

# SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor  
Seattle, WA 98104



## Journal of the Proceedings of the Seattle City Council

Monday, October 2, 2017

2:00 PM

Council Chamber, City Hall  
600 Fourth Avenue  
Seattle, WA 98104

### **Full Council**

*Bruce Harrell, Council President*

*Sally Bagshaw*

*M. Lorena González*

*Lisa Herbold*

*Rob Johnson*

*Debora Juarez*

*Mike O'Brien*

*Kshama Sawant*

Chair Info: 206-684-8804; [Bruce.Harrell@seattle.gov](mailto:Bruce.Harrell@seattle.gov)

**A. CALL TO ORDER**

The City Council of The City of Seattle met in the Council Chamber in City Hall in Seattle, Washington, on October 2, 2017, pursuant to the provisions of the City Charter. The meeting was called to order at 2:01 p.m., with Council President Pro Tem Rob Johnson presiding.

**B. ROLL CALL**

**Present:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Excused:** 1 - Harrell

**C. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR**

[IRC 129](#)

**October 2, 2017**

**Motion was made, duly seconded and carried, to adopt the proposed Introduction & Referral Calendar (IRC) by the following vote:**

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Opposed:** None

**D. APPROVAL OF THE AGENDA**

Motion was made, duly seconded and carried, to adopt the proposed Agenda.

**E. APPROVAL OF THE JOURNAL**

There were no Minutes presented for approval.

**F. PRESENTATIONS**

There were no Presentations.

**G. PUBLIC COMMENT**

Martin Kaplan addressed the Council regarding Agenda item 7, Council Bill 119055.

David Haines addressed the Council regarding a non-Agenda item.

Marlin Phelps addressed the Council regarding a non-Agenda item.

Montserrat Padilla addressed the Council regarding Agenda item 1, Resolution 31779.

Michael Ramos addressed the Council regarding a non-Agenda item.

Ivy Nightscales addressed the Council regarding a non-Agenda item.

Ian Morrison addressed the Council regarding Agenda item 5, Council Bill 119027.

Alison McLean addressed the Council regarding a non-Agenda item.

Sean Smith addressed the Council regarding a non-Agenda item.

Boe Samantha Oddisey addressed the Council regarding a non-Agenda item.

Dread addressed the Council regarding a non-Agenda item.

Deborah Frausto addressed the Council regarding Agenda item 7, Council Bill 119055.

Sue Hodes addressed the Council regarding a non-Agenda item.

By unanimous consent, the Public Comment period was extended to allow the remaining speakers to address the Council.

Melody McCutcheson addressed the Council regarding Agenda item 7, Council Bill 119055.

Tynolan addressed the Council regarding Agenda item 1, Resolution 31779.

Eliana Scott-Thoennes addressed the Council regarding a non-Agenda item.

Chuck McKeever addressed the Council regarding a non-Agenda item.

Izdiher Baily addressed the Council regarding Agenda items 1 and 2, Resolutions 31779 and 31775.

Ann LoGerfo addressed the Council regarding a non-Agenda item.

Travis Thompson addressed the Council regarding a non-Agenda item.

Allene Steinberg addressed the Council regarding a non-Agenda item.

Anita Freeman addressed the Council regarding a non-Agenda item.

Graciela Nunez addressed the Council regarding Agenda item 1, Resolution 31779.

Eric Holzapfel addressed the Council regarding Agenda items 1 and 2, Resolutions 31779 and 31775.

Marcus Martinez addressed the Council regarding Agenda item 1, Resolution 31779.

Cindi Barker addressed the Council regarding Agenda item 6, Council Bill 119057.

Angela Compton addressed the Council regarding Agenda items 6 and 7, Council Bills 119057 and 119055.

Dorothy Wong addressed the Council regarding Agenda items 1 and 2, Resolutions 31779 and 31775.

Leah Anderson addressed the Council regarding Agenda items 1 and 2, Resolutions 31779 and 31775.

*Councilmember Bagshaw left the Council Chamber at 2:49 p.m.*

Paula Revere addressed the Council regarding a non-Agenda item.

Jan Brucker addressed the Council regarding Agenda item 3, Council Bill 119093.

*Councilmember Bagshaw entered the Council Chamber at 2:54 p.m.*

Ryan Diramo addressed the Council regarding Agenda item 3, Council Bill 119093.

*Councilmember Sawant left the Council Chamber at 2:55 p.m.*

Robert Kaminski addressed the Council regarding a non-Agenda item.

Kyla Blair addressed the Council regarding Agenda item 7, Council Bill 119055.

Tiniell Cato addressed the Council regarding a non-Agenda item.

Frank Zamfino addressed the Council regarding a non-Agenda item.

*Councilmember Sawant entered the Council Chamber at 3:00 p.m.*

## H. PAYMENT OF BILLS

[CB 119094](#) **AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 119094.

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

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Opposed:** None

## I. COMMITTEE REPORTS

### **FULL COUNCIL**

1. [Res 31779](#) **A RESOLUTION affirming The City of Seattle's support of immigrant communities; stating its support of the Deferred Action Childhood Arrival (DACA) program; recognizing the roots and community DACA recipients have built in the Seattle/King County region and beyond, and The City of Seattle's commitment to an inclusive, welcoming City and advancing policies to protect vulnerable communities while denouncing national and federal policies and rhetoric targeting immigrants and immigrant communities.**

Motion was made and duly seconded to adopt Resolution 31779.

**The Motion carried, the Resolution (Res) was adopted by the following vote, and the President signed the Resolution:**

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Opposed:** None

2. [Res 31775](#) **A RESOLUTION strengthening public safety by affirming the City's support for immigrant and refugee witnesses, survivors, and victims of crime.**

**ACTION 1:**

Motion was made and duly seconded to adopt Resolution 31775.

**ACTION 2:**

Motion was made by Councilmember González, duly seconded and carried, to amend Resolution 31775, by substituting version 2 for version 1a.

**ACTION 3:**

Motion was made and duly seconded to adopt Resolution 31775 as amended.

**The Motion carried, the Resolution (Res) was adopted as amended by the following vote, and the President signed the Resolution:**

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Opposed:** None

3. [CB 119093](#) **AN ORDINANCE relating to land use and zoning; adopting a moratorium on the filing, acceptance, or processing of applications for the establishment, expansion, or change of use for certain uses on parcels with a Commercial 1, Commercial 2, or Neighborhood Commercial 3 zoning designation within the Aurora-Licton Urban Village; declaring an emergency and establishing an immediate effective date; all by a 3/4 vote of the City Council.**

Motion was made and duly seconded to pass Council Bill 119093.

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

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Opposed:** None

4. [CB 119092](#) **AN ORDINANCE authorizing the Director of Finance and Administrative Services or the Director's designee to execute a license agreement with the Department of the Army for the City's continued use of an approximately 13,000 square-foot warehouse facility at 1555 Alaskan Way South for the operation of the St. Martin de Porres shelter for homeless men over the age of 50, and ratifying and confirming certain prior acts.**

Motion was made and duly seconded to pass Council Bill 119092.

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

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Opposed:** None

**PLANNING, LAND USE, AND ZONING COMMITTEE:**

5. [CB 119027](#) **AN ORDINANCE amending the Seattle Comprehensive Plan to incorporate changes proposed as part of the 2016-2017 Comprehensive Plan annual amendment process.**

**The Committee recommends that Full Council pass as amended the Council Bill (CB).**

**In Favor:** 3 - Johnson, O'Brien, Herbold

**Opposed:** None

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

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

**Opposed:** None

6. [CB 119057](#) **AN ORDINANCE relating to land use and zoning; modifying the Design Review program; repealing and replacing Section 23.41.004 of the Seattle Municipal Code (SMC); amending Sections 3.51.030, 23.41.002, 23.41.008, 23.41.010, 23.41.012, 23.41.014, 23.41.016, 23.41.020, 23.57.013, 23.66.020, 23.66.030, 23.66.035, 23.73.009, 23.73.010, 23.73.012, 23.73.014, 23.73.015, 23.73.024, 23.76.004, 23.76.006, 23.76.008, 23.76.011, 23.76.012, 23.76.026, 23.76.040, 25.11.070, 25.11.080, 25.12.320, 25.12.680, 25.12.690 and 25.12.730 of the SMC; adding new Sections 23.41.015 and 23.41.022 to the SMC; repealing Section 23.41.018 of the SMC; making technical corrections; and adding new Sections 23.66.050 and 25.12.735 to modify the duties of Special Review District Boards and Landmark Preservation Boards by authorizing these Board to make recommendations to SDCI on design review development standard departures.**

**The Committee recommends that Full Council pass as amended the Council Bill (CB).**

**In Favor: 3 - Johnson, O'Brien, González**

**Opposed: None**

**ACTION 1:**

Motion was made by Councilmember Johnson, duly seconded and carried, to amend Council Bill 119057, by substituting version 14a for version 13a.

**ACTION 2:**

Motion was made by Councilmember Johnson, duly seconded and carried, to amend Council Bill 119057, Section 5, Seattle Municipal Code 23.14.004, Table A, as shown in Attachment 1 to the Minutes.

**ACTION 3:**

Motion was made and duly seconded to pass Council Bill 119057 as amended.

**The Motion carried, the Council Bill (CB) was passed as amended by the following vote, and the President signed the Bill:**

**In Favor:** 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

---

**Opposed: None**

7.     [CB 119055](#)     **AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at pages 99, 98, and 100 of the Official Land Use Map to rezone land in the Uptown area; amending Sections 23.30.010, 23.45.517, 23.48.002, 23.48.005, 23.48.020, 23.48.021, 23.48.040, 23.48.055, 23.48.085, 23.48.620, 23.58A.042, 23.58C.050, 23.84A.025, 23.84A.042, and 25.05.800 of the Seattle Municipal Code; and adding a new Subchapter VI to Chapter 23.48 of the Seattle Municipal Code, consisting of Sections 23.48.702, 23.48.705, 23.48.720, 23.48.721, 23.48.722, 23.48.723, 23.48.724, 23.48.730, 23.48.732, 23.48.735, 23.48.740, 23.48.745, 23.48.750, 23.48.755, 23.48.780, and 23.48.785, to rezone areas in the Uptown Urban Center.**

**The Committee recommends that Full Council pass as amended the Council Bill (CB).**

**In Favor: 4 - Johnson, O'Brien, González , Bagshaw**

**Opposed: None**

**ACTION 1:**

Motion was made by Councilmember Johnson, duly seconded and carried, to amend Council Bill 119055, by substituting version 5 for version 4.

**ACTION 2:**

Motion was made and duly seconded to pass Council Bill 119055 as amended.

**The Motion carried, the Council Bill (CB) was passed as amended by the following vote, and the President signed the Bill:**

**In Favor: 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant**

**Opposed: None**

8. [Res 31772](#) A RESOLUTION calling for additional actions by the City and its partners to advance the vision of the Uptown Urban Design Framework, leverage new investments at Seattle Center to support mobility and promote livability in the Uptown Urban Center as both Uptown and Seattle Center grow, and to update the Seattle Center Century 21 Master Plan.

The Committee recommends that Full Council adopt as amended the Resolution (Res).

In Favor: 4 - Johnson, O'Brien, González , Bagshaw

Opposed: None

The Resolution (Res) was adopted by the following vote, and the President signed the Resolution:

In Favor: 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

**CIVIL RIGHTS, UTILITIES, ECONOMIC DEVELOPMENT, AND ARTS COMMITTEE:**

9. [Res 31766](#) A RESOLUTION creating an Arts & Cultural District in the Uptown neighborhood of Seattle.

The Committee recommends that Full Council adopt the Resolution (Res).

In Favor: 1 - Herbold

Opposed: None

The Resolution (Res) was adopted by the following vote, and the President signed the Resolution:

In Favor: 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

**EDUCATION, EQUITY, AND GOVERNANCE COMMITTEE:**

10.     [CB 119090](#)     **AN ORDINANCE relating to cable television; authorizing the Mayor or the Mayor's designee to approve the transfer of control, subject to conditions, of WaveDivision I, LLC; authorizing the Mayor or the Mayor's designee to execute a Cable Franchise Transfer of Controlling Interest Consent Agreement for the purpose of implementing and administering the transfer; and ratifying and confirming certain prior acts.**

The Committee recommends that Full Council pass the Council Bill (CB).

In Favor: 2 - Harrell, González

Opposed: None

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

In Favor: 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

11.     [CB 119079](#)     **AN ORDINANCE relating to the City of Seattle's Maple Leaf radio-transmitter facility; authorizing the Director of Finance and Administrative Services to execute a license agreement with King County for its use of the radio-transmitter site at Maple Leaf reservoir for the new regional Puget Sound emergency radio network; and declaring a portion of property licensed for King County's use in the same location to be surplus to the City's utility needs.**

The Committee recommends that Full Council pass the Council Bill (CB).

In Favor: 2 - Harrell, González

Opposed: None

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

In Favor: 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant

Opposed: None

12.     [Appt 00848](#)     **Appointment of Rachael L. Steward as member, Families and Education Levy Oversight Committee, for a term to December 31, 2018.**

**The Committee recommends that Full Council confirm the Appointment (Appt).**

**In Favor: 2 - Harrell, González**

**Opposed: None**

**The Appointment (Appt) was confirmed by the following vote:**

**In Favor: 7 - Bagshaw, González , Herbold, Johnson, Juarez, O'Brien, Sawant**

**Opposed: None**

#### **J. ADOPTION OF OTHER RESOLUTIONS**

There were none.

#### **K. OTHER BUSINESS**

There was none.

#### **L. ADJOURNMENT**

There being no further business to come before the Council, the meeting was adjourned at 3:43 p.m.

---

**Jodee Schwinn, Deputy City Clerk**

**Signed by me in Open Session, upon approval of the Council, on October 16, 2017.**

---

**Bruce Harrell, President of the City Council**

---

**Monica Martinez Simmons, City Clerk**

**Att 1 - ACTION 2 OF CB 119057**

Att 1 – ACTION 2 OF CB 119057

- Language proposed to be added by this amendment is shown with a double underline.
- Language proposed to be deleted by this amendment is shown with ~~double-strikeout~~.

Section 5. A new Section 23.41.004 is added to the Seattle Municipal Code as follows:

**23.41.004 Applicability**

\* \* \*

<b>Table A for 23.41.004</b>		
<b>Design review thresholds by size of development and specific site characteristics outside of downtown and industrial zones</b>		
If any of the site characteristics in part A of this table are present, the design review thresholds in part B apply. If none of the site characteristics in part A of this table are present, the design review thresholds in part C apply.		
<b>A.</b>	<b>Category</b>	<b>Site Characteristic</b>
	A.1. Context	a. Lot is abutting or across an alley from a lot with single-family zoning.  b. Lot is in a zone with a maximum height limit 20 feet or greater than the zone of an abutting lot or a lot across an alley.
	A.2. Scale	a. Lot is 43,000 square feet in area or greater.  b. Lot has any street lot line greater than 200 feet in length.
	A.3. Special features	a. Development proposal includes a Type IV or V Council Land Use Decision.  b. Lot contains a designated landmark structure.  c. Lot contains a character structure in the Pike/Pine Overlay District.
<b>B.</b>	Development on a lot containing any of the specific site characteristics in part A of this table is subject to the thresholds below.	

**Table A for 23.41.004****Design review thresholds by size of development and specific site characteristics outside of downtown and industrial zones**

	<b>Amount of gross floor area of development</b>	<b>Design review type<sup>1</sup></b>
	B.1. Less than 8,000 square feet	No design review <sup>2, <del>3</del></sup>
	B.2. At least 8,000 but less than 35,000 square feet	Administrative design review
	B.3. 35,000 square feet or greater	Full design review <sup>3, <del>4</del></sup>
<b>C.</b>	Development on a lot not containing any of the specific site characteristics in part A of this table is subject to the thresholds below.	
	<b>Amount of gross floor area of development</b>	<b>Design review type<sup>1</sup></b>
	C.1. Less than 8,000 square feet	No design review <sup>2, <del>3</del></sup>
	C.2. At least 8,000 but less than 15,000 square feet	Streamlined design review
	C.3. At least 15,000 but less than 35,000 square feet	Administrative design review
	C.4. 35,000 square feet or greater	Full Design Review

**Table A for 23.41.004**

**Design review thresholds by size of development and specific site characteristics outside of downtown and industrial zones**

Footnotes to Table A for 23.41.004

<sup>1</sup> Applicants for any development proposal subject to administrative design review may choose full design review instead, and applicants for any project subject to streamlined design review may choose administrative or full design review.

<sup>2</sup> The following development is subject to streamlined design review: (1) development that is at least 5,000 square feet but less than 8,000 square feet and (2) is proposed on a lot that was rezoned from a Single-family zone to a Lowrise 1 (LR1) zone or Lowrise 2 (LR2) zone, within five years after the effective date of the ordinance introduced as Council Bill 119057. This requirement shall only apply to applications for new development submitted on or before December 31, 2023.

<sup>3</sup> The following development is subject to administrative design review: (1) development that is at least 5,000 square feet but less than 8,000 square feet and (2) is proposed on a lot that was rezoned from a Single-family zone to a Lowrise 3 (LR3) zone, any Midrise zone, Highrise zone, Commercial (C) zone, or Neighborhood Commercial (NC) zone, within five years after the effective date of the ordinance introduced as Council Bill 119057. This requirement shall only apply to applications for new development submitted on or before December 31, 2023.

<sup>3,4</sup> Development proposals that would be subject to the full design review, may elect to be reviewed pursuant to the administrative design review process according to Section 23.41.016 if the applicant elects the MHA performance option according to Sections 23.58B.050 or 23.58C.050. If the applicant elects administrative design review process pursuant to this footnote 2 to Table A for 23.41.004, the applicant shall not be eligible to change its election between performance and payment pursuant to subsections 23.58B.025.B.2.c or 23.58C.030.B.2.c.