



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 119305

Record No.: CB 119305

Type: Ordinance (Ord)

Status: Passed

Version: 2

Ord. no: Ord 125634

In Control: City Clerk

File Created: 05/25/2018

Final Action: 08/03/2018

**Title:** AN ORDINANCE relating to street and sidewalk use fees; adopting a Free-Floating Bike Share Program Fee Schedule; and amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475), by increasing appropriations to the Seattle Department of Transportation; all by a 3/4 vote of the City Council.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: O'Brien

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: Bill.LaBorde@seattle.gov

Filing Requirements/Dept Action:

### History of Legislative File

Legal Notice Published:

Yes

No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	07/10/2018	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	07/10/2018	sent for review	Council President's Office			
	<b>Action Text:</b>	The Council Bill (CB) was sent for review. to the Council President's Office					
	<b>Notes:</b>						
1	Council President's Office	07/11/2018	sent for review	Sustainability and Transportation Committee			
	<b>Action Text:</b>	The Council Bill (CB) was sent for review. to the Sustainability and Transportation Committee					
	<b>Notes:</b>						
1	City Council	07/16/2018	referred	Sustainability and Transportation Committee			

Action Text: The Council Bill (CB) was referred. to the Sustainability and Transportation Committee

Notes:

1	Sustainability and Transportation Committee	07/17/2018	pass	Pass
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Action Text: The Committee recommends that City Council pass the Council Bill (CB).

Notes:

In Favor: 4 Chair O'Brien, Vice Chair Johnson, Member Sawant, Herbold  
 Opposed: 0

1	City Council	07/30/2018	passed as amended	Pass
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Action Text: The Motion carried, the Council Bill (CB) was passed as amended by the following vote, and the President signed the Bill:

Notes: ACTION 1:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119305, by substituting version 3 for version 2.

ACTION 2:

Motion was made by Councilmember O'Brien, duly seconded and carried, to amend Council Bill 119305, by adding a new Section 4, and renumbering the remaining section numbers accordingly, as shown in the underlined language below:

Section 4. No more than \$500,000 of the funds appropriated in this ordinance for the Mobility Operations Budget Control Level in the 2018 Budget may be spent on implementing the free-floating bike share program until the Chair of the Sustainability and Transportation Committee files a certification with the City Clerk that the Department of Transportation has provided a plan for direct enforcement of bike-share parking requirements and management of the right-of-way to accommodate disabled pedestrians by creating a parking enforcement program or identifying use of a parking enforcement strategy currently implemented by the City of Seattle.

ACTION 3:

Motion was made and duly seconded to pass Council Bill 119305 as amended.

In Favor: 8 Councilmember Bagshaw, Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Juarez, Councilmember Mosqueda, Councilmember O'Brien, Councilmember Sawant

Opposed: 0

2	City Clerk	08/02/2018	submitted for Mayor's signature	Mayor
2	Mayor	08/03/2018	Signed	
2	Mayor	08/03/2018	returned	City Clerk

2 City Clerk 08/03/2018 attested by City Clerk

Action Text: The Ordinance (Ord) was attested by City Clerk.

Notes:

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CITY OF SEATTLE

ORDINANCE 125634

COUNCIL BILL 119305

AN ORDINANCE relating to street and sidewalk use fees; adopting a Free-Floating Bike Share Program Fee Schedule; and amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475), by increasing appropriations to the Seattle Department of Transportation; all by a 3/4 vote of the City Council.

WHEREAS, in July 2017, the Seattle Department of Transportation began a pilot permit program to replace the discontinued Pronto bike share system by allowing private free-floating bike share companies to deploy free-floating bikes on sidewalks Citywide; and

WHEREAS, fees charged to the companies during the pilot covered the costs of issuing and administering the permits and evaluating the bike share pilot; and

WHEREAS, the ongoing free-floating bike share program may evaluate, pilot, and permit other shareable mobility devices to accommodate disabled riders, such as tricycles, handcycles, tandem cycles, and other human-powered or electric-assisted adaptive cycles; and

WHEREAS, the Seattle Department of Transportation intends to expand the free-floating bike share program to 20,000 bicycles, with an allowance of up to an additional 1,000 bicycles per permit to incentivize deployment of adaptive cycles to accommodate disabled riders; and

WHEREAS, the existing permit administrative fees must be modified to cover the expected costs of administering the ongoing free-floating bike share permit program and its program goals; and

WHEREAS, Section 15.04.074 of the Seattle Municipal Code authorizes and directs the Director of Transportation to prepare and recommend to the City Council fees applicable to street

1 and sidewalk use permits commensurate with the cost of administering, reviewing,  
2 issuing, inspecting, and policing permits granted for the uses; NOW, THEREFORE,

3 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

4 Section 1. The Seattle Department of Transportation (“Department”) Free-Floating Bike  
5 Share Program Fee Schedule is adopted as follows:

Fee Type	Fee Amount
Permit Issuance and Renewal	\$224 for issuance or \$170 for renewal as specified in the Street Use Permit Fee Schedule or as subsequently amended
Permit Review	\$260 per hour of review as specified in the Street Use Permit Fee Schedule or as subsequently amended
Administrative Fee per year	If four vendors are granted permits during the initial permit application period: \$250,000 per vendor
	If three or fewer vendors are granted permits during the initial permit application period: \$50 per permitted bicycle or other adaptive device to accommodate disabled riders, prorated by month
	If additional vendors are granted permits after the initial permit application period: \$250,000 per vendor, prorated by month, if the vendor deploys 5,000 or more bicycles or other adaptive devices to accommodate disabled riders  \$50 per permitted device, prorated by month, if the vendor deploys fewer than 5,000 bicycles or other adaptive devices to accommodate disabled riders

6 Section 2. The Department is authorized to charge lower administrative fees if further  
7 analysis demonstrates to the Department that it can cover bike share administration costs for less  
8 than the fees authorized in Section 1 of this ordinance.

9 Section 3. To pay for necessary costs and expenses incurred or to be incurred in 2018, but  
10 for which insufficient appropriations were made due to causes that could not reasonably have  
11 been foreseen at the time of the making of the 2018 Budget, appropriations for the following  
12 items in the 2018 Budget are increased as follows:

Item	Department	Fund	Budget Summary Level	Amount
3.1	Seattle Department of Transportation	Transportation Fund (13000)	Mobility Operations (BO-TR-17003)	\$1,000,000
<b>Total</b>				<b>\$1,000,000</b>

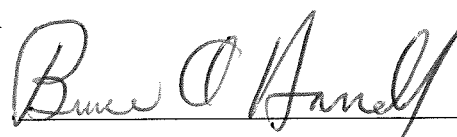
1 Section 4. No more than \$500,000 of the funds appropriated in this ordinance for the  
2 Mobility Operations Budget Control Level in the 2018 Budget may be spent on implementing  
3 the free-floating bike share program until the Chair of the Sustainability and Transportation  
4 Committee files a certification with the City Clerk that the Department of Transportation has  
5 provided a plan for direct enforcement of bike-share parking requirements and management of  
6 the right-of-way to accommodate disabled pedestrians by creating a parking enforcement  
7 program or identifying use of a parking enforcement strategy currently implemented by The City  
8 of Seattle.

9 Section 5. The Department is requested to provide written quarterly reports to City  
10 Council through December 31, 2019, on installing designated bike parking associated with the  
11 free-floating bike share permit program.

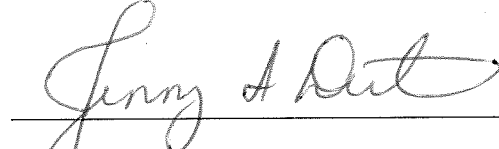
12 Section 6. The Department is requested to provide a written plan for sidewalk  
13 management and safety addressing the increasing use of fast-moving electric-motor devices on  
14 sidewalks, to City Council by December 31, 2018.

1 Section 7. This ordinance shall take effect and be in force 30 days after its approval by  
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.


4 Passed by the City Council the 30<sup>th</sup> day of July, 2018,  
5 and signed by me in open session in authentication of its passage this 30<sup>th</sup> day of  
6 July, 2018.

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8 \_\_\_\_\_  
9 President \_\_\_\_\_ of the City Council

9 Approved by me this 3<sup>rd</sup> day of August, 2018.

10   
11 \_\_\_\_\_  
12 Jenny A. Durkan, Mayor

12 Filed by me this 3<sup>rd</sup> day of AUGUST, 2018.

13   
14 \_\_\_\_\_  
15 Monica Martinez Simmons, City Clerk

15 (Seal)