

Amendment 1 to CB 120429 – SDOT Street Activation Permits

Sponsor: Councilmember Strauss

Technical Amendment to Street Use Fee Schedule

Effect: This amendment would substitute a new Attachment A to show the specific changes to the Street Use Fee Schedule currently in effect (filed with the City Clerk on October 27, 2022). This amendment would also authorize SDOT to publish a clean version of the revised Street Use Fee Schedule as shown in a new Attachment B.

This amendment does not make any policy changes to the proposed legislation; the proposed changes allow for better transparency and version control of the Street Use Fee Schedule.

Amend Section 44 as follows:

Section 44. The SDOT Street Use Fee Schedule is ~~replaced by~~ amended as identified in Attachment A (Seattle Department of Transportation Street Use Fee Schedule – redline version) to this ordinance. The Council authorizes SDOT to publish and post Attachment B (Seattle Department of Transportation Street Use Fee Schedule – clean version) to this ordinance. Otherwise, authority to adjust rates and fees as authorized in Ordinances 125945, 125706, and 125185 remains in effect.

Amend list of attachments as follows:

Attachments:
~~Attachment A – Seattle Department of Transportation Street Use Fee Schedule~~
Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version
Attachment B: Seattle Department of Transportation Street Use Fee Schedule – clean version

Substitute Attachment A with Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version.

Add a new Attachment B: Seattle Department of Transportation Street Use Fee Schedule – clean version.

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

Version 2

Effective January 16, 2023

Table A – Base Permit Fees	
Permit Type	Base Permit Fee
ROW Simple Issuance	\$194
ROW Complex Issuance	\$698
Major (SIP/UMP) Permit Issuance	\$8,262
SIP Lite Issuance	\$3,161
No Permit/No Job Start Fee	\$339
Street Vacation Processing	\$11,042
Council Term Issuance	\$395
((PSM Short-Term Issuance))*	((<u>\$300</u>))
((PSM)) <u>General</u> Long-Term Issuance	\$395
((PSM)) <u>General</u> Long-Term Renewal	\$300
<u>Year-round Public Street & Sidewalk Activities Issuance, including Year-round Farmers Markets</u>	<u>\$200</u>
<u>Seasonal or Temporary Public Street & Sidewalk Activities Issuance, including Seasonal Farmers Markets</u>	<u>\$75</u>
<u>Temporary Private Street & Sidewalk Activities Issuance</u>	<u>\$910 + Table B4</u>
<u>Year-round Business Activation Issuance</u>	<u>\$1,220 + \$200 for each Additional Space</u>
<u>Year-round Business Activation Renewal</u>	<u>\$588</u>
<u>Seasonal Business Activation Issuance</u>	<u>\$500</u>
<u>Year-round Site-Specific Vending Issuance</u>	<u>\$950</u>
<u>Year-round Site-Specific Vending Renewal</u>	<u>\$553</u>
<u>4-month Site Trial Vending Issuance</u>	<u>\$200</u>
<u>Temporary Event Vending (max 4 event days) Issuance</u>	<u>\$75</u>
<u>Annual Route Vending Issuance</u>	<u>\$300</u>
<u>Event Pole Banner Issuance</u>	<u>\$300</u>

**Note Short-Term Issuance permit type name is being removed because the fee only applies to two remaining use types upon Safe Start legislation approval, so we are describing them in full (bottom two rows).*

Table A1 – Hourly Review and Inspection Service Rates	
Service Rate Type (for all City staff)	Rate
Hourly Review and Inspection	\$332
Overtime Hourly Review and Inspection	\$665

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

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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
Miscellaneous User per SMC 15.04.100	54
Residential Street Barricading for Neighborhood Activation (e.g. block parties, play streets)	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))
<u>Temporary Business Recovery Uses (vending) – Expire no later than January 31, 2023 and no new permit issuances allowed after passage of permanent legislation</u>	<u>3AA</u>
<u>Temporary Business Recovery Uses (cafes, displays, street closures) – Expire no later than June 30, 2023 or as soon thereafter as SDOT is ready to implement the adaptations from the Temporary Business Recovery permit program and no new permit issuances allowed after passage of permanent legislation</u>	<u>3AA</u>

Table A3 – Modification Fee	
Use Description	Modification Fee
Standard Permit Modification Issuance	\$278

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Table B1 – Use Fee Model						
Density Factors	Urban Center		Urban Village		Neither	
	\$1.10		\$0.70		\$0.20	
Mobility/Safety Factors						
Street Category	Arterial		Non-Arterial		Alley	
	\$0.40		\$0		\$0	
Modal Priority	Transit Blocked	Transit Impacted	Bike Blocked	Bike Impacted	Ped Blocked	Ped Impacted
	\$0.20	\$0	\$0.20	\$0	\$0.20	\$0.10
Use Fee Calculation						
Summation of all uses by frontage: (Sum of all Factors) x (s.f. occupied/100) x (Duration) x (Escalation Rate per Table B2)						

Table B2 – Use Fee Model Escalation Rates		
Duration (days)	Arterial	Non-Arterial
0-30	x 1	x 0
31-60	x 2	x 1
61-90	x 4	x 1
91-120	x 8	x 2
121-150	x 12	x 2
151-210	x 12	x 4
211-270	x 12	x 8
271+	x 12	x 12
31D permits	\$0.70 per square foot	

Table B3 – Short-Term Uses with Use Fees		
Use Description	Use Code	Permit Type(s)
Installation or removal of encroachments	29B	ROW Complex
ROW construction staging	31	ROW Complex
Scaffolding installation, removal and non-walk thru staging	50	ROW Complex
Crane installation and removal or staging and operation	44	ROW Complex
Pavement restoration	40/51M	ROW Complex
Utility infrastructure	51-51E	ROW Complex & UMP
Privately owned utility	51G	ROW Complex
Preparatory or exploratory work	51I	ROW Complex
Small wireless facility	51Z	ROW Complex

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

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Table B4 – Temporary Activation Use Fees

<u>Use Description</u>	<u>Use Code</u>	<u>Short Term Use Fees</u>
<u>Temporary Private Street & Sidewalk Activities – Daily Recurrence</u>	<u>3C</u>	<u>\$150/day after the first date on same permit</u>

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

Version 2

Effective January 16, 2023

Table C1 – Long-Term Uses with Long-Term Occupancy Fees		
Use Description	Use Code	Long-term Occupancy Fee
Fixed ground signs	2A	\$767/sign
Maintenance of at-grade structures	7	See Table C2
Structures, moorage, and overhangs in underwater streets	7A	\$2.18/sf
Maintenance of below- and above-grade structures, including elevated access structures	7C	\$.70/sf
Fenced material storage and private use	12	See Table C2
Active areaways existing prior to January 1, 1995	16	\$.70/sf
((Merchandise displays))	((18A))	((See Table C2))
((Sidewalk cafes))	((18B))	((See Table C2))
((Curb space café (paid parking)))	((18D))	((See Table C2 + \$3176/removed paid parking space))
((Curb space café (unpaid parking)))	((18E))	((See Table C2 + \$300/removed unpaid parking space))
First Amendment vending	19B	\$50/month
Stadium event vending	19C	See Table C2
Annual vending from a public place sidewalk or plaza	19E	See Table C2
Annual food-vehicle zone vending (paid parking)	19G	\$478 (each 4-hr period x each day per week)
Annual food-vehicle zone vending (unpaid parking)	19H	\$104 (each 4-hr period x each day per week)
Underground storage tank: non-decommissioned	21	\$767/tank
Permanent soldier piles	22B	\$1011/pile
Structures, moorage, and overhangs in state waterways	WW100	\$2.18/sf

Table C2 - Occupation Fee Model			
Street Category	Urban Center	Urban Village	Neither
Arterial	\$1.40	\$1.35	\$0.90
Non-Arterial	\$1.20	\$1.15	\$0.70

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

Version 2

Effective January 16, 2023

Table D1 – Term Permit Fee Model		
Location	Use Description	Degree of Alienation
Sub-surface	Utility tunnels/structures	0.3
	Vehicle/pedestrian tunnels	0.25
At-grade	Public plazas, artwork	0.1
	Structures, restricted access	0.8
	Utility structures	0.5
Above grade	Overhead building structures	0.75
	Private use skybridges	2
	Semi-public use skybridges	0.75
	Public use skybridges	0.1
	Vehicle bridges	0.5
	Public use vehicle ramps	0.2
Other	Sustainable building features*	0.1

* In order to qualify for this degree of alienation factor, the development must be participating in the City’s Living Building Program, be capable of achieving Leadership in Energy and Environmental Design (LEED) platinum certification, or both. Programmatic term permit and franchise agreements fees are established by ordinance.

Term Permit (use code 62) annual occupation fee equation: (land value) x (use area) x (rate of return) x (degree of alienation) + PSM issuance or renewal fee

Table D2- Shoreline Street End Fee Model
Shoreline Street End (use code 11) annual occupation fee equation: (land value) x (use area) x (rate of return) x (demand probability) x (maritime industrial use) + PSM issuance or renewal fee

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

Version 2

Effective January 16, 2023

Table E1 – Citation Penalty Fee Schedule			
Adjacent Lot Zone or Permit Type	Citation Penalty Fee*		
	1st Violation	2nd Violation	3rd + Violation
RSL, SF 5000, SF 7200, or SF 9600 (“Residential Zones”), Public Space Management Permits, or Maintenance Activities**	\$250	\$500	\$1,000
All other zones (“Non-Residential Zones”) or Utility Construction Permits	\$1,000	\$2,000	\$4,000
Snow and ice removal*** in RSL, SF 5000, SF 7200, or SF 9600 (“Residential Zones”)	\$50	\$50	\$50
Snow and ice removal*** in all other zones (“Non-Residential Zones”)	\$250	\$500	\$1,000

*Violators may be subject to subsequent violations within a one-year period

**“Maintenance Activities” includes violations of Chapters 15.20 and 15.43 of the Seattle Municipal Code

***“Snow and ice removal” references Seattle Municipal Code Section 15.48.010

Definitions

Factor/Term

Description

ROW Simple

A simple permit is a permit that requires minimal review, such as a dumpster or storage container.

ROW Complex

A complex permit requires technical review and coordination, such as a 50-foot utility trench, a tower crane or other construction staging.

((PSM))

((Public Space Management (PSM) issues permits ranging from short-term activation of the right of way (e.g., neighborhood block parties) to long-term renewing permits for private encroachments like retaining walls and sidewalk cafes. This includes term permits and shoreline street ends, as well as pilot projects. This applies to the following short-term use codes: ~~3A, 3AA, 3B, 3C, 19B-19K, 52A, 54B.~~ This applies to the following long-term use codes: ~~2A, 3D, 6, 7, 7A, 7C, 8, 11, 12, 14, 16, 18A, 18B, 18D, 18E, 19A, 21, 22B, 29A, 52, 62, WW100, WW150.~~))

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

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<u>General Long-Term</u>	<u>Permits scheduled to renew on an annual basis for long-term, continuing uses of public right-of-way. This applies to Council Term and Shoreline Street End permits as well as the following long-term permit use codes: 2A, 3D, 7, 7A, 7C, 8, 11, 12, 14, 16, 19A, 21, 22B, 29A, 62, WW100, and WW150 that all have base fees listed on Table A. It does not apply to long-term permit use codes 6 and 52 which are included in Table A2.</u>
((Short-Term))	((Permits that are not renewed and are generally less than one year in duration.))
((Long-Term))	((Permits that are scheduled to renew on an annual basis.))
<u>Public Street & Sidewalk Activities</u>	<u>A public street and sidewalk activity is open to the public.</u>
<u>Private Street & Sidewalk Activities</u>	<u>A private street and sidewalk activity is for invited guests, customers, or a select intended audience only.</u>
<u>Year-round Business Activation Permit</u>	<u>A long-term permit for year-round sidewalk cafes, curbspace cafes, and merchandise displays. This applies to the following long-term use codes: 18A, 18B, 18D, and 18E.</u>
<u>Year-round Business Activation Additional Space</u>	<u>A space is defined as one of the following: a sidewalk frontage zone along a single building frontage, a sidewalk furniture zone along a single building frontage, or a curbspace along a single building frontage. The first space on an application is included in the base Year-round Business Activation Issuance Fee; each additional space is charged an Additional Space fee.</u>
<u>Seasonal Business Activation Permit</u>	<u>A permit for seasonal sidewalk cafes, curbspace cafes, and merchandise displays. These permits are active only from April 1 through October 31 of their issuance year. This applies to the following use codes: 18AS, 18BS, 18DS, 18ES.</u>

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version

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Land value	<p>For Term permits, the value of the use area in the right-of-way shall be based on the abutting parcel’s current per-square-foot land value as determined by the King County Assessor. If the use area extends beyond the right-of-way centerline or abuts multiple parcels, the permit fee shall be calculated by averaging the abutting parcels’ current land values.</p> <p>For Shoreline Street End permits, the value of the use area in the right-of-way shall be based on the abutting parcel’s current per-square-foot land value as determined by the King County Assessor. If the use area extends beyond the centerline of the right-of-way or abuts multiple parcels, the permit fee shall be calculated for each portion of the use area according to the current per-square-foot land value of the abutting parcels.</p> <p>If all parcels abutting the Term or Shoreline Street End permitted use area are government-owned and the parcels are not tax assessed in whole or in part by King County, the parcels shall be excluded when establishing the Term or Shoreline Street End permit fee. To determine the permit fee, the current per-square-foot land value as determined by the King County Assessor of the closest privately-owned parcel or parcels with the same zoning or shoreline designation of the Term or Shoreline Street End permitted use area shall be averaged. If the next closest privately-owned parcel or parcels do not have the same underlying zoning or shoreline designation as the abutting government-owned parcel, the Seattle Department of Transportation shall consult with the City Appraiser. The City Appraiser shall determine if the next closest parcel or parcels with similar zoning or shoreline designation reasonably establishes the current per-square-foot land value of the use area in the right of way for fee calculation purposes.</p>
Use area	<p>Square footage of the permitted encroachment in the right-of-way, as authorized by Seattle Department of Transportation.</p>
Transit/Bike/Ped Impacted	<p>When a transit lane, bike lane or pedestrian sidewalk or pathway is partially closed, but mobility for the traveling public is maintained.</p>
Transit/Bike/Ped Blocked	<p>When a transit lane, bike lane or pedestrian sidewalk or pathway is closed to the traveling public.</p>
Rate of return	<p>Annualized rate of return on market value of the right-of-way, as established by the City Appraiser or a State of Washington Certified General Real Estate Appraiser retained by the Director of Transportation.</p>

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Degree of alienation	For Term permits, the degree of impact on the public, utilities, right-of-way, and other potential uses of the right-of-way based on City policy, as established by Seattle Department of Transportation.
Demand probability	For Shoreline Street End permits, the estimated demand of probable use shall be based on factors that include, but are not limited to, location, access, size, view, and topography; as established by the City Appraiser or a State of Washington Certified General Real Estate Appraiser retained by the Director of Transportation. Refer to Ordinance 123611, Attachment A: Demand Probability Factor. The Director of Transportation is authorized to update Attachment A based upon the recommendations of the City Appraiser or a State of Washington Certified General Real Estate Appraiser. The new Demand Probability Factor shall become effective when the updated Demand Probability Factor is adopted by rule.
Maritime Industrial Use Discount Factor	To support the City’s policies of protecting its maritime uses, a 50 percent discount factor shall apply to that portion of the Shoreline Street End occupied by a legally established water-dependent or water-related use as defined in Seattle Municipal Code Section 23.60.944.

Use of Shoreline Street End Fees

The Department of Transportation is directed to use the shoreline street end permit fees credited to the Transportation Operating Fund for the following purposes:

- (a) Notifying property owners that abut shoreline street ends of the need for permits for private use of the street end and of the fee schedule;
- (b) Administering and inspecting shoreline street end use;
- (c) Verifying property boundaries and area of use;
- (d) Matching funds for neighborhood improvements of shoreline street ends for public use;
- (e) Signing, demarcating, and maintaining shoreline street ends; or
- (f) Funding street and sidewalk improvements within a half-block radius of any of the shoreline street ends identified in Exhibit A to Resolution 29370 that directly contribute to public access to the shoreline street end.

Use of Vending Fees*

Fees for vending activities authorized under Chapter 15.17 shall be deposited in the Transportation Fund. Street Use permit fees for vending activities may be used by other City departments for

Attachment A: Seattle Department of Transportation Street Use Fee Schedule – redline version
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vending enforcement as authorized by the Director of Transportation and shall be used by the Department of Transportation for the following purposes:

- (a) Administering the vending program, including notifying property owners abutting a proposed vending site designated by the Department of Transportation;
- (b) Verifying property boundaries and square footage of usage;
- (c) Designating pre-approved vending sites by the Department of Transportation;
- (d) Signing and demarcating designated vending sites and food vehicle zones;
- (e) Attending meetings or hearings;
- (f) Preparing documents, legislation, forms, and notices;
- (g) Inspecting and enforcing permitted or illegal vending activity; or
- (h) Engaging in any other vending-related activity as directed by the Director of Transportation.

**Note: This section came from SMC Chapter 15.17, and we determined it was more appropriate to include in Street Use Fee Schedule. The text is verbatim from the SMC, which is proposed to be rescinded in the legislative package.*

Attachment B: Seattle Department of Transportation Street Use Fee Schedule - clean version
 Effective January 16, 2023

Table A – Base Permit Fees	
Permit Type	Base Permit Fee
ROW Simple Issuance	\$194
ROW Complex Issuance	\$698
Major (SIP/UMP) Permit Issuance	\$8,262
SIP Lite Issuance	\$3,161
No Permit/No Job Start Fee	\$339
Street Vacation Processing	\$11,042
Council Term Issuance	\$395
General Long-Term Issuance	\$395
General Long-Term Renewal	\$300
Year-round Public Street & Sidewalk Activities Issuance, including Year-round Farmers Markets	\$200
Seasonal or Temporary Public Street & Sidewalk Activities Issuance, including Seasonal Farmers Markets	\$75
Temporary Private Street & Sidewalk Activities Issuance	\$910 + Table B4
Year-round Business Activation Issuance	\$1,220 + \$200 for each Additional Space
Year-round Business Activation Renewal	\$588
Seasonal Business Activation Issuance	\$500
Year-round Site-Specific Vending Issuance	\$950
Year-round Site-Specific Vending Renewal	\$553
4-month Site Trial Vending Issuance	\$200
Temporary Event Vending (max 4 event days) Issuance	\$75
Annual Route Vending Issuance	\$300
Event Pole Banner Issuance	\$300

Table A1 – Hourly Review and Inspection Service Rates	
Service Rate Type (for all City staff)	Rate
Hourly Review and Inspection	\$332
Overtime Hourly Review and Inspection	\$665

Attachment B: Seattle Department of Transportation Street Use Fee Schedule - clean version
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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
Miscellaneous User per SMC 15.04.100	54
Residential Street Barricading for Neighborhood Activation (e.g. block parties, play streets)	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 (vending) – Expire no later than January 31, 2023 and no new permit issuances allowed after passage of permanent legislation	3AA
Temporary Business Recovery Uses (cafes, displays, street closures) – Expire no later than June 30, 2023 or as soon thereafter as SDOT is ready to implement the adaptations from the Temporary Business Recovery permit program and no new permit issuances allowed after passage of permanent legislation	3AA

Table A3 – Modification Fee	
Use Description	Modification Fee
Standard Permit Modification Issuance	\$278

Attachment B: Seattle Department of Transportation Street Use Fee Schedule - clean version
Effective January 16, 2023

Table B1 – Use Fee Model						
Density Factors	Urban Center		Urban Village		Neither	
	\$1.10		\$0.70		\$0.20	
Mobility/Safety Factors						
Street Category	Arterial		Non-Arterial		Alley	
	\$0.40		\$0		\$0	
Modal Priority	Transit Blocked	Transit Impacted	Bike Blocked	Bike Impacted	Ped Blocked	Ped Impacted
	\$0.20	\$0	\$0.20	\$0	\$0.20	\$0.10
Use Fee Calculation						
Summation of all uses by frontage: (Sum of all Factors) x (s.f. occupied/100) x (Duration) x (Escalation Rate per Table B2)						

Table B2 – Use Fee Model Escalation Rates		
Duration (days)	Arterial	Non-Arterial
0-30	x 1	x 0
31-60	x 2	x 1
61-90	x 4	x 1
91-120	x 8	x 2
121-150	x 12	x 2
151-210	x 12	x 4
211-270	x 12	x 8
271+	x 12	x 12
31D permits	\$0.70 per square foot	

Table B3 – Short-Term Uses with Use Fees		
Use Description	Use Code	Permit Type(s)
Installation or removal of encroachments	29B	ROW Complex
ROW construction staging	31	ROW Complex
Scaffolding installation, removal and non-walk thru staging	50	ROW Complex
Crane installation and removal or staging and operation	44	ROW Complex
Pavement restoration	40/51M	ROW Complex
Utility infrastructure	51-51E	ROW Complex & UMP
Privately owned utility	51G	ROW Complex
Preparatory or exploratory work	51I	ROW Complex
Small wireless facility	51Z	ROW Complex

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Table B4 – Temporary Activation Use Fees

Use Description	Use Code	Short Term Use Fees
Temporary Private Street & Sidewalk Activities – Daily Recurrence	3APRI	\$150/day after first date on same permit

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 Effective January 16, 2023

Table C1 – Long-Term Uses with Long-Term Occupancy Fees		
Use Description	Use Code	Long-term Occupancy Fee
Fixed ground signs	2A	\$767/sign
Maintenance of at-grade structures	7	See Table C2
Structures, moorage, and overhangs in underwater streets	7A	\$2.18/sf
Maintenance of below- and above-grade structures, including elevated access structures	7C	\$.70/sf
Fenced material storage and private use	12	See Table C2
Active areaways existing prior to January 1, 1995	16	\$.70/sf
First Amendment vending	19B	\$50/month
Stadium event vending	19C	See Table C2
Annual vending from a public place sidewalk or plaza	19E	See Table C2
Annual food-vehicle zone vending (paid parking)	19G	\$478 (each 4-hr period x each day per week)
Annual food-vehicle zone vending (unpaid parking)	19H	\$104 (each 4-hr period x each day per week)
Underground storage tank: non-decommissioned	21	\$767/tank
Permanent soldier piles	22B	\$1011/pile
Structures, moorage, and overhangs in state waterways	WW100	\$2.18/sf

Table C2 - Occupation Fee Model			
Street Category	Urban Center	Urban Village	Neither
Arterial	\$1.40	\$1.35	\$0.90
Non-Arterial	\$1.20	\$1.15	\$0.70

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 Effective January 16, 2023

Table D1 – Term Permit Fee Model		
Location	Use Description	Degree of Alienation
Sub-surface	Utility tunnels/structures	0.3
	Vehicle/pedestrian tunnels	0.25
At-grade	Public plazas, artwork	0.1
	Structures, restricted access	0.8
	Utility structures	0.5
Above grade	Overhead building structures	0.75
	Private use skybridges	2
	Semi-public use skybridges	0.75
	Public use skybridges	0.1
	Vehicle bridges	0.5
	Public use vehicle ramps	0.2
Other	Sustainable building features*	0.1

* In order to qualify for this degree of alienation factor, the development must be participating in the City’s Living Building Program, be capable of achieving Leadership in Energy and Environmental Design (LEED) platinum certification, or both. Programmatic term permit and franchise agreements fees are established by ordinance.

Term Permit (use code 62) annual occupation fee equation: (land value) x (use area) x (rate of return) x (degree of alienation) + PSM issuance or renewal fee

Table D2- Shoreline Street End Fee Model
Shoreline Street End (use code 11) annual occupation fee equation: (land value) x (use area) x (rate of return) x (demand probability) x (maritime industrial use) + PSM issuance or renewal fee

Table E1 – Citation Penalty Fee Schedule			
Adjacent Lot Zone or Permit Type	Citation Penalty Fee*		
	1st Violation	2nd Violation	3rd + Violation
RSL, SF 5000, SF 7200, or SF 9600 (“Residential Zones”), Public Space Management Permits, or Maintenance Activities**	\$250	\$500	\$1,000
All other zones (“Non-Residential Zones”) or Utility Construction Permits	\$1,000	\$2,000	\$4,000
Snow and ice removal*** in RSL, SF 5000, SF 7200, or SF 9600 (“Residential Zones”)	\$50	\$50	\$50
Snow and ice removal*** in all other zones (“Non-Residential Zones”)	\$250	\$500	\$1,000

*Violators may be subject to subsequent violations within a one-year period

**“Maintenance Activities” includes violations of Chapters 15.20 and 15.43 of the Seattle Municipal Code

***“Snow and ice removal” references Seattle Municipal Code Section 15.48.010

Definitions

<u>Factor/Term</u>	<u>Description</u>
ROW Simple	A simple permit is a permit that requires minimal review, such as a dumpster or storage container.
ROW Complex	A complex permit requires technical review and coordination, such as a 50-foot utility trench, a tower crane or other construction staging.
General Long-Term	Permits scheduled to renew on an annual basis for long-term, continuing uses of public right-of-way. This applies to Council Term and Shoreline Street End permits as well as the following long-term permit use codes: 2A, 3D, 7, 7A, 7C, 8, 11, 12, 14, 16, 19A, 21, 22B, 29A, 62, WW100, and WW150 that all have base fees listed on Table A. It does not apply to long-term permit use codes 6 and 52 which are included in Table A2.
Public Street & Sidewalk Activities	A public street and sidewalk activity is open to the public.

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Private Street & Sidewalk Activities	A private street and sidewalk activity is for invited guests, customers, or a select intended audience only.
Year-round Business Activation Permit	A long-term permit for year-round sidewalk cafes, curbspace cafes, and merchandise displays. This applies to the following long-term use codes: 18A, 18B, 18D, and 18E.
Year-round Business Activation Additional Space	A space is defined as one of the following: a sidewalk frontage zone along a single building frontage, a sidewalk furniture zone along a single building frontage, or a curbspace along a single building frontage. The first space on an application is included in the base Year-round Business Activation Issuance Fee; each additional space is charged an Additional Space fee.
Seasonal Business Activation Permit	A permit for seasonal sidewalk cafes, curbspace cafes, and merchandise displays. These permits are active only from April 1 through October 31 of their issuance year. This applies to the following use codes: 18AS, 18BS, 18DS, 18ES.
Land value	<p>For Term permits, the value of the use area in the right-of-way shall be based on the abutting parcel's current per-square-foot land value as determined by the King County Assessor. If the use area extends beyond the right-of-way centerline or abuts multiple parcels, the permit fee shall be calculated by averaging the abutting parcels' current land values.</p> <p>For Shoreline Street End permits, the value of the use area in the right-of-way shall be based on the abutting parcel's current per-square-foot land value as determined by the King County Assessor. If the use area extends beyond the centerline of the right-of-way or abuts multiple parcels, the permit fee shall be calculated for each portion of the use area according to the current per-square-foot land value of the abutting parcels.</p> <p>If all parcels abutting the Term or Shoreline Street End permitted use area are government-owned and the parcels are not tax assessed in whole or in part by King County, the parcels shall be excluded when establishing the Term or Shoreline Street End permit fee. To determine the permit fee, the current per-square-foot land value as determined by the King County Assessor of the closest privately-owned parcel or parcels with the same zoning or shoreline designation of the Term or Shoreline Street End permitted use area shall be averaged. If the next closest privately-owned parcel or parcels do not have the same underlying zoning or shoreline designation as the abutting government-owned parcel, the Seattle</p>

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Department of Transportation shall consult with the City Appraiser. The City Appraiser shall determine if the next closest parcel or parcels with similar zoning or shoreline designation reasonably establishes the current per-square-foot land value of the use area in the right of way for fee calculation purposes.

Use area	Square footage of the permitted encroachment in the right-of-way, as authorized by Seattle Department of Transportation.
Transit/Bike/Ped Impacted	When a transit lane, bike lane or pedestrian sidewalk or pathway is partially closed, but mobility for the traveling public is maintained.
Transit/Bike/Ped Blocked	When a transit lane, bike lane or pedestrian sidewalk or pathway is closed to the traveling public.
Rate of return	Annualized rate of return on market value of the right-of-way, as established by the City Appraiser or a State of Washington Certified General Real Estate Appraiser retained by the Director of Transportation.
Degree of alienation	For Term permits, the degree of impact on the public, utilities, right-of-way, and other potential uses of the right-of-way based on City policy, as established by Seattle Department of Transportation.
Demand probability	For Shoreline Street End permits, the estimated demand of probable use shall be based on factors that include, but are not limited to, location, access, size, view, and topography; as established by the City Appraiser or a State of Washington Certified General Real Estate Appraiser retained by the Director of Transportation. Refer to Ordinance 123611, Attachment A: Demand Probability Factor. The Director of Transportation is authorized to update Attachment A based upon the recommendations of the City Appraiser or a State of Washington Certified General Real Estate Appraiser. The new Demand Probability Factor shall become effective when the updated Demand Probability Factor is adopted by rule.
Maritime Industrial Use Discount Factor	To support the City's policies of protecting its maritime uses, a 50 percent discount factor shall apply to that portion of the Shoreline Street End occupied by a legally established water-dependent or water-related use as defined in Seattle Municipal Code Section 23.60.944.

Use of Shoreline Street End Fees

The Department of Transportation is directed to use the shoreline street end permit fees credited to the Transportation Operating Fund for the following purposes:

- (a) Notifying property owners that abut shoreline street ends of the need for permits for private use of the street end and of the fee schedule;
- (b) Administering and inspecting shoreline street end use;
- (c) Verifying property boundaries and area of use;
- (d) Matching funds for neighborhood improvements of shoreline street ends for public use;
- (e) Signing, demarcating, and maintaining shoreline street ends; or
- (f) Funding street and sidewalk improvements within a half-block radius of any of the shoreline street ends identified in Exhibit A to Resolution 29370 that directly contribute to public access to the shoreline street end.

Use of Vending Fees

Fees for vending activities authorized under Chapter 15.17 shall be deposited in the Transportation Fund. Street Use permit fees for vending activities may be used by other City departments for vending enforcement as authorized by the Director of Transportation and shall be used by the Department of Transportation for the following purposes:

- (a) Administering the vending program, including notifying property owners abutting a proposed vending site designated by the Department of Transportation;
- (b) Verifying property boundaries and square footage of usage;
- (c) Designating pre-approved vending sites by the Department of Transportation;
- (d) Signing and demarcating designated vending sites and food vehicle zones;
- (e) Attending meetings or hearings;
- (f) Preparing documents, legislation, forms, and notices;
- (g) Inspecting and enforcing permitted or illegal vending activity; or
- (h) Engaging in any other vending-related activity as directed by the Director of Transportation.