



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 118841

Record No.: CB 118841

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125199

In Control: City Clerk

File Created: 09/21/2016

Final Action: 11/28/2016

**Title:** AN ORDINANCE relating to fees charged by the Seattle Center Department; modifying the fee range schedule from which the Seattle Center Director is authorized to set fees for use of Seattle Center facilities and property; and amending Section 17.16.015 of the Seattle Municipal Code to provide for adoption of future fee schedules by ordinance.

Notes:

**Date**  
Filed with City Clerk: 11/28/2016

Mayor's Signature: 11/28/2016

Sponsors: Burgess

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

**Attachments:** Att A – Seattle Center Fee Range Schedule, Att A1 – Seattle Center Fee Range Schedule (markup)

**Drafter:** adam.schaefer@seattle.gov

Filing Requirements/Dept Action:

### History of Legislative File

Legal Notice Published: ☐ Yes ☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	09/26/2016	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	10/07/2016	sent for review	Council President's Office			
	<b>Action Text:</b> The Council Bill (CB) was sent for review. to the Council President's Office						
	<b>Notes:</b>						
1	Council President's Office	10/20/2016	sent for review	Select Budget Committee			
	<b>Action Text:</b> The Council Bill (CB) was sent for review. to the Select Budget Committee						
	<b>Notes:</b>						
1	Full Council	11/07/2016	referred	Select Budget Committee			
1	Select Budget Committee	11/16/2016	pass				Pass

**Action Text:** The Committee recommends that Full Council pass the Council Bill (CB).

**Notes:**

In Favor: 9 Chair Burgess, Member Bagshaw, Member Harrell, Member Herbold,  
Member Juarez, Member Johnson, Member González , Member O'Brien,  
Member Sawant

Opposed: 0

1 Full Council 11/21/2016 passed

Pass

**Action Text:** The Council Bill (CB) was passed by the following vote, and the President signed the Bill:

**Notes:**

In Favor: 9 Councilmember Bagshaw, Councilmember Burgess, Councilmember  
González , Council President Harrell, Councilmember Herbold,  
Councilmember Johnson, Councilmember Juarez, Councilmember  
O'Brien, Councilmember Sawant

Opposed: 0

1 City Clerk 11/22/2016 submitted for Mayor  
Mayor's signature

1 Mayor 11/28/2016 Signed

1 Mayor 11/28/2016 returned City Clerk

**Action Text:** The Council Bill (CB) was returned. to the City Clerk

**Notes:**

1 City Clerk 11/28/2016 attested by City  
Clerk

**Action Text:** The Ordinance (Ord) was attested by City Clerk.

**Notes:**

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CITY OF SEATTLE

ORDINANCE 125199

COUNCIL BILL 118841

AN ORDINANCE relating to fees charged by the Seattle Center Department; modifying the fee range schedule from which the Seattle Center Director is authorized to set fees for use of Seattle Center facilities and property; and amending Section 17.16.015 of the Seattle Municipal Code to provide for adoption of future fee schedules by ordinance.

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

Section 1. The Seattle Center Fee Range Schedule, last adopted by Ordinance 124628, is amended effective January 1, 2017 as shown in Attachment A1 to this ordinance. Effective January 1, 2017, the fee range schedule shown in Attachment A to this ordinance is adopted.


Section 2. Section 17.16.015 of the Seattle Municipal Code, last amended by Ordinance 124628, is amended as follows:

**17.16.015 Use fee((s)) schedule, terms and conditions established ((-))**

The Seattle Center Director is authorized to charge and collect fees for the use of certain Seattle Center facilities, services, and equipment for Events, as established in a fee schedule adopted, from time to time, by ordinance. ~~((provided to users thereof, and))~~ Additionally, the Director is authorized to condition such use on compliance with certain general terms, conditions, rules, and guidelines promulgated by the Director, ~~((as specified in the "Seattle Center Fee Range Schedule" ((Attachment A to the Ordinance introduced as Council Bill 118229, and))~~ consistent with the "Terms and Conditions for Events at Seattle Center" (Attachment B to ((the)) Ordinance 124628 ((introduced as Council Bill 118229))). Once adopted by ordinance, ((F))the Seattle Center Fee Range Schedule shall remain in effect until repealed or amended by a subsequent ordinance ~~((supersedes all prior fee range schedules to the extent they are inconsistent))~~.

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

Passed by the City Council the 21<sup>st</sup> day of November, 2016,  
and signed by me in open session in authentication of its passage this 21<sup>st</sup> day of  
November, 2016.




President \_\_\_\_\_ of the City Council

Approved by me this 28<sup>th</sup> day of November, 2016.

  
Edward B. Murray, Mayor

Filed by me this 28<sup>th</sup> day of NOVEMBER, 2016.



Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment A – Seattle Center Fee Range Schedule

Attachment A1 – Seattle Center Fee Range Schedule (markup)

## Attachment A: Seattle Center Fee Range Schedule

Effective January 1, 2017

Facility	Use Fee Ranges Standard/Government Agency Events		Use Fee Ranges Spectator Events <sup>4</sup>			
	EVENT DAY FEE <sup>1 &amp; 2 &amp; 7</sup>		Higher of: EVENT DAY FEE <sup>7</sup> PERCENTAGE OF NET GROSS SALES <sup>3</sup>			
	MINIMUM	MAXIMUM	MINIMUM	MAXIMUM	MINIMUM	MAXIMUM
Armory Loft	\$520	\$4,000	NA	NA	NA	NA
Rooms 2 & 3	\$220	\$1,000	NA	NA	NA	NA
Rooms 1 & 4	\$140	\$1,000	NA	NA	NA	NA
Exhibition Hall	\$1,000	\$8,000	\$1,000	\$9,000	NA	NA
Fisher Pavilion	\$1,500	\$6,000	\$1,500	\$7,000	NA	NA
Seattle Center Pavilion	\$450	\$2,500	NA	NA	NA	NA
Next 50 Pavilion & Annex	\$450	\$4,000	NA	NA	NA	NA
International Fountain Pavilion	\$450	\$5,000	NA	NA	NA	NA
Armory Atrium	\$1,000	\$10,000	\$1,000	\$10,000	5%	15%
Marion Oliver McCaw Hall	\$3,000	\$10,000	\$2,300	\$6,500	5%	15%
<b>KeyArena</b>						
TICKETED EVENTS <sup>8</sup>						
Upper/Lower Bowls	NA	NA	\$10,000 <sup>5</sup>	\$25,000 <sup>5</sup>	8%	15%
Reduced Configuration <sup>6</sup>	NA	NA	\$5,000 <sup>5</sup>	\$15,000 <sup>5</sup>	8%	15%
FAMILY SHOWS <sup>9</sup>						
Upper/Lower Bowls	NA	NA	\$5,000 <sup>5</sup>	\$20,000 <sup>5</sup>	8%	15%
Lower Bowl Only	NA	NA	\$5,000 <sup>5</sup>	\$15,000 <sup>5</sup>	8%	15%
NON-TICKETED EVENTS						
Upper/Lower Bowls	\$10,000 <sup>5</sup>	\$40,000 <sup>5</sup>	NA	NA	NA	NA
Reduced Configuration <sup>6</sup>	\$5,000 <sup>5</sup>	\$30,000 <sup>5</sup>	NA	NA	NA	NA
SELF-TICKETED EVENTS <sup>10</sup>						
Upper/Lower Bowls	\$10,000 <sup>5</sup>	\$40,000 <sup>5</sup>	NA	NA	NA	NA
Reduced Configuration <sup>6</sup>	\$5,000 <sup>5</sup>	\$30,000 <sup>5</sup>	NA	NA	NA	NA
HIGH SCHOOL GRADUATIONS	\$5,000 <sup>5</sup>	\$15,000 <sup>5</sup>				
Reduced Configuration Only <sup>6</sup>						
			Facility Surcharge Spectator Events and Consumer Shows			
KeyArena			Up to \$6 per ticket or per paid admission for all promoters			
McCaw Hall			Up to \$6 per ticket or per paid admission for all promoters			
Other Facilities			Up to \$6 per ticket or per paid admission for all promoters			

NOTES:

1. **Full Day Move-In/Out:** The Director may reduce the use fee for move-in and/or move-out on the days preceding and following an Event to as low as half the price of an Event day, provided that the Director may further reduce the use fee for move-in and/or move-out for KeyArena non-Ticketed Events.
2. **Partial day Move-In/Out:** The Director may reduce the use fee to as low as one quarter of the use fee for an Event day for move-in and move-out when only a small portion of the day is used.
3. **Net Gross Sales:** Net Gross Sales means the total amount of money received or receivable from the sale of admission tickets to a Spectator Event, less any applicable City Admission Tax, City B & O Tax, State Revenue Tax and Washington State Athletic Commission Tax due in connection with such Event, as substantiated by a certified box office statement.
4. **Use Fee Ranges for Spectator Events:** Licensee must pay the higher of the Event day fee or the percentage of Net Gross Sales. The Event day fee and the percentage of Net Gross Sales shall be set within the ranges established by the minimums and maximums set forth above in accordance with the Terms and Conditions for Events at Seattle Center. For example, a rental of the McCaw Hall Auditorium may be set within these ranges to be the higher of an Event day fee set at \$3,700 versus 9% of Net Gross Sales for the event.
5. **For 2<sup>nd</sup> day and succeeding days of events:** The Director may negotiate and reduce the use fee for the second and succeeding days of multi-day uses.
6. **Reduced Configuration:** “Reduced Configuration” means either lower bowl by itself or “Theater” set-up. “Theater,” for this purpose, means seating reduced by moving the stage further north in the KeyArena than its normal location, to a fixed location set by Seattle Center.
7. **High Value Dates:** The Director may charge premium rates of up to 50% more than the maximum Event day fee listed above for Events in any Facility on dates the Director designates as High Value Dates. A “High Value Date” means a holiday or a date on which Seattle Center is already hosting a major campus-wide event. Examples of High Value Dates include but are not limited to New Year’s Eve, the date of the Pride Festival, the date of the Seafair Torchlight Parade, or the date of the St. Patrick’s Day Dash.
8. **“Ticketed Events”** as used above refers to Spectator Events at KeyArena, such as concerts, sporting events, and speaker events, but does not include Family Shows.
9. **“Family Shows”** as used above means a Spectator Event at KeyArena whose target audience is children.
10. **“Self-Ticketed Events”** as used above refers to Spectator Events at KeyArena where admission or donations are collected only at the door and no advance ticketing services are used, or events using a pre-registration process for their attendees.
11. **Definitions.** Any capitalized word or phrase that is not defined in this Attachment shall have the meaning given in S.M.C 17.16.005 or in the Terms and Conditions for Events at Seattle Center.

## Attachment A1: Seattle Center Fee Range Schedule (markup)

Effective January 1, ((2015)) 2017

Facility	Use Fee Ranges Standard/Government Agency Events		Use Fee Ranges Spectator Events <sup>4</sup>			
	EVENT DAY FEE <sup>1 &amp; 2 &amp; 7</sup>		Higher of: EVENT DAY FEE <sup>7</sup> PERCENTAGE OF NET GROSS SALES <sup>3</sup>			
	MINIMUM	MAXIMUM	MINIMUM	MAXIMUM	MINIMUM	MAXIMUM
Armory Loft	\$520	(((\$3,000)) \$4,000	NA	NA	NA	NA
Rooms 2 & 3	\$220	(((\$800)) \$1,000	NA	NA	NA	NA
Rooms 1 & 4	\$140	(((\$800)) \$1,000	NA	NA	NA	NA
Exhibition Hall	\$1,000	(((\$7,000)) \$8,000	\$1,000	\$9,000	NA	NA
Fisher Pavilion	\$1,500	(((\$5,000)) \$6,000	\$1,500	\$7,000	NA	NA
Seattle Center Pavilion	\$450	\$2,500	NA	NA	NA	NA
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<b>NON-TICKETED EVENTS</b>						
Upper/Lower Bowls	\$10,000 <sup>5</sup>	\$40,000 <sup>5</sup>	NA	NA	NA	NA
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Reduced Configuration <sup>6</sup>	\$5,000 <sup>5</sup>	\$30,000 <sup>5</sup>	NA	NA	NA	NA
<b>HIGH SCHOOL GRADUATIONS</b> Reduced Configuration Only <sup>6</sup>	\$5,000 <sup>5</sup>	\$15,000 <sup>5</sup>				
			<b>Facility Surcharge Spectator Events and Consumer Shows</b>			
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