

**CITY OF SEATTLE**  
**ORDINANCE** 126339  
**COUNCIL BILL** 120068

AN ORDINANCE relating to street and sidewalk use; amending Ordinance 125706 and the Street Use Permit Fee Schedule authorized by Section 15.04.074 of the Seattle Municipal Code.

WHEREAS, in September 2020, the City Council passed Ordinance 126159, amending Ordinance 125706 and the Street Use Permit Fee Schedule authorized in SMC 15.04.074 to support businesses by implementing a free permit for temporary business uses, including cafes, displays, and vending; and

WHEREAS, the City Council wishes to extend the free permit program for temporary business uses through May 31, 2022; and

WHEREAS, the City Council wishes to allow the fees for existing permit holders to be administered consistent with temporary business use permit holders; and

WHEREAS, the City Council desires a workplan to establish a permitting structure for the continuation of these business uses beyond May 31, 2022; NOW, THEREFORE,

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

Section 1. The Seattle Department of Transportation Street Use Fee Schedule (“SDOT Street Use Fee Schedule”), Attachment A to Ordinance 125706, last substantially amended by Ordinance 126159, is amended by replacing Table A2, Uses with No Base Permit Fee, included as Attachment A to this ordinance.

Section 2. At the discretion of the SDOT Director or designee, SDOT may waive permit fees for long-term merchandise displays (use code 18A), long-term sidewalk and curb space cafes (use codes 18B, 18D, 18E), and vending (use codes 19B, 19C, 19E, 19G, 19H) existing as

1 of March 1, 2020 to provide consistency with the fee schedule for Temporary Business Recovery  
2 Use permits (use code 3AA) through May 31, 2022.

3           Section 3. The Seattle Department of Transportation shall present to Council a draft  
4 permitting proposal (including a revised fee schedule) to allow for the continuation of business  
5 uses allowed by the Temporary Business Recovery Use permits beyond May 31, 2022. The draft  
6 permitting proposal shall be presented to Council in writing by December 15, 2021. The Council  
7 directs the Seattle Department of Transportation to transmit proposed implementing legislation  
8 to Council by March 31, 2022.

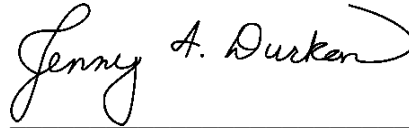
1 Section 4. This ordinance shall take effect and be in force 30 days after its approval by  
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it  
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4 Passed by the City Council the 17th day of May, 2021,  
5 and signed by me in open session in authentication of its passage this 17th day of  
6 May, 2021.

7 

8 President Pro Tem of the City Council

9  Approved /  returned unsigned /  vetoed this 20th day of May, 2021.

10 

11 Jenny A. Durkan, Mayor

12 Filed by me this 20th day of May, 2021.

13 

14 Monica Martinez Simmons, City Clerk

15 (Seal)

16 Attachments:  
17 Attachment A – Table A2, Uses with No Base Permit Fee

Att A - Table A2, Uses with No Base Permit Fee  
V1

\* \* \*

<b>Table A2 – Uses with No Base Permit Fee</b>	
<b>Use Description</b>	<b>Use Code</b>
Planting strip gardening in improved right-of-way	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 uses for use of public places per SMC 14.04.100	54
Residential street barricading associated with a Neighborhood Block Party or Play Street	54B
Temporary barricading for public safety	54C
Sidewalk, driveway, or curb repair and maintenance (less than 100 sq. ft.) including caulking, sealing, or grinding	55
First Amendment vending or expressive activity	19B/19K
Public activation amenities, including street furniture, art	52
Temporary Business Recovery Uses (e.g., cafes, displays, vending) – Through May 31, 2022	3AA

\* \* \*