



Legislation Details (With Text)

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On agenda: 9/12/2016

Final Action: 9/16/2016 **Ord. No.** Ord 125127

Title: AN ORDINANCE relating to historic preservation; imposing controls upon the J.W. Bullock House, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Sponsors: Tim Burgess

Indexes:

Attachments: 1. Summary and Fiscal Note, 2. Summary Ex A – Vicinity Map of the Bullock House, 3. Landmarks Preservation Board Report, 4. Photos, 5. Presentation for Items 5 and 6, 6. Signed Ord 125127, 7. Affidavit of Publication

Date	Ver.	Action By	Action	Result
9/16/2016	1	City Clerk	attested by City Clerk	
9/16/2016	1	Mayor	Signed	
9/16/2016	1	Mayor	returned	
9/14/2016	1	City Clerk	submitted for Mayor's signature	
9/12/2016	1	City Council	passed	Pass
9/7/2016	1	Affordable Housing, Neighborhoods, and Finance Committee	pass	Pass
9/6/2016	1	City Council	referred	
7/8/2016	1	Council President's Office	sent for review	
7/5/2016	1	City Clerk	sent for review	
7/5/2016	1	Mayor	Mayor's leg transmitted to Council	

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to historic preservation; imposing controls upon the J.W. Bullock House, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

WHEREAS, the Landmarks Preservation Ordinance, Chapter 25.12 of the Seattle Municipal Code (SMC),

establishes a procedure for the designation and preservation of sites, improvements, and objects having historical, cultural, architectural, engineering, or geographic significance; and

WHEREAS, the Landmarks Preservation Board (“Board”), after a public meeting on October 21, 2015, voted to approve the nomination of the improvement located at 1220 10th Avenue East and the site on which the improvement is located (which collectively are referred to as the “J.W. Bullock House” for the purposes of this ordinance) for designation as a landmark under SMC Chapter 25.12; and

WHEREAS, after a public meeting on December 2, 2015, the Board voted to approve the designation of the J.W. Bullock House under SMC Chapter 25.12; and

WHEREAS, on February 3, 2016, the Board and the owner of the designated landmark agreed to controls and incentives; and

WHEREAS, the Board recommends that the City Council enact a designating ordinance approving the controls and incentives; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. DESIGNATION: Pursuant to Seattle Municipal Code (SMC) 25.12.660, the designation by the Landmarks Preservation Board (“Board”) of the improvement located at 1220 10th Avenue East and the site on which the improvement is located (which collectively are referred to as the “J.W. Bullock House” for the purposes of this ordinance) is hereby acknowledged.

A. Legal Description. The J.W. Bullock House is located on the property legally described as:

Lots 8 & 9, Block G of Phinney’s Addition, according to the Plat thereof recorded in Volume 1 of Plats, page 175, records of King County, Washington.

B. Specific Features or Characteristics Designated. Pursuant to SMC 25.12.660.A.2, the Board designated the following specific features or characteristics of the J.W. Bullock House:

1. The site;
2. The exterior of the house and garage; and
3. The following areas of the first floor interior: reception hall, main stair, living room,

dining room, study, and conservatory.

C. Basis of Designation. The designation was made because the J.W. Bullock House is more than 25 years old, has significant character, interest, or value as a part of the development, heritage, or cultural characteristics of the City, state, or nation, has integrity or the ability to convey its significance, and satisfies the following from SMC 25.12.350:

1. It embodies the distinctive visible characteristics of an architectural style, or period, or of a method of construction (SMC 25.12.350.D); and
2. It is an outstanding work of a designer or builder (SMC 25.12.350.E).

Section 2. CONTROLS: The following controls are hereby imposed on the features or characteristics of the J.W. Bullock House that were designated by the Board for preservation:

A. Certificate of Approval Process.

1. Except as provided in subsection 2.A.2 or subsection 2.B of this ordinance, the owner must obtain a Certificate of Approval issued by the Board pursuant to SMC Chapter 25.12, or the time for denying a Certificate of Approval must have expired, before the owner may make alterations or significant changes to the features or characteristics of the J.W. Bullock House that were designated by the Board for preservation.
2. No Certificate of Approval is required for the following:
 - a. Any in-kind maintenance or repairs of the features or characteristics of the J.W. Bullock House that were designated by the Board for preservation.
 - b. Installation, removal, or alteration of the following landscape elements: trees less than 8 inches in diameter measured 4 1/2 feet above ground; shrubs; perennials; and annuals.
 - c. Installation, removal, or alteration of the following temporary site furnishings: benches, movable planter boxes, and movable water features.
 - d. Installation or repair of underground utilities and irrigation, provided that the site

is restored in kind.

- e. Installation, removal, or alteration of non-illuminated exterior signage less than 6 square feet in area.
- f. Painting of interior surfaces currently painted, as depicted in the nomination application.
- g. Installation, removal, or alteration of temporary interior window coverings.

B. City Historic Preservation Officer Approval Process.

1. The City Historic Preservation Officer (CHPO) may review and approve alterations or significant changes to the features or characteristics listed in subsection 2.B.3 of this ordinance according to the following procedure:

- a. The owner shall submit to the CHPO a written request for the alterations or significant changes, including applicable drawings or specifications.
- b. If the CHPO, upon examination of submitted plans and specifications, determines that the alterations or significant changes are consistent with the purposes of SMC Chapter 25.12, the CHPO shall approve the alterations or significant changes without further action by the Board.

2. If the CHPO does not approve the alterations or significant changes, the owner may submit revised materials to the CHPO, or apply to the Board for a Certificate of Approval under SMC Chapter 25.12. The CHPO shall transmit a written decision on the owner's request to the owner within 14 days of receipt of the request. Failure of the CHPO to timely transmit a written decision constitutes approval of the request.

3. CHPO approval of alterations or significant changes to the features or characteristics of the J.W. Bullock House that were designated by the Board for preservation is available for the following:

- a. For the designated features and characteristics of the building, the addition or elimination of ducts, conduits, HVAC vents, grilles, pipes, and other similar wiring or mechanical elements

necessary for the normal operation of the building.

- b. Removal of hazardous trees more than 8 inches in diameter measured 4 1/2 feet above the ground.
- c. Installation, removal, or alterations of site lighting and exterior security equipment.
- d. Alterations of landscape features and site improvements, with the exception of the addition of new trees.
- e. Exterior signage, unless otherwise excluded under subsection 2.A.2.e of this ordinance.
- f. Installation of new interior or exterior lighting to supplement existing historic fixtures.

Section 3. INCENTIVES: The following incentives are hereby granted on the features or characteristics of the J.W. Bullock House that were designated by the Board for preservation:

- A. Uses not otherwise permitted in a zone may be authorized in a designated landmark by means of an administrative conditional use permit issued pursuant to SMC Title 23.
- B. Exceptions to certain of the requirements of the Seattle Building Code, SMC Chapter 22.100, and the Seattle Energy Code, SMC Chapter 22.700, may be authorized pursuant to the applicable provisions thereof.
- C. Special tax valuation for historic preservation may be available under RCW Chapter 84.26 upon application and compliance with the requirements of that statute.
- D. Reduction or waiver, under certain conditions, of minimum accessory off-street parking requirements for uses permitted in a designated landmark structure may be permitted pursuant to SMC Title 23.

Section 4. Enforcement of this ordinance and penalties for its violation are as provided in SMC 25.12.910.

Section 5. J.W. Bullock House is hereby added alphabetically to Section I, Residences, of the Table of Historical Landmarks contained in SMC Chapter 25.32.

Section 6. The City Clerk is directed to record a certified copy of this ordinance with the King County Director of Records and Elections, deliver two certified copies to the CHPO, and deliver one copy to the Director of the Seattle Department of Construction and Inspections. The CHPO is directed to provide a certified copy of this ordinance to the owner of the landmark.

Section 7. 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 _____ day of _____, 2016, and signed by me in open session in authentication of its passage this _____ day of _____, 2016.

President _____ of the City Council

Approved by me this _____ day of _____, 2016.

Edward B. Murray, Mayor

Filed by me this _____ day of _____, 2016.

Monica Martinez Simmons, City Clerk

(Seal)