

Amendment 2 Version 1 to CB 121048

Sponsor: Councilmember Solomon

Technical correction

Effect: This amendment would slightly restructure the legislation to ensure only those portions of the code that are being amended by the interim ordinance are subject to the interim timeline of six months. As drafted, the legislation contained a numbering error that may have caused confusion regarding 23.41.004.E.3 related to Downtown, which contains exemptions with timelines unrelated to this interim legislation.

Amend Section 1 of CB 121048 as follows:

Section 1. Section 23.41.004 of the Seattle Municipal Code, last amended by Ordinance 127100, is amended as follows:

23.41.004 Applicability

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E. Temporary provisions

1. Developments with units provided on-site to comply with Chapter 23.58C through the performance option

a. A development proposal subject to design review under subsection 23.41.004.A that is complying with Chapter 23.58C solely through the performance option by providing affordable units on-site according to subsection 23.58C.050.C shall be exempt from design review if the applicant files a valid and complete building permit application electing the exemption while this ordinance is in effect.

b. A development proposal subject to design review under subsection 23.41.004.A that is complying with Chapter 23.58C solely through the performance option by providing affordable units on-site according to subsection 23.58C.050.C that is vested according to Section 23.76.026 prior to the effective date of this ordinance may elect to be processed as allowed by subsection 23.41.004.E.

c. The design review exemption under subsection 23.41.004.E.1 shall be rescinded for a development proposal that changes from the performance option to the payment option at any time prior to issuance of a building permit.

d. Requests for departures. If a project subject to design review under subsection 23.41.004.A is exempt from design review according to subsection 23.41.004.E.1, the Director may consider requests for departures from any development standard in this Title 23, except as otherwise limited in subsection 23.41.012.B.

e. Departures decision. Requests for departures according to subsection 23.41.004.E.1.d shall be evaluated and may be granted by the Director as a Type I decision if the departure would result in additional housing units being constructed.

f. The provisions of this subsection 23.41.004.E.1 shall be in effect for six months from the effective date of this ordinance.

2. Low-income housing

a. Notwithstanding any contrary provision of this Title 23, the Director may consider requests for departures from any development standard in this Title

23, except as otherwise limited in subsection 23.41.012.B, for low-income housing.

b. Departures decision. Requests for departures shall be evaluated by the Director, in consultation with the Office of Housing, in light of the particular population designed to be served by the project, and may be granted by the Director as a Type I decision if the departure would result in additional housing units being constructed.

c. The provisions of this subsection 23.41.004.E.2 shall be in effect for six months from the effective date of this ordinance.

~~3. The provisions of this subsection 23.41.004.E shall be in effect for six months from the effective date of this ordinance.~~

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