit proposed implementing legislation to
17 Council by ~~((March 31, 2022))~~ June 30, 2022.

1 Section 3. 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.

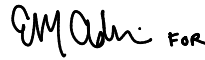
4 Passed by the City Council the 22nd day of February, 2022,
5 and signed by me in open session in authentication of its passage this 22nd day of
6 February, 2022.

7 
8 President _____ of the City Council

9 Approved / returned unsigned / vetoed this 7th day of March, 2022.

10 
11 Bruce A. Harrell, Mayor

12 Filed by me this 7th day of March, 2022.

13 
14 Monica Martinez Simmons, City Clerk

15 (Seal)

16 Attachments:
17 Attachment A – Table A2, Uses with No Base Permit Fee

Attachment A – Table A2 – Uses with No Base Permit Fee
V1

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Table A2 – Uses with No Base Permit Fee	
Use Description	Use Code
Gardening in the ROW	1
Tree Planting, Pruning or Removal	1A, 1B, and 1C
Unimproved right-of-way and shoulder planting with minimal ground disturbance of 1 cubic yard or less	1D
Construction and Storage Containers	31B
Miscellaneous User per SMC 15.04.100	54
Residential Street Barricading for Neighborhood Activation	54B
Barricading for Public Safety	54C
Sidewalk or Driveway Maintenance or Repair (less than 100 sq. ft.)	55
First Amendment Vending or Expressive Activity	19B/19K
Public Activation Amenities (e.g., street furniture, art)	52
Advertising in the ROW (e.g., signs, graphics)	6
Temporary Business Recovery Uses (e.g., cafes, displays, vending) – Through January 31, 2023	3AA

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