

Amendment 4B to CB 121006 Nuisance Property Update Ord

Sponsor: Councilmember Saka

Clarify Authority for the City to Recover Abatement Costs by a Property Lien

Effect: This amendment would clarify that the City has the authority to impose a property lien to recover the costs of court-directed abatement in situations where the person in charge did not follow through with the ordered abatement and the City did so instead.

Amend the title and add a new section 4 to CB 121006 as follows, renumbering subsequent sections:

Title Change:

Amend the title to add a reference to changes being made to Section 10.09.080 of the SMC.

(e.g. AN ORDINANCE relating to chronic nuisance properties; allowing, under certain circumstances, an off-property nuisance activity to count toward determining that a property is a chronic nuisance; clarifying the City's remedies relating to chronic nuisance properties; amending Sections 10.09.010 ~~((and))~~, 10.09.030, and 10.09.080 of the Seattle Municipal Code.)

New Section 4:

Section 4. Section 10.09.080 of the Seattle Municipal Code, enacted by Ordinance

123188, is amended as follows:

10.09.080 Remedies

- A. If the Court determines a property is a chronic nuisance property pursuant to this Chapter 10.09 the court may order any of the following: (1) order the person in charge to immediately abate nuisance activity from occurring on the property, (2) order that the Chief of Police shall have the right to inspect the property to determine if the court's orders have been complied with, (3) impose a penalty of up to \$500 per day against the person in charge for each day from the date the notice pursuant to subsection 10.09.030.A was issued until the Chief of Police confirms that the property is no longer a chronic nuisance property, (4) make any other order that will reasonably abate nuisance

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activities from occurring on the property, including authorizing the City to take action to abate nuisance activities from occurring upon the property if other court orders are not complied with or do not abate nuisance activity on the property and providing that the costs of such City action are to be paid for by the person in charge of the property. Any unpaid costs of abatement shall become a lien upon the property and may be collected by the City as authorized by law.

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