



CITY OF SEATTLE

City Council

Agenda - Revised

Tuesday, September 8, 2020

2:00 PM

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or
Seattle Channel online.

M. Lorena González, President

Lisa Herbold, Member

Debora Juarez, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

Chair Info: 206-684-8809; Lorena.González@seattle.gov

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CITY OF SEATTLE

City Council Agenda - Revised

September 8, 2020 - 2:00 PM

Meeting Location:

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or Seattle Channel online.

Committee Website:

<http://www.seattle.gov/council>

In-person attendance is currently prohibited per Washington State Governor's Proclamation No. 20-28.9 through October 1, 2020. Meeting participation is limited to access by telephone conference line and Seattle Channel online.

Register online to speak during the Public Comment period at the 2:00 p.m. City Council meeting at

<http://www.seattle.gov/council/committees/public-comment>.

Online registration to speak at the City Council meeting will begin two hours before the 2:00 p.m. meeting start time, and registration will end at the conclusion of the Public Comment period during the meeting. Speakers must be registered in order to be recognized by the Chair.

Submit written comments to all Councilmembers at Council@seattle.gov
Sign-up to provide Public Comment at the meeting at

<http://www.seattle.gov/council/committees/public-comment>

Watch live streaming video of the meeting at

<http://www.seattle.gov/council/watch-council-live>

Listen to the meeting by calling the Council Chamber Listen Line at 253-215-8782 Meeting ID: 586 416 9164

One Tap Mobile No. US: +12532158782,,5864169164#

A. CALL TO ORDER

B. ROLL CALL

C. PRESENTATIONS

D. APPROVAL OF THE JOURNAL

[Min 295](#) August 12, 2020

Attachments: [Minutes](#)

[Min 296](#) August 17, 2020

Attachments: [Minutes](#)

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

Introduction and referral to Council committees of Council Bills (CB), Resolutions (Res), Appointments (Appt), and Clerk Files (CF) for committee recommendation.

[IRC 269](#) September 8, 2020

Attachments: [Introduction and Referral Calendar](#)

F. APPROVAL OF THE AGENDA

G. PUBLIC COMMENT

Members of the public may sign up to address the Council for up to 2 minutes on matters on this agenda; total time allotted to public comment at this meeting is 20 minutes.

Register online to speak during the Public Comment period at the 2:00 p.m. City Council meeting at
<http://www.seattle.gov/council/committees/public-comment>.

Online registration to speak at the City Council meeting will begin two hours before the 2:00 p.m. meeting start time, and registration will end at the conclusion of the Public Comment period during the meeting. Speakers must be registered in order to be recognized by the Chair.

H. PAYMENT OF BILLS

These are the only Bills which the City Charter allows to be introduced and passed at the same meeting.

[CB 119872](#) AN ORDINANCE appropriating money to pay certain audited claims for the week of August 10, 2020 through August 14, 2020 and ordering the payment thereof.

[CB 119873](#) AN ORDINANCE appropriating money to pay certain audited claims for the week of August 17, 2020 through August 21, 2020 and ordering the payment thereof.

[CB 119874](#) AN ORDINANCE appropriating money to pay certain audited claims for the week of August 24, 2020 through August 28, 2020 and ordering the payment thereof.

I. COMMITTEE REPORTS

Discussion and vote on Council Bills (CB), Resolutions (Res), Appointments (Appt), and Clerk Files (CF).

CITY COUNCIL:

1. [Appt 01603](#) Reappointment of Dwane Chappelle as Director of Education for the Department of Education and Early Learning, for a term to January 1, 2024.

Attachments: [Appointment Packet](#)
[Confirmation Questions and Responses](#)

2. [Appt 01609](#) Appointment of Shelby Cooley as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2020.

Attachments: [Appointment Packet](#)

3. [Appt 01610](#) Appointment of Jennifer Matter as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2021.

Attachments: [Appointment Packet](#)

4. [Appt 01611](#) Appointment of Princess Shareef as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2022.

Attachments: [Appointment Packet](#)

5. [Appt 01612](#) Reappointment of Erin Okuno as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2022.

Attachments: [Appointment Packet](#)

6. [Appt 01613](#) Appointment of Stephanie R. Gardner as member, Families, Education, Preschool and Promise Levy Oversight Committee, for a term to December 31, 2023.

Attachments: [Appointment Packet](#)

7. [Appt 01614](#) Appointment of Emmanuel Dolo as member, Seattle Immigrant and Refugee Commission, for a term to January 31, 2022.

Attachments: [Appointment Packet](#)

8. [CF 314455](#) Seattle Information and Technology Department request for a six-month extension for the filing a Surveillance Impact Report due on September 1, 2020.

Attachments: [Extension Request](#)

9. [Appt 01597](#) Reappointment of Mary Ellen Russell as member, Seattle School Traffic Safety Committee, for a term to March 31, 2022.

Attachments: [Appointment Packet](#)

10. [Appt 01596](#) Reappointment of Margaret McCauley as member, Seattle School Traffic Safety Committee, for a term to March 31, 2023.

Attachments: [Appointment Packet](#)

11. [Appt 01595](#) Reappointment of Leland Bruch as member, Seattle School Traffic Safety Committee, for a term to March 31, 2023.

Attachments: [Appointment Packet](#)

12. [Appt 01604](#) Appointment of Brianna S. Holan as Chair, Seattle Design Commission, for a term to February 28, 2021.

Attachments: [Appointment Packet](#)

13. [Appt 01605](#) Appointment of Elizabeth Conner as member, Seattle Design Commission, for a term to February 28, 2022.

Attachments: [Appointment Packet](#)

14. [Appt 01606](#) Appointment of Azzurra Cox as member, Seattle Design Commission, for a term to February 28, 2022.

Attachments: [Appointment Packet](#)

15. [Appt 01607](#) Reappointment of Justin Clark as member, Seattle Design Commission, for a term to February 28, 2022.

Attachments: [Appointment Packet](#)

16. [Appt 01608](#) Reappointment of Mark Johnson as member, Seattle Design Commission, for a term to February 28, 2022.

Attachments: [Appointment Packet](#)

LAND USE AND NEIGHBORHOODS COMMITTEE:

17. [CB 119835](#) AN ORDINANCE relating to land use and zoning; correcting typographical errors, correcting section references, clarifying regulations, and making minor amendments; amending Sections 22.214.040, 22.214.050, 23.22.062, 23.22.100, 23.24.040, 23.24.045, 23.28.030, 23.40.060, 23.41.004, 23.41.012, 23.42.048, 23.42.112, 23.44.008, 23.44.010, 23.44.014, 23.44.016, 23.44.026, 23.44.041, 23.45.506, 23.45.512, 23.45.518, 23.45.522, 23.45.545, 23.47A.008, 23.47A.012, 23.47A.013, 23.48.005, 23.48.020, 23.48.025, 23.48.220, 23.48.225, 23.48.245, 23.48.720, 23.48.724, 23.48.740, 23.49.008, 23.49.011, 23.49.014, 23.49.056, 23.49.166, 23.52.008, 23.54.015, 23.54.025, 23.54.030, 23.54.040, 23.58C.040, 23.58D.006, 23.66.342, 23.69.032, 23.73.009, 23.73.012, 23.84A.004, 23.84A.032, 23.84A.036, 23.86.007, 23.90.018, and 25.09.060 of the Seattle Municipal Code; and adding a new Section 23.48.007 to the Seattle Municipal Code.

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

In Favor: 3 - Strauss, Mosqueda, Lewis

Opposed: None

Abstain: 1 - Pedersen

Attachments: [Full Text: CB 119835 v2](#)

Supporting Documents: [Summary and Fiscal Note](#)
[Proposed Substitute \(9/8/20\)](#)
[Central Staff Memo \(9/8/20\)](#)

TRANSPORTATION AND UTILITIES COMMITTEE:

18. [CB 119745](#) AN ORDINANCE granting the University of Washington (UW) permission to maintain and operate five existing pedestrian skybridges located around the perimeter of the UW campus as a Campus Pedestrian Skybridge Network, for a ten-year term; specifying the conditions under which this permit is granted; providing for the acceptance of the permit and conditions; and ratifying and confirming certain prior acts.
- The Committee recommends that City Council pass as amended the Council Bill (CB).**
- In Favor: 4 - Pedersen, Strauss, González , Morales**
- Opposed: None**

Supporting Documents:

[Summary and Fiscal Note](#)
[Summary Att A – UW Skybridges Map](#)
[Summary Att B – UW Skybridges Photos](#)
[Summary Att C – UW Skybridge Fee Assessment](#)

19. [CB 119865](#) 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; and ratifying and confirming certain prior acts.
- The Committee recommends that City Council pass the Council Bill (CB).**
- In Favor: 5 - Pedersen, Strauss, González , Herbold, Morales**
- Opposed: None**

Attachments: [Att A - Table A2 – Uses with No Base Permit Fee](#)
[Att B - SDOT Street Use Permit Fee Schedule](#)

Supporting Documents: [Summary and Fiscal Note](#)

20. [CB 119867](#) AN ORDINANCE relating to the City's traffic code; amending Sections 11.46.010 and 11.46.020 of the Seattle Municipal Code to revise permissible areas of operation in the right-of-way and other public pathways for electric personal assistive mobility devices and motorized foot scooters.

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

In Favor: 3 - Strauss, González , Morales

Opposed: 1 - Pedersen

**Supporting
Documents:**

[Summary and Fiscal Note](#)

21. [CB 119858](#) AN ORDINANCE relating to the financing of the West Seattle Bridge Immediate Response project; creating a fund for depositing proceeds of taxable limited tax general obligation bonds in 2021; authorizing the loan of funds in the amount of \$50,000,000 from the Construction and Inspections Fund and \$20,000,000 from the REET II Capital Projects Fund to the 2021 LTGO Taxable Bond Fund for early phases of work on the bridge repair and replacement project; amending Ordinance 126000, which adopted the 2020 Budget, including the 2020-2025 Capital Improvement Program (CIP); changing appropriations to the Seattle Department of Transportation; and revising project allocations and spending plans for certain projects in the 2020-2025 CIP.

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

In Favor: 5 - Pedersen, Strauss, González , Herbold, Morales

Opposed: None

Attachments: [Att A - West Seattle Bridge Immediate Response](#)

**Supporting
Documents:**

[Summary and Fiscal Note](#)

22. [CB 119868](#) AN ORDINANCE relating to use of City right-of-way by free-floating scooters; amending Section 15.17.005 of the Seattle Municipal Code; adopting a Free-Floating Scooter Share Program Fee Schedule; and ratifying and confirming certain prior acts.

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

In Favor: 3 - Strauss, González , Morales

Opposed: 1 - Pedersen

**Supporting
Documents:**

[Summary and Fiscal Note](#)

23. [CB 119866](#) AN ORDINANCE relating to Seattle Public Utilities; creating a restricted cash account for depositing donations and gifts; authorizing the General Manager/CEO of Seattle Public Utilities to accept donations and gifts into the account for the purpose of providing financial assistance to its low-income customers.

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

In Favor: 4 - Pedersen, Strauss, González , Morales

Opposed: None

**Supporting
Documents:**

[Summary and Fiscal Note](#)

24. [Appt 01598](#) Appointment of Maria Sumner as member, Seattle Pedestrian Advisory Board, for a term to March 31, 2021.

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

In Favor: 5 - Pedersen, Strauss, González , Herbold, Morales

Opposed: None

Attachments: [Appointment Packet](#)

25. [Appt 01599](#) Appointment of Bianca Johnson as member, Seattle Pedestrian Advisory Board, for a term to March 31, 2022.

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

In Favor: 5 - Pedersen, Strauss, González , Herbold, Morales

Opposed: None

Attachments: [Appointment Packet](#)

26. [Appt 01601](#) Appointment of Esti Mintz as member, Seattle Pedestrian Advisory Board, for a term to March 31, 2022.

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

In Favor: 5 - Pedersen, Strauss, González , Herbold, Morales

Opposed: None

Attachments: [Appointment Packet](#)

J. ADOPTION OF OTHER RESOLUTIONS

K. OTHER BUSINESS

L. ADJOURNMENT



Legislation Text

File #: Min 295, **Version:** 1

August 12, 2020

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Wednesday, August 12, 2020

2:00 PM

Special Meeting

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or
Seattle Channel online.

City Council

M. Lorena González, President

Lisa Herbold, Member

Debora Juarez, Member

Andrew J. Lewis, Member

Tammy J. Morales, Member

Teresa Mosqueda, Member

Alex Pedersen, Member

Kshama Sawant, Member

Dan Strauss, Member

Chair Info: 206-684-8809; Lorena.González@seattle.gov

In-person attendance is currently prohibited per Washington State Governor's Proclamation No. 20-28.8 through September 1, 2020. Meeting participation is limited to access by telephone conference line and Seattle Channel online.

A. CALL TO ORDER

The City Council of The City of Seattle met in Special Session remotely pursuant to Washington State Governor's Proclamation 20-28.8 and guidance provided by the Attorney General's Office, on August 12, 2020, pursuant to the provisions of the City Charter. The Special meeting was called to order at 2:06 p.m., with Council President González presiding.

B. ROLL CALL

The following Councilmembers were present and participating electronically:

Present: 8 - González , Herbold, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Excused: 1 - Juarez

C. APPROVAL OF THE AGENDA

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

D. PUBLIC COMMENT

The following individuals addressed the City Council:

Maria Harwell
Peter Shellito

E. RECONSIDERATION OF COUNCIL BILL 119812

1. [CB 119812](#) **AN ORDINANCE amending Ordinance 126000, which adopted the 2020 Budget; making appropriations from the Emergency Fund for public assistance during the COVID-19 civil emergency; making an appropriation from the General Fund for public assistance during the civil emergency; and making appropriations from the Revenue Stabilization Fund for public assistance during the civil emergency; all by a 3/4 vote of the City Council.**

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

In Favor: 9 - Mosqueda, Herbold, González , Juarez, Lewis, Morales, Pedersen, Sawant, Strauss

Opposed: None

The Mayor's Veto Letter is provided as Attachment 1 to the Minutes.

ACTION 1:

Council President González called up the reconsideration of passage of Council Bill 119812, and the Bill was pending before the Council.

ACTION 2:

By unanimous consent, the Council Rules were suspended to allow Council Central Staff to address the Council.

ACTION 3:

Councilmembers voted to reconsider passage of Council Bill 119812 to override or sustain the Mayoral Veto, with an "Aye" vote to override the Mayor's Veto and a "No" vote to sustain the Mayor's Veto.

The Mayor's Veto was overridden by the following vote, and the President signed the Bill certifying passage of the Bill:

In Favor: 6 - González , Herbold, Morales, Mosqueda, Sawant, Strauss

Opposed: 2 - Lewis, Pedersen

F. CITY COUNCIL REPORT / FINAL VOTE ON LEGISLATION

2. [CB 119860](#) **AN ORDINANCE amending Ordinance 126000, which adopted the 2020 Budget; and amending the ordinance introduced as Council Bill 119812, relating to appropriations from the Emergency Fund for public assistance during the COVID-19 civil emergency; and making appropriations from the Revenue Stabilization Fund for public assistance during the civil emergency; all by a 3/4 vote of the City Council.**

ACTION 1:

Motion was made and duly seconded to pass Council Bill 119860.

ACTION 2:

By unanimous consent, the Council Rules were suspended to allow Council Central Staff to address the Council.

ACTION 3:

Motion was made by Councilmember Mosqueda and duly seconded, to amend Council Bill 119860, by substituting version 5 for version 3a.

The Motion carried by the following vote:

In favor: 7 - González, Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: 1 - Sawant

ACTION 4:

Motion was made and duly seconded to pass Council Bill 119860 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 - González , Herbold, Lewis, Morales, Mosqueda, Pedersen, Strauss

Opposed: 1 - Sawant

3. [CB 119862](#) **AN ORDINANCE amending Ordinance 126000, which adopted the 2020 Budget; changing appropriations to the Legislative Department; appropriating funds from the Revenue Stabilization Fund; and ratifying and confirming certain prior acts; all by a 3/4 vote of the City Council.**

Motion was made and duly seconded to pass Council Bill 119862.

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

In Favor: 8 - González , Herbold, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

4. [CB 119861](#) **AN ORDINANCE amending Ordinance 126000, which adopted the 2020 Budget; creating new budget summary levels to disaggregate Seattle Police Department precincts from the Patrol Operations Budget Summary Level.**

Motion was made and duly seconded to pass Council Bill 119861.

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

In Favor: 8 - González , Herbold, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

5. [CB 119863](#) **AN ORDINANCE authorizing the loan of funds from the Construction and Inspections Fund to the General Fund.**

Motion was made and duly seconded to pass Council Bill 119863.

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

In Favor: 8 - González , Herbold, Lewis, Morales, Mosqueda, Pedersen, Sawant, Strauss

Opposed: None

G. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 4:12 p.m.

Jodee Schwinn, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on September 8, 2020.

M. Lorena González, Council President of the City Council

Monica Martinez Simmons, City Clerk

Attachment 1 - Mayor's Veto Letter on Council Bill 119812

Attachment 1 to CB 119812



City of Seattle
Mayor Jenny A. Durkan

July 31, 2020

Monica Martinez Simmons
Seattle City Clerk
600 4th Avenue, 3rd Floor
Seattle, WA 98124

Dear Ms. Martinez Simmons,

I have received Council Bill 119812. This bill, together with other budget actions Council is considering, wipes out all of the City's Rainy Day and Emergency funds, leaving us with nothing to weather future storms or help close next year's even bigger deficit.

The City entered the COVID-19 pandemic with total General Fund reserves of \$127.5 million. Because of our current economic crisis, \$29 million of this was needed to close the approximate \$300 million dollar hole created in this year's 2020 budget. However, Council now wants to spend 90% of the reserves (an additional \$86 million) on new spending, and the remaining 10% (approximately \$13 million) in other spending next week.

We are in the middle of an unprecedented public health and economic emergency. While I support expanding the programs my administration created during COVID-19, it is irresponsible to spend the entirety of our rainy day and emergency funds in the first few months of what is likely a multi-year crisis. The very programs all of us support could fall off a deeper, steeper cliff at a time our most vulnerable residents will need us the most next year.

If 2020 is any indication, no one can responsibly project that Seattle will not have additional emergencies this year and next. Already this year, in addition to the health and economic crisis, we have seen a significant unplanned infrastructure emergency with the closure of the West Seattle Bridge. Other cities have seen earthquakes, the failure of infrastructure, and the ravages of wildfires. Seattle is susceptible to all such events, and we have an obligation to be as ready as possible.

My office previously urged Council to consider the following issues before they nearly depleted our emergency funds, but they declined to do so:

- *Will the budget shortfall for next year be even bigger?* The projections in our next City revenue forecast is in mid-August, including actual revenue from the first six months of the year and an assessment of how much economic and financial uncertainty remains. This will help us better understand whether the City's budget hole has grown and requires deeper cuts;
- *How much will we receive from other sources?* This is dependent on developments around upcoming Congressional action to provide the City with additional COVID-19 relief funds, which

could provide support for the same programs proposed for city investments. Additionally there is additional support from the state coming to our city;

- *The ability to even get this spending out the door to help people.* Council did little to no consultation with my office, the City Budget Office, or with relevant departments to understand if this bill can even be implemented; and
- *Developments surrounding an expected legal challenge to the payroll tax.* Even if the economy comes back sooner than expected and jobs are here to tax, a legal challenge to the tax alone could preclude the ability of the city to use that new tax to “refill” the emergency funds.

I do fully expect that over the next few years the City will need to use the vast majority of its emergency funds as it relates to COVID-19 and the economic crisis. Unfortunately, our economic crisis for this year and next is likely worse, deeper and will be longer than initially projected. To make it through the rest of this year and through 2021, the City will need to draw upon our Rainy Day and Emergency Funds, including for direct relief for our residents and to continue basic city services.

But spending nearly all of our emergency and rainy day funds leaves the City too vulnerable financially and deeply risks future support for the very programs we have built to help people. Our state may need to enter into another Stay Home order this year, which could have further devastating impacts for our economy and city budget for both this year and next. We do not know what further challenges we will face, and our current revenue forecasts for 2020 and 2021 do not reflect the impacts of measures needed to combat the current surge in cases or those that may follow.

Against this backdrop, I continue to work with our Congressional delegation, the Governor and philanthropic organizations to address the very programs in this bill. With Council’s collaboration, my administration has worked to surge \$233 million in COVID-19 programs and relief to residents. The City shifted tens of millions of financial resources and staff to address the crisis and community needs. All told, the 2020 budget rebalancing package submitted to Council funded expanded services to those experiencing homelessness, rental assistance, grocery vouchers, meal assistance, emergency child care for essential workers, and small business assistance. This is in addition to the relief being provided to Seattle residents, workers and businesses by other organizations, like All in Seattle, Schultz Family Foundation and the Seattle Foundation’s COVID-19 Response Fund to name a few. To date, those programs have raised at least \$108 million, and we have seen recent philanthropic giving in recent weeks to expand even further. Together, all programs have delivered and will continue to deliver direct relief to tens of thousands of Seattle residents and support community-based organizations.

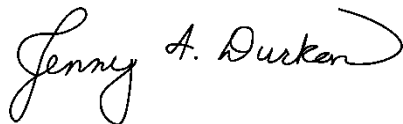
While we all support the use of the funds for COVID-19 relief, drawing down 90% of our emergency reserves now without a better understanding of our financial situation for the remainder of this year, 2021, and beyond is unwise. It also will ultimately hurt the very people we need to serve the most. I remain committed to working with Council to identify specific resources for some of the newly proposed programs, where we know there is great unmet need. For example, we continue to try to build funds and support for our immigrant and refugee communities, many of whom are left out of other benefit programs.

Council has stated that they hypothetically can restore some portion of our emergency funds with projected revenues to be earned from the recently adopted payroll tax. However, this is looking increasingly risky and unlikely. Those funds are not collected until 2022. As we sit here in July 2020, no one can responsibly project the amount of the revenues that will be collected through that tax – or even if it will be sufficient to cover next year’s already significant projected shortfall of \$300 million. The significant budget and legal risks associated with the payroll tax have only increased in the last few weeks. The economy has weakened, the pandemic has worsened and the timeframe for when we can even “come out of this” has lengthened. The longer the pandemic continues, the longer it will be before we can even begin recovery. The forecasts for how much revenue this new tax will generate, and the base General Fund revenues to which it would be additive, are subject to the economic uncertainties described above. Additionally, the new payroll tax only works if there are the jobs in Seattle to tax. That is very uncertain also. At least one large tech company has announced it will work from home until July 2021.

In plain terms, now is not the time to spend nearly all of our emergency funds. Seattle needs a cushion to make it through the next 18 months, and avoid complete austerity budgets. Even without new, unexpected emergencies, we are facing unprecedented financial challenges. Council may be willing to risk the entire cushion we need. I am not. Council may be certain that the month ahead will be emergency free. I am not. Council may be certain that we will recover from the current crisis enough to fill a \$300 million budget hole and collect \$200 million in new taxes on top of that. I am not. The facts simply say otherwise.

Thus, under my authority in Article IV, Section 12 of the Seattle City Charter, I respectfully veto this legislation and request Council to work with me to build a budget for 2021 that increases equity, provides businesses and residents critical support, and fosters a true recovery.

Sincerely,

A handwritten signature in black ink that reads "Jenny A. Durkan". The signature is fluid and cursive, with a large, sweeping flourish at the end.

Jenny A. Durkan
Mayor of Seattle



Legislation Text

File #: Min 296, **Version:** 1

August 17, 2020

SEATTLE CITY COUNCIL

600 Fourth Ave. 2nd Floor
Seattle, WA 98104



Journal of the Proceedings of the Seattle City Council

Monday, August 17, 2020

2:00 PM

Remote Meeting. Call 253-215-8782; Meeting ID: 586 416 9164; or
Seattle Channel online.

City Council

M. Lorena González, President

Lisa Herbold, Member

Debora Juarez, Member

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Kshama Sawant, Member

Dan Strauss, Member

Chair Info: 206-684-8809; Lorena.González@seattle.gov

In-person attendance is currently prohibited per Washington State Governor's Proclamation No. 20-28.8 through September 1, 2020. Meeting participation is limited to access by telephone conference line and Seattle Channel online.

A. CALL TO ORDER

The City Council of The City of Seattle met remotely pursuant to Washington State Governor's Proclamation 20-28.8 and guidance provided by the Attorney General's Office, on August 17, 2020, pursuant to the provisions of the City Charter. The meeting was called to order at 2:01 p.m., with Council President González presiding.

B. ROLL CALL

The following Councilmembers were present and participating electronically:

Present: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Excused: 2 - Mosqueda, Sawant

C. PRESENTATIONS

By unanimous consent, the Council Rules were suspended to allow a short presentation from MiChance Dunlap-Gittens parents, whose son is being remembered through the MiChance Dunlap-Gittens Ordinance, as proposed in Council Bill 119840 on the agenda.

By unanimous consent, the Presentation was held until after consideration of Order of Business item F., Approval of the Agenda.

D. APPROVAL OF THE JOURNAL

[Min 294](#)

August 10, 2020

Motion was made, duly seconded and carried, to adopt the proposed Minutes by the following vote, and the President signed the Minutes:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

E. ADOPTION OF INTRODUCTION AND REFERRAL CALENDAR

[IRC 268](#)**August 17, 2020**ACTION 1:

Motion was made and duly seconded to adopt the proposed Introduction and Referral Calendar:

ACTION 2:

Motion was made by Councilmember Pedersen, duly seconded and carried, to amend the proposed Introduction and Referral Calendar by amending the Committee referral of items 3 and 4, Council Bills 119870 and 119871, from the City Council to the Transportation and Utilities Committee.

ACTION 3:

Motion was made and duly seconded to adopt the Introduction and Referral Calendar as amended.

The Motion carried, and the Introduction & Referral Calendar (IRC) was adopted as amended by the following vote:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

F. APPROVAL OF THE AGENDA

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

G. PUBLIC COMMENT

The following individuals addressed the City Council:

Cause Haun
Frank Gittens
Carolyn Akinbami
Alice Lockhart
Erika Phelps Nishiguchi
Alexis Francois
Leila Blair
Austin Field
Dominique Davis
DeShaun Nabors
Kendrick Washington
Peter Kuel
Kelsey McGrath
Nurayne Fofana
Howard Gale
Kathryn Dawson
Lata Ahmed
Alina Santillan

By unanimous consent, the Council Rules were suspended to extend the Public Comment period for an additional 20 minutes.

Ahmed Mohamed Mahamud
Katie Hurley
Jennifer Gosar
Elisa Cozad
Shamir Tanna
Ana Bonilla
Stephanie Lowry
Maddie Todd
Joe Kunzler

H. PAYMENT OF BILLS

[CB 119864](#) **AN ORDINANCE appropriating money to pay certain audited claims for the week of August 3, 2020 through August 7, 2020 and ordering the payment thereof.**

Motion was made and duly seconded to pass Council Bill 119864.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

I. COMMITTEE REPORTS

LAND USE AND NEIGHBORHOODS COMMITTEE:

1. [CB 119831](#) **AN ORDINANCE relating to land use and zoning; modifying use and development standards to remove regulatory impediments and allow the siting of child care centers throughout the city; and amending Sections 23.42.050, 23.44.006, 23.44.022, 23.45.510, 23.45.570, 23.47A.004, 23.47A.013, 23.48.005, 23.48.605, 23.48.620, 23.48.720, 23.48.732, 23.49.011, 23.50.028, and 23.84A.018 of the Seattle Municipal Code.**

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

In Favor: 4 - Strauss, Mosqueda, Lewis, Pedersen

Opposed: None

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

CITY COUNCIL:

2. [CB 119840](#) **AN ORDINANCE** named in honor of MiChance Dunlap-Gittens and relating to the Seattle Police Department; prohibiting law enforcement officers from questioning, except in limited circumstances, persons 18 years of age or younger where a Miranda warning is administered unless legal counsel is provided; prohibiting law enforcement officers from requesting permission from a person under 18 years of age to conduct a search of the person or property, dwellings, or vehicles under that person's control unless legal counsel is provided for that person; and adding a new Section 3.28.147 to the Seattle Municipal Code.

Motion was made and duly seconded to pass Council Bill 119840.

Councilmember Morales announced that Councilmembers Sawant and Strauss were added co-sponsors to the Bill.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

3. [Res 31963](#) **A RESOLUTION** supporting The George Floyd Justice in Policing Act of 2020 (H.R. 7120).

Motion was made and duly seconded to adopt Resolution 31963.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

4. [CB 119742](#) **AN ORDINANCE** vacating portions of the alleys in Block 3, Norris Addition to West Seattle, in the West Seattle Junction and accepting a Property Use and Development Agreement on the petition of The Whittaker, a Condominium Association, a Washington non-profit corporation (Clerk File 312783).

Motion was made and duly seconded to pass Council Bill 119742.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

5. [CB 119844](#) **AN ORDINANCE relating to a pedestrian skybridge over and across Sixth Avenue, north of Pine Street; amending Ordinance 118631 to update insurance and bond requirements; amending the annual fee and other terms and conditions of the permit; renewing the term of the permit to MPH Pacific Place LLC; providing for acceptance of the permit and conditions; and ratifying and confirming certain prior acts.**

Motion was made and duly seconded to pass Council Bill 119844.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

6. [CB 119845](#) **AN ORDINANCE granting Onni DEU (John Street) LLC permission to construct, maintain, and operate a below-grade private thermal energy exchange system under and across John Street, east of Boren Avenue and west of Fairview Avenue North, for a 15-year term, renewable for one successive 15-year term; specifying the conditions under which this permit is granted; and providing for the acceptance of the permit and conditions.**

Motion was made and duly seconded to pass Council Bill 119845.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

7. [CB 119846](#) **AN ORDINANCE granting SMRE Marketside LLC permission to maintain and operate a pedestrian skybridge over and across Post Alley at the north margin of Union Street for a fifteen-year term, renewable for one successive fifteen-year term; specifying the conditions under which this permit is granted; providing for the acceptance of the permit and conditions; and ratifying and confirming certain prior acts.**

Motion was made and duly seconded to pass Council Bill 119846.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

8. [CB 119850](#) **AN ORDINANCE relating to the Department of Transportation; authorizing the Director of the Department of Transportation to acquire, accept, and record on behalf of The City of Seattle a Quit Claim Deed from King County, a political subdivision of the State of Washington, located in a portion of Block B, Supplementary Plat of Edes and Knight's Addition to the City of Seattle, a portion of the Northwest quarter of Section 32, Township 26 North, Range 4 East, Willamette Meridian, a portion of Block 1, Ross Home Addition, and a portion of Block 48, Yesler's 2nd Addition (Supplemental) to the City of Seattle; designating the property for street purposes and laying it off as right-of-way; placing the property under the jurisdiction of the Department of Transportation; and ratifying and confirming certain prior acts.**

Motion was made and duly seconded to pass Council Bill 119850.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

9. [CB 119851](#) **AN ORDINANCE accepting various deeds for street or alley purposes; laying off, opening, widening, extending, and establishing portions of rights of way; placing the real property conveyed by said deeds under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts. (This ordinance concerns the following rights of way: South Trenton Street abutting Parcel A and Parcel B, City of Seattle Short Subdivision Number 3026975, recorded under King County Recording Number 20180131900006 (formerly known as Lot 15, Dunlap's Plat of Land on Lake Washington); South Rose Street and 39th Avenue South abutting Tract 31 and Tract 32, Lake Dell; the alley in Block 34, Woodlawn Addition to Green Lake; the alley in Block 4, Hillman City Addition to the City of Seattle, Division No. 1; the alley in Block 33, Little City Farms, Division No. 5; the alley in Block 148, Gilman Park; the alley in Block 1, Bowyer's Addition to the City of Seattle; the alley in Block 22, Hill Tract Addition to the City of Seattle; the alley in Block 4, Weedon's Division of Green Lake Addition to Seattle; Aurora Avenue North and North 128th Street abutting Parcel B and Parcel C, City of Seattle Lot Boundary Adjustment No. 3026911, recorded under King County Recording Number 20180516900007 (previously known as Tract 10, Tract 11, and Tract 12, Schreiner's Garden Tracts); the alley in Block 158, Replat of Blocks 65, 66, 158, 159, 160, 161, and 163, Gilman Park; the alley in Block 15, University Park Addition to the City of Seattle; the alley in Parcel B, Seattle Short Subdivision Number 3027671, recorded November 9, 2017, under King County Recording Number 20171109900007 (previously known as Block 7, Francies R. Day's LaGrande); the alley in Parcel A and Parcel B, City of Seattle Lot Boundary Adjustment 3028296, recorded under King County Recording Number 20180301900004 (previously known as Block 23, South Park); the alley in Block 12, Pettit's University Addition to the City of Seattle; the alley in Block 3, Borzone's 2nd Addition to the City of Seattle; the alley in Parcel A and Parcel B, City of Seattle Short Subdivision Number 3030547-LU, recorded under King County Recording Number 20180824900003 (previously known as Block 26, Gilman Park); and the alley in Block 4, Lawton Heights.)**

Motion was made and duly seconded to pass Council Bill 119851.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

10. [CB 119852](#) **AN ORDINANCE accepting twenty limited purpose easements for public sidewalk, and emergency vehicle, street, or alley turn-around purposes; placing the real property conveyed by such easements under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming prior acts. (This ordinance concerns the following rights of way; the sidewalk adjoining Block 4, Robinson's Tracts, together with a portion of vacated 39th Avenue South, vacated under Ordinance 118837; the sidewalk adjoining Block 3, Davis Addition to Seattle; the sidewalk adjoining Parcels B and C, City of Seattle Lot Boundary Adjustment Number 3013809, recorded under King County Recording Number 20121018900001 (previously known as Block 111, Gangloff's Addition to the City of Seattle, and a portion of The Donation Claim of D. T. Denny and Louisa Denny, his wife, and Government Lot 7, located in the Southeast quarter of the Southeast quarter of Section 30, Township 25 North, Range 4 East, Willamette Meridian, in King County, Washington); the sidewalk adjoining Block 81, D. T. Denny's Park Addition to North Seattle; the sidewalk adjoining Block 33, Block 43, and Block 44, Second Addition to the Town of Seattle as laid off by the Heirs of Sarah A. Bell, (deceased) (Commonly known as Heirs of Sarah A. Bell's 2nd Addition to the City of Seattle), together with a portion of vacated Pine Street, vacated Terry Avenue, Lots 1 and 12, and the alley approved for vacation by Seattle City Council per Clerk File Number 314338 on May 7th, 2018, all within said blocks; the sidewalk adjoining the Northwest quarter of the Southwest quarter of Section 16, Township 25 North, Range 4 East, Willamette Meridian, in King County, Washington; the street turn-around and the sidewalk adjoining Parcel A, City of Seattle Lot Boundary Adjustment Number 3023386, recorded under King County Recording Number 20161011900002 (previously known as Tracts A, B, C, and D, Blocks 2, 3, and 26, Joseph R. McLaughlin's Water Front Addition to the City of Seattle, together with a portion of vacated Front Street, vacated Second Avenue South, vacated Third Avenue South, and vacated alley, vacated under Ordinance Numbers 86205, 86872 and 109967, all within said block); the sidewalk adjoining Block 235, Seattle Tide Lands, together with a portion of South Lyons Street vacated under Ordinance 91450; the sidewalk adjoining Parcel A, City of Seattle Lot Boundary Adjustment Number 3023038-LU, recorded under King County Recording Number 20180726900001 (previously known as a portion of the Southeast quarter of Section 16, Township 24 North, Range 4 East, Willamette**

Meridian, in King County, Washington and the Easterly margin of Martin Luther King Jr. Way South as established by Condemnation under King County Superior Court Cause Number 98096, pursuant to City of Seattle Ordinance Number 30673); the sidewalk adjoining Lot 13, Carney's Supplemental Plat of Tract 5 in Bayside Addition to the City of Seattle; the sidewalk adjoining Block 5, Sorenson's Addition to the City of Seattle; the sidewalk adjoining Block 135, Seattle Tide Lands, together with a portion of the vacated alley within said block lying between Lots 3 and 4, vacated under City of Seattle Ordinance Number 5009, and a portion of vacated West Galer Street, vacated under City of Seattle Ordinance Number 5010; the street turn-around abutting Block 140, Seattle Tide Lands; the emergency vehicle turn-around abutting Block 139, Seattle Tide Lands; the alley turn-around abutting Parcel A, City of Seattle Lot Boundary Adjustment Number 9905264, recorded under King County Recording Number 20000424900010 (previously known as Block 1, Pioneer Addition to the City of Seattle); the sidewalk adjoining Parcel A, City of Seattle Short Subdivision Number 3026975, recorded under King County Recording Number 20180131900006 (previously known as Lot 15, Dunlap's Plat of Land on Lake Washington); and the sidewalk adjoining Parcel A, City of Seattle Lot Boundary Adjustment Number 3031112-LU, recorded under King County Recording Number 20180924900001 (previously known as Block 29, Woodland Addition to Salmon Bay City).)

Motion was made and duly seconded to pass Council Bill 119852.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

11. [CB 119853](#) **AN ORDINANCE accepting various deeds for street or alley purposes; laying off, opening, widening, extending, and establishing portions of rights of way; placing the real property conveyed by said deeds under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts. (This ordinance concerns the following rights of way: the alley in Block 5, Sorenson's Addition to the City of Seattle; Eastlake Avenue East abutting Block 8, T. J. Carle's Supplemental Plat of Block Eight of D. T. Denny's 2nd Addition of North Seattle; Klickitat Avenue Southwest abutting Block 408, Seattle Tidelands; Klickitat Avenue Southwest, 13th Avenue Southwest, and 16th Avenue Southwest abutting Block 401, Seattle Tide Lands; the alley in Block 5, Sorenson's Addition to the City of Seattle; the alley in Block 29, Town of Seattle, as laid out by D. S. Maynard, Commonly known as D. S. Maynard's Plat of Seattle; the alley in Block 10, Greenwood Park Add. to the City of Seattle; the alley in Block 33, South Park; the alley in Block "L", Bell's 5th Addition to the City of Seattle; the alley in Block 12, Cowen's University Park; the alley in Block 5, South Park, the alley in Block 10, Westlake Boulevard Addition to the City of Seattle; the alley in Block 12, Pettit's University Addition to the City of Seattle; the alley in Block 7, Gilman Park; the alley in Block 7, Pettit's University Addition to the City of Seattle; the alley in Block 2, Capitol Hill Addition to the City of Seattle, Division No. 1; the alley in Block 12, Empire Way Addition to the City of Seattle; the alley in Parcels C, D, & E, City of Seattle Short Subdivision No. 3003381, recorded under King County Recording Number 20071126900008, previously known as Block 11, Denny's Addition to Ballard and Seattle; and the alley in Block 32, South Park.)**

Motion was made and duly seconded to pass Council Bill 119853.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

12. [CB 119854](#) **AN ORDINANCE accepting various deeds for street or alley purposes; laying off, opening, widening, extending, and establishing portions of rights of way; placing the real property conveyed by said deeds under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts. (This ordinance concerns the following rights of way: 41st Avenue Northeast abutting the Southeast quarter of the Southwest quarter of Section 10, Township 25 North, Range 4 East, Willamette Meridian, in King County, Washington; the alley in Block 95, David T. Denny's First Addition to North Seattle; the alley in Block 57, Second Addition to the Town of Seattle as laid off by the Heirs of Sarah A. Bell, (deceased) (Commonly known as Heirs of Sarah A. Bell's 2nd Addition to the City of Seattle); the alley in Block 12, North Seattle; the alley in Block 4, White Center; the alley in Block 5, University Heights; the alley in Block 6, Ross Second Addition to the City of Seattle; the alley in Block 39, Central Seattle; South Holgate Street abutting a portion of Jeffrey's Replat of Block 13 Jos. C. Kinnear's Addition to the City of Seattle; the alley in a portion of Lot 25, Wilson's 2nd Addition to the City of Seattle; the alley in Block 2, Norris' Addition to West Seattle; the alley in Block 5, Burke & Farrar's Fifth Addition to the City of Seattle; the alley in Block 44, Central Seattle; 16th Avenue Southwest abutting Block 406, Seattle Tide Lands, together with a portion of vacated Southwest Hanford Street; and Klickitat Avenue Southwest abutting Block 408, Seattle Tide Lands.)**

Motion was made and duly seconded to pass Council Bill 119854.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

13. [CB 119855](#) **AN ORDINANCE accepting twenty limited purpose easements for public sidewalk, walkway, pedestrian, alley, utility, bicycle, and bridge purposes; placing the real property conveyed by such easements under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming prior acts. (This ordinance concerns the following rights of way: the public walkway in Block 15, Portion of the Town of Seattle, as laid out on the Land Claim of Wm. H. Bell, and the North Western Extremity of the Claim of A. A. Denny (Commonly known as Bell & Denny's Addition to the City of Seattle); the alley and underground utility in Block 40, Denny and Hoyt's Addition to the City of Seattle; the alley in Block 1, Orchard Hill Addition to the City of Seattle; the sidewalk adjoining Block 118, A. A. Denny's Broadway Addition to the City of Seattle; the sidewalk adjoining Parcel B, City of Seattle Short Subdivision Number 3022602-LU, recorded under King County Recording Number 20160505900007, as recorded in Book 342 of Surveys, pages 168 through 170, records of King County (previously known as Block 6, Union Lake Addition Supplemental to the City of Seattle; the sidewalk adjoining Parcel A, City of Seattle Lot Boundary Adjustment No. 3029150, recorded under King County Recording Number 20180309900001, as recorded in Volume 380 of Surveys, page 145, records of King County (previously known as Block 14, Greenwood Park Fifth Addition to the City of Seattle); the sidewalk adjoining Block 34, Woodlawn addition to Green Lake; the alley in Block 3, Stewart's First Addition to West Seattle; the sidewalk adjoining Block 15, University Park Addition to the City of Seattle; the sidewalk adjoining Parcel B, City of Seattle Lot Boundary Adjustment No. 3031112-LU, recorded under King County Recording Number 20180924900001, as recorded in Volume 391 of Surveys, page 166, records of King County, Washington (previously known as Block 29, Woodlawn Addition to Salmon Bay City); and the sidewalk adjoining Block 2, Norris' Addition to West Seattle; the sidewalk adjoining Block 7, Jackson Street Addition to the City of Seattle and Block 2, Burke's Second Addition to the City of Seattle, together with a vacated portion of 24th Avenue South; the sidewalk adjoining Block 28, D. S. Maynard's Plat of the Town of Seattle; the bridge and bridge column abutting Block 407, Seattle Tide Lands together with a portion of vacated Southwest Hanford Street; the sidewalk adjoining Block 7, Highland View; the sidewalk adjoining a portion of the Southeast quarter of the Southeast quarter of Section 5, Township 25 North, Range 4 East, Willamette Meridian, King**

County, Washington; the sidewalk adjoining Unit Lot A, City of Seattle Unit Lot Subdivision No. 3033930-LU, recorded under King County Recording No. 20191018900001 (previously known as Block 12, Pettit's University Addition to the City of Seattle); and the bicycle and pedestrian trail abutting Blocks 139, 146, and 147, Seattle Tidelands, together with portions of vacated West Laramie Street and vacated Puget Avenue West, and a portion of Parcel A, City of Seattle Lot Boundary Adjustment No. 3010369, recorded under King County Recording Number 20110503900006 (previously known as Blocks 139, 140, 145, 146, 147, and 149, Seattle Tidelands, together with portions of vacated West Laramie Street, vacated Puget Avenue West, vacated Stevens Street West, vacated Alaskan Way West, and the bisecting alleyways).

Motion was made and duly seconded to pass Council Bill 119855.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

14. [CB 119856](#) **AN ORDINANCE accepting various deeds for street or alley purposes; laying off, opening, widening, extending, and establishing portions of rights of way; placing the real property conveyed by said deeds under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts. (This ordinance concerns the following rights of way: the alley in Block 9, University Heights; Northeast 75th Street abutting Block 7, Manor's University Addition to the City of Seattle; the alley in a portion of the Northwest quarter of the Southeast quarter of Section 4, Township 24 North, Range 4 East, Willamette Meridian, in King County, Washington; the alley in Parcel A and Parcel B, City of Seattle Lot Boundary Adjustment Number 9804296, as recorded under King County Recording Number 19990629900016; the alley in Block 2, Shelton's Addition to the City of Seattle; 11th Avenue Northeast abutting Block 2, Shelton's Addition to the City of Seattle; South Juneau Street abutting Parcels A, B, C, D, E, and F, City of Seattle Short Subdivision Number 9804566, as recorded under King County Recording Number 20000329900010, and Parcel H, City of Seattle Short Subdivision Number 9804571, as recorded under King County Recording Number 199812089007; the alley in Block 78, Denny & Hoyt's Supplemental Plat; the alley in Block 52, Second Addition to the Town of Seattle as laid off by the Heirs of Sarah A. Bell, (deceased) (Commonly known as Heirs of Sarah A. Bell's 2nd Addition to the City of Seattle); the alley in Block 87, D. T. Denny's Park Addition to North Seattle; the alley in Block 9, The Byron Addition to the City of Seattle; the alley in Block 5, The Byron Addition to the City of Seattle; the alley in Block 81, Plat of D. T. Denny's Park Addition to North Seattle; the alley in Block 10, Claremont Addition to the City of Seattle; the alley in Block 5, University Heights; the alley in Block 10, Randell's 2nd Addition to the City of Seattle; Southwest Charlestown Street abutting Block 4, Seaboard Addition to the City of Seattle; 37th Avenue South abutting Lots 16 through 25, Holtfreter's Addition to the City of Seattle; the alley in Lots 16 through 25, Holtfreter's Addition to the City of Seattle; the alley in Block 15, Hillman City Addition to the City of Seattle, Division No. 6; and South Grand Street abutting Block 6, Sunnyside Addition to the City of Seattle.)**

Motion was made and duly seconded to pass Council Bill 119856.

The Motion carried, the Council Bill (CB) was passed by the

following vote, and the President signed the Bill:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

15. [CB 119857](#) **AN ORDINANCE relating to the City Light Department; clarifying that residents living in the City Light Department owned housing in the Diablo and Newhalem communities are subject to the City Light Department's rates under Chapter 21.49 and 21.56 of the Seattle Municipal Code; amending Section 21.56.030 of the Seattle Municipal Code; and ratifying and confirming certain prior acts.**

Motion was made by Councilmember Pedersen and duly seconded, to refer Council Bill 119857 to the Transportation and Utilities Committee for further consideration.

The Motion carried, and the Council Bill (CB) was referred to the Transportation and Utilities Committee by the following vote:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

16. [CB 119859](#) **AN ORDINANCE relating to taxation; delaying the effective date of the heating oil tax on heating oil service providers under Chapter 5.47 of the Seattle Municipal Code; and delaying the date of the Office of Sustainability and Environment’s first annual heating oil tax program status report.**

ACTION 1:

Motion was made and duly seconded to pass Council Bill 119859.

ACTION 2:

Motion was made by Council Morales, duly seconded and carried, to amend Council Bill 119859, by adding a new Section 3, and renumbering the remaining section accordingly, as shown in the underlined language below:

Section 3. The Council requests that the Office of Sustainability and Environment provide a status report by June 1, 2021, regarding the Pollution Liability Insurance Agency’s rulemaking for the new Heating Oil Loan and Grant Program, with a focus on how the program will avoid creating a undue economic hardship on low- and middle-income homeowners with oil heating systems, or how the City will implement the Heating Oil Tax and home conversion program to protect low- and middle-income homeowners from undue economic hardship. Additionally, the report should provide a summary of feedback from stakeholders, including but not limited to residents, labor unions, community organizations, the Environmental Justice Committee, and/or the Green New Deal Oversight Board, about whether the effective date of the Heating Oil Tax should be September 1, 2021, or if economic conditions, the status of the COVID-19 pandemic, and other related factors are such that an additional delay is recommended.

ACTION 3:

Motion was made and duly seconded to pass Council Bill 119859 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 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

17. [CB 119847](#) **AN ORDINANCE relating to historic preservation; imposing controls upon the Canterbury Court, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.**

Motion was made and duly seconded to pass Council Bill 119847.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

18. [CB 119848](#) **AN ORDINANCE relating to historic preservation; imposing controls upon the University of Washington Engineering Annex, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.**

Motion was made and duly seconded to pass Council Bill 119848.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

19. [CB 119849](#) **AN ORDINANCE relating to historic preservation; imposing controls upon the Roy Vue Apartments, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.**

Motion was made and duly seconded to pass Council Bill 119849.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

20. [Res 31964](#) **A RESOLUTION sponsoring and requesting the entrance of the King County Regional Homelessness Authority into the Association of Washington Cities Employee Benefit Trust.**

Motion was made and duly seconded to adopt Resolution 31964.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

21. [Res 31965](#) **A RESOLUTION delegating temporary authority to the City Clerk to set the time and place for a hearing on any appeals from the report, findings, recommendation, and decision of the Hearing Examiner on the final assessment roll for Local Improvement District No. 6751, and directing that the City Clerk provide any required notice of the hearing in the manner required by law.**

Motion was made and duly seconded to adopt Resolution 31965.

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

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

22. [Appt 01591](#) **Appointment of La Rond Baker as member, Community Police Commission, for a term to December 31, 2020.**

Motion was made and duly seconded to confirm Appointment 01591.

The Motion carried, and the Appointment (Appt) was confirmed by the following vote:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

23. [Appt 01592](#) **Appointment of Judith M. Tobin as member, Seattle Ethics and Elections Commission, for a term to December 31, 2021.**

Motion was made and duly seconded to confirm Appointment 01592.

The Motion carried, and the Appointment (Appt) was confirmed by the following vote:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

24. [Appt 01593](#) **Appointment of Hardeep Singh Rekhi as member, Seattle Ethics and Elections Commissions, for a term to December 31, 2022.**

Motion was made and duly seconded to confirm Appointment 01593.

The Motion carried, and the Appointment (Appt) was confirmed by the following vote:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

Opposed: None

25. [Appt 01602](#) **Reappointment of Chris Mefford as member, City Light Review Panel, for a term to April 11, 2023.**

Motion was made and duly seconded to confirm Appointment 01602.

The Motion carried, and the Appointment (Appt) was confirmed by the following vote:

In Favor: 7 - González , Herbold, Juarez, Lewis, Morales, Pedersen, Strauss

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 4:19 p.m.

Jodee Schwinn, Deputy City Clerk

Signed by me in Open Session, upon approval of the Council, on September 8, 2020.

M. Lorena González, Council President of the City Council

Monica Martinez Simmons, City Clerk



Legislation Text

File #: IRC 269, **Version:** 1

September 8, 2020



Introduction and Referral Calendar

List of proposed Council Bills (CB), Resolutions (Res), Appointments (Appt) and Clerk Files (CF) to be introduced and referred to a City Council committee

Record No.	Title	Committee Referral
<u>By: Mosqueda</u>		
1. CB 119872	AN ORDINANCE appropriating money to pay certain audited claims for the week of August 10, 2020 through August 14, 2020 and ordering the payment thereof.	City Council
<u>By: Mosqueda</u>		
2. CB 119873	AN ORDINANCE appropriating money to pay certain audited claims for the week of August 17, 2020 through August 21, 2020 and ordering the payment thereof.	City Council
<u>By: Mosqueda</u>		
3. CB 119874	AN ORDINANCE appropriating money to pay certain audited claims for the week of August 24, 2020 through August 28, 2020 and ordering the payment thereof.	City Council
<u>By: Juarez</u>		
4. CB 119875	AN ORDINANCE relating to Seattle Parks and Recreation; authorizing an amendment to the Interlocal Agreement between The City of Seattle and the Seattle Park District.	City Council
<u>By: Juarez</u>		
5. Res 31967	A RESOLUTION providing an honorary designation of 28th Avenue Northeast from Northeast 125th Street to Northeast 127th Street as "Hayashi Avenue."	City Council
<u>By: González</u>		
6. Appt 01613	Appointment of Stephanie R. Gardner as member, Families, Education, Preschool and Promise Levy Oversight Committee, for a term to December 31, 2023.	City Council for Introduction and Confirmation
<u>By: González</u>		
7. Appt 01614	Appointment of Emmanuel Dolo as member, Seattle Immigrant and Refugee Commission, for a term to January 31, 2022.	City Council for Introduction and Confirmation
<u>By: No Sponsor Required</u>		
8. CF 314453	Full unit lot subdivision of Presidio Developments, to	City Council

subdivide one development site into 12 unit lots, at 9127 50th Ave S. (Project No. 3036818; Type III).

By: No Sponsor Required

- | | | |
|------------------------------|--|--------------|
| 9. CF 314454 | Full unit lot subdivision of Isola Real Estate VII, LLC, to subdivide one development site into 20 unit lots, at 9202 Mary Ave. NW. (Project No. 3035158; Type III). | City Council |
|------------------------------|--|--------------|

By: Pedersen

- | | | |
|-------------------------------|---|--|
| 10. CF 314455 | Seattle Information and Technology Department request for a six-month extension for the filing a Surveillance Impact Report due on September 1, 2020. | City Council
for Introduction
and Action |
|-------------------------------|---|--|

By: No Sponsor Required

- | | | |
|-------------------------------|---|--------------|
| 11. CF 314456 | Full unit lot subdivision application of Isola Real Estate VI, LLC, to subdivide three parcels into eight parcels of land and one of those parcels into 13 unit lots at 11200 Pinehurst Way NE. (Project No. 3032523-LU; Type III). | City Council |
|-------------------------------|---|--------------|

By: Mosqueda

- | | | |
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| 12. CB 119876 | AN ORDINANCE relating to transportation network company driver labor standards; establishing minimum labor and compensation standards for transportation network company drivers; establishing provision of or reimbursement for personal protective equipment to transportation network company drivers during the civil emergency declared on March 3, 2020; establishing notice, posting, and data requirements for transportation network companies; prescribing remedies and enforcement procedures; amending Section 3.15.000 of the Seattle Municipal Code; amending the title of Chapter 14.31 and Sections 6.208.020 and 14.31.010 of the Seattle Municipal Code; and adding a new Chapter 14.33 to the Seattle Municipal Code. | Finance and
Housing
Committee |
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By: Strauss

- | | | |
|-------------------------------|--|--|
| 13. CB 119877 | AN ORDINANCE relating to land use review decision and meeting procedures; temporarily modifying and suspending procedures in Titles 23 and 25 of the Seattle Municipal Code and amending Chapters 23.41, 23.49, 23.66, 23.79, 25.12, 25.16, 25.20, 25.21, 25.22, 25.24, and 25.30 of the Seattle Municipal Code. | Land Use and
Neighborhoods
Committee |
|-------------------------------|--|--|



Legislation Text

File #: CB 119872, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE appropriating money to pay certain audited claims for the week of August 10, 2020 through August 14, 2020 and ordering the payment thereof.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Payment of the sum of \$20,286,487.96 on PeopleSoft 9.2 mechanical warrants numbered 4100364400- 4100366315 plus manual or cancellation issues for claims, E-Payables of \$83,682.45 on PeopleSoft 9.2 9100006958- 9100007030 and Electronic Financial Transactions (EFT) in the amount of \$32,609,797.09 are presented for ratification by the City Council per RCW 42.24.180.

Section 2. Any act consistent with the authority of this ordinance taken prior to its effective date is hereby ratified and confirmed.

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

Passed by the City Council the 8th day of September 2020 and signed by me in open session in authentication of its passage this 8th day of September 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)



Legislation Text

File #: CB 119873, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE appropriating money to pay certain audited claims for the week of August 17, 2020 through August 21, 2020 and ordering the payment thereof.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Payment of the sum of \$15,897,270.08 on PeopleSoft 9.2 mechanical warrants numbered 4100366316- 4100368386 plus manual or cancellation issues for claims, E-Payables of \$115,877.87 on PeopleSoft 9.2 9100007031 - 9100007091 and Electronic Financial Transactions (EFT) in the amount of \$30,947,985.29 are presented for ratification by the City Council per RCW 42.24.180.

Section 2. Payment of the sum of \$50,041,063.59 on City General Salary Fund mechanical warrants numbered 51337543- 51337739 plus manual warrants, agencies warrants, and direct deposits numbered 350001 - 352702 representing Gross Payrolls for payroll ending date August 18, 2020 as detailed in the Payroll Summary Report for claims against the City which were audited by the Auditing Committee and reported by said committee to the City Council August 27, 2020 consistent with appropriations heretofore made for such purpose from the appropriate Funds, is hereby approved.

Section 3. Any act consistent with the authority of this ordinance taken prior to its effective date is hereby ratified and confirmed.

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

Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 8th day of September 2020, and signed by me in open session in authentication of its passage this 8th day of September 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)



Legislation Text

File #: CB 119874, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE appropriating money to pay certain audited claims for the week of August 24, 2020 through August 28, 2020 and ordering the payment thereof.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Payment of the sum of \$25,733,298.44 on PeopleSoft 9.2 mechanical warrants numbered 4100368387- 4100370939 plus manual or cancellation issues for claims, E-Payables of \$94,411.64 on PeopleSoft 9.2 9100007092- 9100007170 and Electronic Financial Transactions (EFT) in the amount of \$63,525,285.65 are presented for ratification by the City Council per RCW 42.24.180.

Section 2. Any act consistent with the authority of this ordinance taken prior to its effective date is hereby ratified and confirmed.

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

Passed by the City Council the 8th day of September 2020 and signed by me in open session in authentication of its passage this 8th day of September 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)



Legislation Text

File #: Appt 01603, **Version:** 1

..title

Reappointment of Dwane Chappelle as Director of Education for the Department of Education and Early Learning, for a term to January 1, 2024.

The Appointment Packet is provided as an attachment.

City of Seattle



FILED
CITY OF SEATTLE
19 DEC 20 PM 1:49
CITY CLERK

Director Department of Education and Early Learning

**Confirmation Packet
December 20, 2019**

Dwane Chappelle



City of Seattle
Mayor Jenny A. Durkan

December 20, 2019

The Honorable Bruce A. Harrell
President, Seattle City Council
Seattle City Hall, 2nd Floor
Seattle, WA 98104

Dear Council President Harrell:

I am pleased to transmit to City Council this confirmation packet for my reappointment of Dwane Chappelle as Director of the Department of Education and Early Learning (DEEL).

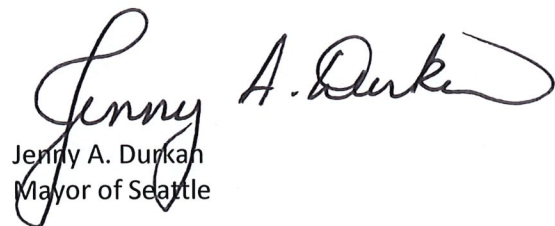
This packet contains Mr. Chappelle's appointment and oath of office forms, his resume, and the press release announcing his reappointment. His background check remains on file with the Seattle Department of Human Resources.

As Director of DEEL, Dwane has maintained strong strategic partnerships with Seattle Public Schools, institutions of higher learning, and other education stakeholders throughout the region. Under his direction, DEEL has continued its commitment to improving outcomes for all Seattle children by focusing on four key results: (1) students enter the school system kindergarten ready, (2) students graduate from high school on time, (3) graduates are college and career ready, and (4) graduates have access to and complete a post-secondary education.

Mr. Chappelle currently shepherds the implementation of the Families, Education, Preschool, and Promise Levy, which Seattle voters overwhelmingly passed in November 2018. This includes oversight of the Seattle Preschool Program (SPP) and Seattle Promise program expansion. From the 2018-2019 school year to present, SPP added 263 seats (for a total of 1733) and 14 classrooms (for a total of 91) and the Seattle Promise program expanded from six Seattle high schools to 17 Seattle high schools.

If you have any questions about the attached materials or need additional information, please contact Senior Deputy Mayor Mike Fong at 206-256-6191, or via e-mail, at michael.fong@seattle.gov.

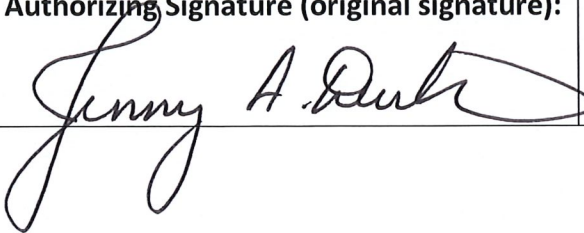
Sincerely,



Jenny A. Durkan
Mayor of Seattle



City of Seattle Department Head Notice of Appointment

Appointee Name: <i>Dwane Chappelle</i>		
City Department Name: <i>Department of Education and Early Learning</i>		Position Title: <i>Director</i>
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Specify appointing authority</i>		Term of Office: <i>City Council Confirmation to January 1, 2024</i>
Legislated Authority: <i>Seattle Municipal Code §3.36.020</i>		
Background: <p>As Director of the Department of Education and Early Learning, Dwane has maintained strong strategic partnerships with Seattle Public Schools, institutions of higher learning, and other education stakeholders throughout the region. Under his direction, DEEL has continued its commitment to improving outcomes for all Seattle children by focusing on four key results: (1) students enter the school system kindergarten ready, (2) students graduate from high school on time, (3) graduates are college and career ready, and (4) graduates have access to and complete a post-secondary education.</p> <p>Mr. Chappelle currently shepherds the implementation of the Families, Education, Preschool, and Promise Levy, which Seattle voters overwhelmingly passed in November 2018. This includes oversight of the Seattle Preschool Program (SPP) and Seattle Promise program expansion. From the 2018-2019 school year to present, SPP added 263 seats (for a total of 1733) and 14 classrooms (for a total of 91) and the Seattle Promise program expanded from six Seattle high schools to 17 Seattle high schools.</p>		
Date of Appointment: <i>12/20/2019</i>	Authorizing Signature (original signature): 	Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor</i>

Dwane Chappelle

Director of Education and Early Learning

Email: dwane.chappelle@seattle.gov

Phone: [REDACTED]

"Dwane's greatest strength as an educational leader is her understanding of the pedagogy of instruction coupled with his extensive knowledge in early childhood education..."

Keisha Scarlett, Administrator

EDUCATION

Superintendent Certification (6 hours completed)

Texas A&M University Commerce Commerce, TX 2011

Principal Certification

Texas Woman's University Denton, TX 2007

Masters of Secondary and Higher Education,

Texas A&M University Commerce Commerce, TX 2005

Bachelor of Science, Criminal Justice

Grambling State University, Grambling, LA 1998

KEY QUALIFICATIONS

"Through Dwane's leadership, administrators and teachers are able to grow their capacity as learners. He is an empowering person with knowledge and commitment to improve the quality of learning for all adults and students."

*Dr. Sara Talbot
Administrator*

"Dwane demonstrates the ability to work in a team, solve problems with others, and work towards common goals."

*Robert Bramer
Parent*

"Dwane as a mentor & Collegial Coach has the knowledge and expertise beyond what one could experience or capture a single conversation" Judi Mosby Washington State Reading Specialist

Director of Education and Early Learning City of Seattle Seattle, WA

- Work with the school district to better address issues of shared interest including school safety, transportation, and planning for growth;
- Embed the goals and principles of the City's Race and Social Justice Initiative into the department's day-to-day approach to advancing its mission related to education and early learning;
- Develop a plan to address disparities in academic outcomes;
- Develop and execute strategies for Seattle to become a 21st century model for excellence in public education;
- Enhance strategic partnerships with vocational/technical colleges, colleges, and universities; as well as with community-based organizations and the philanthropic sector;
- Improve the process for data-driven decision-making and program development;
- Serve as the key spokesperson and liaison for the City with regard to education and early learning matters.
- Inspire public trust and confidence in the City's commitment to educational success for all students in the City of Seattle while overseeing the FEPP Levy.
- DEEL's also administers the following programs:
- Families and Education Levy programs
- Early Childhood Education and Assistance Program - A primarily State funded preschool program for three and four year-olds whose families make less than 110% of the federal poverty level.

High School Principal

Seattle Public Schools

Seattle, WA

- Support students in all capacities
- Analyzed school and district data to guide and support building leaders and teachers for optimum instruction
- Coach and support principals and teachers with goal setting, planning and the development of action plans that will assist school leaders in meeting their instructional leadership objectives and schools to meet performance targets

- Implemented the Turnaround Model in which I replaced more than 50% of staff creating greater autonomy while implementing research based strategies to change the academic culture of the school.
- Utilize Charlotte Danielson Frameworks for Teaching to conduct regular, formal and informal classroom walk-throughs.
- Helped reading (17%), writing (15%), math (25%), and science (25%) as well as on time graduation (18%) increase by the percent reflected in the parentheses.
- Created and implemented school-based meetings and events to foster a culture of engagement with staff, parents and community.
- Created and implemented a triangulation with my feeder elementary and middle school of ongoing Somali Fathers & Mothers Family Engagement Action Teams to address specific instructional and cultural needs with the our community.

High School Assistant Principal Arlington Independent School District, **Arlington, TX**

- Support students in all capacities
- Analyzed school and district data to guide and support building leaders and teachers for optimum instruction
- Organized and facilitated classroom observations and walkthroughs.
- Interview, select and orient new staff; approve personnel assigned to campus.
- Student supervision, Attendance, and Discipline.
- Co-coordinate master schedule.
- Oversight of the development and Implementation of Reading, ELL, and Instructional Strategist Professional development Modules
- Utilize Marzano's framework to evaluate teachers

High School Dean of Students Plano Independent School District **Plano, TX**

- Support students, teachers, families and community members in all capacities.
- Analyzed school and district data to guide and support building leaders and teachers for optimum instruction
- Conduct conferences on student and school issues with parents, students and teachers.
- Participate in development and evaluation of education programs.
- Supervise keys, telephones, crisis plan and conduct monthly safety fire drills.
- Response to Intervention Coordinator for all elective courses.
- Student supervision, Attendance, and Discipline.
- Perform Power Walk-Thru observations using Robert Marzano strategies. .

Teaching Experience

Reading and Math Teacher Richardson Independent School District **Richardson, TX**
2002 –2006

PROFESSIONAL AFFILIATIONS

AWSP Association of Washington School Principals
NASSP National Association of Secondary School Principals
UW College of Education Ambassador
SASBE Seattle Alliance of Black School Educators
WIAA Diversity Task Force Board
TPEP Trainer of Teacher Evaluative Frameworks
National League of Cities Member



**CITY OF SEATTLE - STATE OF WASHINGTON
OATH OF OFFICE**

STATE OF WASHINGTON

COUNTY OF KING

I, Dwane Chappelle, swear or affirm that I possess all the qualifications prescribed in the Seattle City Charter and the Seattle Municipal Code for the position of Director of the Department of Education and Early Learning; that I will support the Constitution of the United States, the Constitution of the State of Washington, and the Charter and Ordinances of the City of Seattle; and that I will faithfully conduct myself as *Director of the Department of Education and Early Learning*.

Dwane Chappelle

**Subscribed and sworn to before me
this _____ day of _____, 2020**

(affix seal)

Monica Martinez Simmons, City Clerk



TO: Council President M. Lorena González, Governance & Education Committee Chair
FROM: Dwane Chappelle, Director of the Department of Education and Early Learning
CC: Mayor Jenny A. Durkan, Senior Deputy Mayor Mike Fong, Anthony Auriemma
DATE: August 4, 2020
SUBJECT: Responses to Council Questions for Reconfirmation of Dwane Chappelle as DEEL Director

Please see below for my responses to written questions transmitted by your office on July 15 as part of my reconfirmation process. It is an honor to serve the City of Seattle and its residents as the Director of the Department of Education and Early Learning (DEEL) and I look forward to discussing these questions and any others you or your colleagues may have during the reconfirmation process.

1. What, in your opinion, are the primary challenges facing the Department of Education and Early Learning (DEEL)? What are the specific goals for DEEL over the next four years?

The biggest challenges facing the Department are impacts related to systemic racism and the COVID-19 pandemic. We continue to see the effects of racism, implicit bias, and unequitable access to resources in our education system. The COVID-19 public health crisis has also led to an unprecedented City budget deficit, impacting families and workers, and disrupting traditional education service delivery in monumental ways. We know that COVID-19 has exacerbated the existing educational inequities in Seattle, making DEEL's ongoing work to **eliminate educational disparities for children and youth furthest from educational justice (FFEJ)** even more critical.

My primary goal as we navigate COVID-19 and build toward recovery is to lead my dedicated staff in a way that allows for innovation, collaboration, and equity as we reimagine the services we fund and pivot to meet the current and future needs of this community. This type of leadership will permeate the work of DEEL as we stay laser focused to ensure:

1. Educational disparities are eliminated for children and youth furthest from educational justice.
2. All Seattle children are kindergarten ready.
3. All Seattle students are college and career ready.
4. All Seattle students attain a post-secondary certificate, credential, or degree.

We remain committed to accomplishing the following goals over the next four years:

- *Infant and Child Care:* Increase utilization of the Child Care Assistance Program (CCAP) and identify ways to expand access to quality child care for families with infants and toddlers.
- *FEPP Levy:* Successfully invest FEPP Levy resources to expand the Seattle Preschool Program (SPP), supplement supports for K-12 learners, and implement Seattle Promise.
- *Seattle Promise:* Enhance the Seattle Promise experience as the program matures to ensure participating scholars receive all necessary supports to complete their first two years of college and have the opportunity to transfer to a four-year institution or move into the career of their choice upon achieving a certificate, credential, or two-year degree.
- *Results Based Accountability:* Implement a robust evaluation, assessment, and reporting process for all department investments that will empower DEEL to make continual improvements in the efficacy of our funding partnerships, ensure that we are making progress in our racial equity goals, and prepare us for a transparent and successful levy reauthorization process.

2. What is your general philosophy for working and communicating effectively with the City Council? How do you plan to ensure that Councilmembers and Council staff receive the information needed from your department to make policy and financial decisions?

DEEL staff and I view the City Council as an essential partner in executing our department's mission to improve the lives of Seattle children, youth, and families through strategic investments in education. In my time with the department, DEEL, the Council, and the Mayor's Office have rallied around our shared goals to ensure students receive the best resources we have to offer as a City. We've demonstrated this best through our efforts in building the FEPP Levy package and most recently, in our efforts to fund Emergency Child Care for essential workers during the COVID crisis. These united efforts have been some of my proudest moments as Director and have produced some of DEEL's most impactful work.

I have also appreciated the role of Council as a thought partner, whose valuable insight and questions challenge DEEL to come up with our best ideas. Our experience in the legislative process to develop the FEPP Levy Implementation and Evaluation Plan (Plan) was instructive, inclusive, and among our finest efforts. I enjoyed participating in Council-convened FEPP Levy town halls, which were a valuable opportunity to connect with community and share the good work DEEL is doing to impact children and families. The same is true of presentations to Council committee.

I remain committed to keeping the lines of communication open through regular meetings with Council President González, as Chair of the Governance and Education Committee, and our FEPP Levy Oversight Committee (LOC). I will also continue to ensure that Council staff have clear points of contact within DEEL to share pertinent information and that we are working efficiently to achieve positive outcomes for Seattle children, youth, and families.

3. In addition to other funding sources, DEEL makes significant educational investments through the Families, Education, Preschool, and Promise (FEPP) Levy. Please describe your thoughts on the importance of outcomes, program evaluations and assessments, RFP/RFQ/RFI investment decisions, and how community partnership plays a role in leveraging FEPP resources.

I am humbled by the opportunity to steward taxpayer dollars. This important role requires DEEL to place great emphasis on data and evaluation processes that measure investment and program impacts. As I mentioned earlier, one of my main goals is to integrate Results Based Accountability (RBA) through DEEL investments in the next four years, building on the FEPP Implementation & Evaluation Plan. RBA will inform everything DEEL does from coaching and technical assistance support, to competitive funding processes, and our performance-based contracts to deliver services.

As piloted by the Human Services Department, RBA will be integrated at the beginning of each RFP/RFQ/RFI process through the development of clear theories of change that connect investments to results. It will carry through to how we evaluate progress towards racial equity outcomes for every investment DEEL makes. Measurement of outcomes will then inform the responsive technical assistance and coaching DEEL offers to our community partners to equip them with the tools necessary to reach desired outcomes. RBA will also support DEEL's resolve to be bold when the time comes to reduce or terminate investments that do not achieve their intended outcomes.

Partnerships and relationships are foundational to all of this. DEEL serves primarily as a funder and convener. We cannot invest funds or deliver services without partners interested in working with us. We have taken great strides in the last year as FEPP Levy investments were being initiated to improve communication and

accessibility to our funding opportunities—including more timely website updates, offering both in-person and web-based information sessions, efficient Q&A processes, and inclusive funding review panels where we pay community members stipends for their time to participate.

4. Much of the work and programming of DEEL focuses on serving students and communities who have been historically underserved and furthest from educational justice; with investments by the City and State legislature’s “fix” of McCleary, what is the role of the City and DEEL to address the persisting opportunity gap?

The role of DEEL investments is to supplement and complement district educational services. In the 2019-2020 School Year, DEEL invested more than \$26 million in Seattle Public Schools District (SPS), which is approximately 2.5% of SPS’s \$1.04 billion operating budget. While DEEL investments alone cannot move the needle for all of Seattle Public Schools in closing opportunity gaps we use our influence as a funder and partner of SPS to target investments toward closing race-based opportunity gaps for students furthest from educational justice.

We work with the district, school leaders, community-based organizations, and parents to be sure that City funds are directed where the greatest need exists. All our funded partners share our commitment to address the persisting opportunity gap and increase equitable outcomes in kindergarten readiness, on-time high school graduation, and college and career readiness.

Recently, with the addition of Upward Bound and Seattle Promise to our portfolio, DEEL’s role expanded to support access to postsecondary opportunities and the completion of a certificate, credential, or degree for Seattle public school students. This is an exciting opportunity to sustain the gains from our early learning investments and provide supports to seniors as they navigate the transition from high school to college. As a former high school principal, it gives me great pride to know our Department is providing a critical opportunity to high school seniors that will increase their economic earning potential and close opportunity gaps in post-secondary attainment.

5. A strength of Seattle’s education and early learning eco-system is the relationships and partnerships between community-based organizations, institutions like SPS and DEEL, students, families, and advocates; please describe your approach to leading, collaborating, and learning in this eco-system to advance the goals of the City.

I’m committed to achieving vertical alignment of DEEL’s investments, that is, to connect our investments from preschool to postsecondary. I envision new ways of convening our partners for professional development by regional feeder patterns with a focus on PreK-to-5 and 6th grade-to-14th year (Seattle Promise). I also want to ensure that DEEL engages whole families, meaning, if you have a preschool-aged child and a Promise-aged child, you can learn about all the resources available to support your family seamlessly.

In October 2019, DEEL convened a K-12 community partner summit at Magnuson Park. This event brought together over 500 community partners, teaching artists, partner City department such as Human Services Department, Office of Arts and Culture, Office of Economic Development, Seattle Parks and Recreation, and Seattle Public Libraries, as well as Seattle Public Schools leadership and principals. The goals of the event were to inform the community about the FEPP Levy and the various funding opportunities on the horizon, offer professional development opportunities and workshops, and to facilitate networking between SPS school leaders and the diverse, passionate, and innovative expanded learning and enrichment providers in our City.

Leading and facilitating these types of collaborative efforts and strengthening partnerships between our schools, school leaders, community partners, youth and families, and education advocates is a passion of mine and

something I look forward to continuing in the future. We know it will take all of us working in alignment and with great purpose to eliminate educational disparities in our community.

6. Our State's new Paid Family Medical Leave policy has sharpened the dialogue and challenges around access to childcare and infant care in Seattle for many families across the income spectrum; what ideas and suggestions do you have for the City to address the need for infant care and childcare access?

As a working dad of four, I know how important access to quality, affordable child care is to families in Seattle. Unfortunately, Seattle, like much of the nation, faces a shortage of childcare and infant care options for families. Due to lower required child-to-adult staffing ratios, licensed child care for children aged 0-3 is generally operated at a net financial loss, subsidized by older-age classrooms. This reality has led to low supply, high tuition to cover financial losses, and low wages for predominately female- and BIPOC (Black, Indigenous, and People of Color) childcare workers.

I'm proud of DEEL's efforts in this space but acknowledge there much more to do to truly offer parents the care options needed. This is a priority of mine that I know is shared by City Council. Some of DEEL's historical and ongoing work in this sector includes:

- **Birth-to-3:** Through SBT and the General Funds, DEEL funds two home visiting models (ParentChild+ and Nurse Family Partnership) and Development Bridge program, to support families with children 0-3.
- **Child Care Assistance Program:** DEEL expands access to affordable childcare for working parents or parents advancing their education by providing subsidies toward the cost of licensed childcare.
- **Facility investments:** Appropriate space for child care is at a premium in Seattle. DEEL developed a capital facilities program as part of the initial SPP Levy to invest in high-quality, debt free facilities that increase the supply of child care. To date, the program, which has continued under FEPP, has provided grants to create over 500 new licensed child care slots.
- **Family Child Care (FCC) stabilization and expansion:** Seattle has nearly 400 culturally diverse licensed FCC providers. DEEL supports this community by funding a mentorship program with peer mentors for unlicensed providers seeking to become licensed and including FCCs in the Seattle Preschool Program. We also offer training, convene a city advisory council, and provide an adapted home visiting model (ParentChild+) tailored to this sector.

Our efforts in these areas will continue and we plan to strengthen our work in this space during the season ahead by conducting and reporting on national examples and strategies that increase access and affordability of child care for families with children 0-3, both in the formal and informal care networks. I look forward to submitting and presenting our recommended strategies to meet the need for infant care and childcare access to Council this December.

7. Many of the FEPP levy services were disrupted by the COVID19 pandemic; can you share what are some strategies DEEL will be taking to minimize the negative impacts from the disrupted 2019-2020 school year and what are some strategies in anticipation of the work ahead to continue and support SPP, K-12 students, and Seattle Promise participants in a partially re-opened city?

This is a major priority for DEEL. Our early learning staff is working with our Seattle Preschool Program providers to develop plans that allow for a fall reopening consistent with public health guidance. These plans will be flexible to ensure providers can provide safe environments for staff and the families they serve, while delivering

as much in-person instruction as possible to children. DEEL is also developing an online resource library for providers, teachers, and families to support remote, family-directed learning.

For our K-12 partnerships, DEEL has worked with our summer learning providers to make quick shifts to continue programming in virtual or hybrid spaces as public health guidelines allow. For example, we are supporting our partners in finding new ways of providing resources such as food assistance and meal delivery, access to basic needs, access to digital learning tools, delivery of books and supplies, provision of instructional learning supplies to be used at home, connecting with students and families, supporting social-emotional needs, and modifying academic support and tutoring to remote environments.

The Seattle Colleges, too, are adapting to the new COVID reality. The Summer Bridge, a core component of the Seattle Promise experience, is now being planned as a virtual event for Promise scholars. The Colleges are committed to ensuring a quality educational experience for Promise scholars and are adapting their instruction as needed.

We are also collaborating with City and external partners to improve digital access and equity. For example, DEEL staff have collaborated with SPS's digital learning staff and participated in the City's "Internet for All" work group. School-based health providers have pivoted to expand telehealth services and provide targeted outreach to assess health needs for students of greatest need.

Finally, DEEL has codified its emergency childcare procedures to ensure that we are able to stand up services within 48 hours of an emergency, such as the "Stay Home, Stay Healthy" mandate.

The challenges to adapt to COVID-19 will continue this fall and we will continue to adapt the ways in which we support our partners to ensure that our target student populations receive the services they need despite modifications to that service delivery.

8. The COVID19 pandemic has exacerbated existing inequities in our childcare system. What are the key strategies DEEL will take to maintain diversity of providers and options for non-traditional workers? What are key ways that DEEL can work with statewide partners to maintain childcare funding for more vulnerable populations, especially infant/toddlers and homeless children?

DEEL has been engaged at the regional and state level with relief and sustainability efforts for our child care community and we know broad partnerships are necessary to sustain providers or expand access to care.

Since the beginning of COVID-19, DEEL has taken action and continued partnerships to support the City's childcare system. In addition to establishing the City of Seattle's Emergency Child Care program, DEEL partnered with the King County executive to administer the County's Emergency Childcare model. We made administrative changes to CCAP that allow providers to continue receiving subsidy payments for families who have uneven attendance as a result of COVID. We support the homeless child care program through Child Care Resources. We are developing new coaching, technical assistance and health consultation supports for our providers serving infants and toddlers which will begin this fall, and we continue to work closely with our colleagues at Public Health – Seattle & King County to ensure information related to safety and technical assistance for relief funding, such as Paycheck Protection Program (PPP) and aid resulting from the CARES act, is distributed to child care providers in a timely way.

Moving forward, DEEL intends to continue engagement with our partners at King County through the Child Care Task Force. A regional approach is critical to ensuring our most vulnerable families have access to child care and receive the supports they need.

9. We are currently witnessing a mass movement demanding civil rights and addressing institutionalized racism and anti-blackness; what transformations have you identified for the City related to DEEL's body of work to undo institutionalized racism? What are some of the challenges to achieving this and what would you need from the City to eradicate barriers to achieve this vision?

Let me start by affirming that Black Lives Matter and Black Students' Lives Matter. DEEL's overarching goal is to **eliminate educational disparities for children and youth furthest from educational justice (FFEJ)**, with an emphasis on Black males, in alignment with the Seattle Public School District. The data indicates children and youth FFEJ in Seattle are Black/African American, American Indian/Alaskan Native, Native Hawaiian/Pacific Islander, and Hispanic/Latino. This is not new data and these disparities have existed in our community and country since we started measuring academic outcomes. These gaps are not a reflection of ability, because we know our young students of color are capable beyond measure. These gaps reflect deeply embedded practices, perceptions, and policies which hinder the learning of Black and brown children. To eliminate opportunity gaps, DEEL centers children and youth FFEJ in our investments and embeds targeted approaches within our universal access programs.

One key barrier to eliminating race-based opportunity gaps, is the Washington State ban on affirmative action. This state ban, combined with limitations of federal law, restricts DEEL's ability to explicitly prioritize program enrollment for the racial and ethnic groups of young people that we know need our services most. In light of this ban, DEEL will continue to use income, language, and geography to target our investments towards communities of great need, while simultaneously trying to reduce income verification and documentation burdens on families enrolling in our programs.

The following are additional examples of how we are currently working to undo institutionalized racism and advance equity for students FFEJ:

- **Racial equity toolkits (RET):** As committed to in the FEPP Implementation & Evaluation Plan, DEEL is conducting RETs to inform program design and assess program impacts for a number of our investments including Seattle Promise and K-12 student homelessness.
- **Prioritized enrollment:** Both our CCAP and Seattle Promise program utilize income to direct resources to those of greatest financial need; in Seattle, these families are most likely to be from BIPOC communities. For our Promise scholars, Seattle offers the largest non-tuition equity scholarship of all Promise programs nationally. Within our Seattle Preschool Program, we are currently assessing how to prioritize enrollment for children FFEJ. DEEL's K-12 investments to promote college and career readiness and provide expanded learning opportunities require grantees to identify how they will enroll and best serve students FFEJ.
- **Ease of access and enrollment:** DEEL continually strives to remove operational barriers for families trying to access our programs; this includes reducing paperwork burden and simplifying application forms. We are currently assessing the feasibility of keeping parents on tuition subsidies even if they experience a temporary change in eligibility status, such as receiving a raise, losing a job, or graduating from school.
- **Educator diversity:** We know that students of color learn best from educators who look like them and share their lived experience. That's why DEEL is proud to invest in multilingual and diverse educator pathway programs, such as the Academy of Rising Educators, to increase educator diversity within SPS. We also fund continuing education for early learning educators, who are primarily women of color, to not only further their personal education, but to increase their earning potential and advancement within the sector.

- **Culturally specific and responsive programming:** The Kingmakers of Seattle program is a tremendous example of taking a national best practice, building community support around a concept, and then seeding innovation with City investment. This targeted program for Black male students facilitated by Black male educators at four SPS schools is creating tremendous culture shift within schools and will expand with FEPP funding.

We know that institutions such as City government and City departments bear great responsibility in not only recognizing the barriers to racial equity in our internal systems, but in actively dismantling them. We also know that it can be hard to see those barriers and dismantle those systems when we're so steeped in our own work. This is why I value so deeply our relationships with community and why I always take the time to listen to community concerns. DEEL cannot devise all the solutions or innovations on our own, but by living our departmental values of (1) results and racial equity, (2) stewardship, (3) collaboration, and (4) transparency, I know we will move closer to educational justice.



Legislation Text


File #: Appt 01609, **Version:** 1

Appointment of Shelby Cooley as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2020.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Dr. Shelby Cooley</i>		
Board/Commission Name: <i>Families, Education, Preschool, and Promise Levy Oversight Committee</i>		Position Title: <i>Member</i>
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input checked="" type="checkbox"/> City Council <input type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>		Term of Position: * 1/1/2019 to 12/31/2020 <input checked="" type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>Central District</i>	Zip Code: <i>98122</i>	Contact Phone No.: [REDACTED]
Background: <i>Dr. Shelby Cooley is currently the Research Director at the Community Center for Education Results (CCER), a Seattle-based, non-profit founded and supports the Road Map Project, an initiative working to improve student achievement in South King County and South Seattle through cross-section action. She and her team use qualitative, mixed-methods and secondary data analysis to examine issues faced by students, families, educators, governments, K12 districts, and colleges. Currently, she lead a portfolio of studies focused on high school to college transitions, local community college placement and support systems and the retention and mobility of K12 educators of color.</i> <i>Dr. Cooley received her doctorate in child development from the University of Maryland where she examined school climate, the emergence of anti-black racism in childhood, how environments shape children's perceptions of fairness and justice, racial identity, and contexts that enable all youth to challenge negative group norms. Her prior professional work focused on early learning access and quality instruction, working at New York University's INSIGHTS to Children's Temperament Lab, and at Child Trends' on the evaluation of Head Start in D.C. Public Schools as well as consulting on racial bias reduction in schools for Teaching for Tolerance and CNN.</i>		
Authorizing Signature (original signature): 		Appointing Signatory: <i>M. Lorena Gonzalez</i> <i>Seattle City Council President and Citywide Councilmember</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.

Date Signed (appointed): 08.04.2020	
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SKILLS

- Methods** Quasi-experimental design • Mixed-methods • Theory-based qualitative coding • Community collaborative approaches • Multi-level modeling • Factor analysis • Regression • Data file transformation
- Tools** R (dplyr) • SPSS • LISREL • AMOS • SQL • Tableau • Systematic observational methods • *Classroom Assessment Scoring System* (CLASS: Piñata, La Paro & Hamre, 2008) • *Tools of the Mind* (Bodrova & Leong, 2007) • *Behavioral Observation of Students in Schools* (BOSS: Shapiro, 2004)
- Content** Social cognitive development • School climate • Racial identity development • Academic disengagement • Development of prejudice and bias • Impacts of peer rejection • Intergroup friendship • School discipline

EDUCATION

- Ph.D.** Developmental Science, Department of Human Development and Quantitative Methodology, College of Education, University of Maryland, College Park, MD | 2015.
- B.A.** Psychology, Black Studies with History (Minor), Scripps College, Claremont, CA | 2009.

PUBLICATIONS

Articles in Refereed Journals

- Burkholder, A., Glidden, J., Yee, K., Cooley, S. & Killen, M. (2020). Peer and parental sources of influence in interracial and same-race peer encounters. *Journal of Social Issues: Ethnic-Racial Socialization Among Children and Adolescents*.
- Cooley, S., Burkholder, A. & Killen, M. (2019). Social inclusion and exclusion in same-race and interracial peer groups. *Developmental Psychology*. doi: 10.1037/dev0000810 | [Abstract](#)
- Hitti, A., Elenbaas, L., Noh, J., Rizzo, M. T., Cooley, S. & Killen, M. (2019). Expectations for cross-ethnic inclusion by Asian American children and adolescents. *Group Processes & Intergroup Relations*. doi: 10.1177/1368430219851854 | [Abstract](#)
- Cooley, S., (2018). "We are more than one box": How racial identity, bias, and climate impact adolescents of African descent. *Washington Education Research Association (WERA) Education Journal*, 10(2), 16-27 | [Full-text](#)
- Rizzo, M. T., Cooley, S., Elenbaas, L. & Killen, M. (2017). Young children's inclusion decisions in moral and social-conventional group norm contexts. *Journal of Experimental Child Psychology*, 165, 19-36. doi: 10.1016/j.jecp.2017.05.006 | [Full-text](#)
- Elenbaas, L., Rizzo, M. T., Cooley, S. & Killen, M. (2016). Rectifying social inequalities in a resource allocation task. *Cognition*, 155, 176–187. doi: 10.1016/j.cognition.2016.07.002 | [Full-text](#)
- Rizzo, M. T., Elenbaas, L., Cooley, S. & Killen, M. (2016). Children's recognition of fairness and others' welfare in a resource allocation task: Age related changes. *Developmental Psychology*, 52, 1307-1317 doi: 10.1037/dev0000134 | [Full-text](#)
- Cooley, S. & Killen, M. (2015). Role of Intergroup contact in African American and European American children and adolescents' evaluations of intergroup social exclusion. *Doctoral dissertation, University of Maryland*.
- Cooley, S. & Killen, M. (2015). Children's evaluations of resource allocation in the context of group norms. *Developmental Psychology*, 51, 554–563. doi: 10.1037/a0038796 | [Full-text](#)
- Cooley, S., Elenbaas, L. & Killen, M. (2012). Moral judgments and emotions: Adolescents' evaluations in intergroup social exclusion contexts. *New Directions for Youth Development*, 136, 41-57. doi: 10.1002/yn.20037 | [Full-text](#)
- Cooley, S. (2008). Implications of gentrification for the re-segregation of Seattle Public Schools: A community-based participatory study. *Claremont Graduate University McNair Research Journal*, 4, 35-45.

Book Chapters

- Cooley, S., Elenbaas, L. & Killen, M. (2016). Social exclusion based on group membership is a form of prejudice. In S. Horn, M. Ruck, L. S., Liben (Eds.), *Advances in child development and behavior, equity and justice in development science series*. Elsevier, Academic Press. | [Abstract](#)

- Killen, M., Hitti, A., Cooley, S. & Elenbaas, L. (2015). Morality, development, and culture. In M. Gelfand, C.Y. Chiu, & Y.Y. Hong (Eds.), *Advances in culture and psychology*. New York: Oxford University Press. | [Full-text](#)
- Killen, M. & Cooley, S. (2014). Morality in the context of intergroup relationships. In M. Killen & J. G., Smetana (Eds.), *Handbook of moral development, 2nd edition* (pp. 340-360). NY: Psychology Press. | [Abstract](#)
- Cooley, S. (2009). Racial identity. In M. Tauber & P. Singh (Eds.), *Blended nation: Portraits and interviews of mixed-race America* (p. 87) New York, NY: Channel Photographics. | [Abstract](#)

Reports

- Yoshizumi, A., Yohalem, N. & Cooley, S. (2020). *More than Dropping out: Understanding factors related to student disengagement in South Seattle and South King County*. Seattle, WA: Community Center for Education Results.
- Cooley, S., Pérez, A., Yoshizumi, A., Chu, B. & Avery, K. (2019). *Let us succeed: Student college and career aspirations*. Seattle, WA: Community Center for Education Results | [Report](#) | [Research Guide](#)
- Chu, B., Cooley, S. & Yohalem, N. (2019). *King County Reengagement Network quarterly reporting suite*. Seattle, WA: Community Center for Education Results | [Full-text](#)
- Cooley, S. (2017). *Start with us: Black students in South King County and South Seattle*. Seattle, WA: Community Center for Education Results | [Full-text](#)
- Cooley, S. (2017). *Road Map Project forum for Black student success: Data walk*. Seattle, WA: Community Center for Education Results | [Full-text](#)
- Cooley, S. (2016). *Washington House Bill 1541 and within group variance among Black/African American students in South Seattle and South King County*. Seattle, WA: Community Center for Education Results | [Full-text](#)
- Yohalem, N. & Cooley, S. (2016) *Opportunity youth in the Road Map Project region*. Seattle, WA: Community Center for Education Results | [Full-text](#)
- Cooley, S. (2016). *School mobility among South Seattle and South King County students*. Seattle, WA: Community Center for Education Results | [Full-text](#)
- Killen, M. Cooley, S. Mulvey, K. L., Hitti, A., & Elenbaas, L. (2012). *Kids on race: The hidden picture*. New York, NY: CNN Anderson Cooper 360° Online Data Report | [Full-text](#)

INSTRUCTIONAL TEAM RESOURCES

- Qualitative Inquiry: Methodological Approaches and Theory (2019)
- Hierarchical Linear Modeling in Education Research (2019)
- Non-profit and University Research Partnerships (2019)
- Racial Equity in Education Research and Reporting Guide (2018)
- College and Career Success Research Guide | [Guide](#)
- Data and Research Team Overview (2018)
- Road Map Project Data Dashboard (2015-2018) | [Dashboard](#) | [Guide](#)
- Black Student Success Research Manual (2016)
- Social Development Coding Manual (2014)
- Research Assistant Guide to Reading Statistical Outputs (2013)

EXPERIENCE

Research

- 2018 – present Research Director, Community Center for Education Results (CCER), Seattle, WA.**
Developed the organization's research function and team. Cultivates community and university partnerships, leads a portfolio of collaborative studies to inform partner strategy and decision-making. Leads a team in designing, conducting and communicating research using large-scale, secondary data and novel, mixed-methods designs. CCER supports the Road Map Project initiative in South King County, WA ($N = 122,232$ kindergarten – 12th graders). | [CCER Data & Research](#)
- 2015 – 18 Research Scientist, CCER, Seattle, WA.**
Led mixed-methods studies and research using CCER's preK-postsecondary, longitudinal, administrative database for reporting, evaluation and ad-hoc projects to support K12 districts, WA state and community-led strategies. Research examined school climate, racial identity, school mobility, opportunity youth, and barriers to postsecondary attainment. Managed research assistants, developed team documentation, wrote reports, developed interactive data dashboards and communicated complex findings to multi-sector partners.
- 2013 – 15 Field Staff Researcher, Child Trends: DCPS Head Start Impact, Bethesda, MD.**
Trained new staff and supported reliability and fidelity tests for multiple observation tools. Conducted classroom observations using the *Classroom Assessment Scoring System* (CLASS: Piñata et al., 2008) and *Tools of the Mind*®. Assessed PreK-2nd graders' literacy and mathematics skills, inhibitory control, working memory and social-emotional development. Wrote observation-based summaries for teacher professional development. *District of Columbia Public Schools (DCPS) Early Childhood Program Evaluation* examining the impact of *Head Start CARES* on later-grade learning outcomes in all Title 1 schools ($N = 1,200$). | Dr. Tamara Halle (P.I.).
- 2010 – 15 Research Manager and Graduate Researcher, University of Maryland, College Park, MD.**
Research manager for three developmental studies. Led survey and interview instrument creation, IRB process, team training, coding reliability, piloting, recruitment, data analyses and manuscript writing. Research on Asian American children and adolescents' social groups attitudes and impact of stereotypes ($N = 480$), Intergroup contact in early childhood and attribution of intentions ($N = 145$) and young children's judgments of social exclusion and groups ($N = 73$). *National Science Foundation*. | Dr. Melanie Killen (P.I.).
- 2010 – 11 Research Coordinator and Graduate Researcher, University of Maryland, College Park, MD.**
Coordinated study, supported lab training, instrument use, participant recruitment, scheduling, data analyses, coding, and developed team guides and manuals. Study examined 4th and 8th graders' social reasoning about exclusion and peer group dynamics ($N = 400$). *National Science Foundation*. | Dr. Melanie Killen (P.I.).
- 2009 – 10 Research Assistant, New York University, New York, NY.**
Conducted one-on-one child cognitive assessments using *Woodcock-Johnson*®, 1st-3rd grade classroom observations using the *CLASS* (Piñata et al., 2008) and supported lab training. Evidence-based intervention study examined how teachers ($N = 122$), low-income families of color ($N = 345$), and an integrated home-classroom curricula support children's social-emotional development and academic outcomes. *Institute of Education Sciences and The National Institute of Nursing Research, INSIGHTS Lab*. | Dr. Sandee McClowry (P.I.).
- 2009 – 10 Research Assistant and Teacher Consultant, New York University, New York, NY.**
Implemented systematic, observation of kindergarten and 3rd grade integrated classrooms using the *CLASS* (Piñata et al., 2008), *Behavioral Observation of Students in Schools* (BOSS: Shapiro, 2004) and consultation framework. Consulted one-on-one with a cohort of special education teachers. Community-participatory study examined school-based mental health programs at Title I elementary schools and a consultation model for improving student learning. *National Institute of Mental Health, BRIDGE Project*. | Dr. Elise Cappella (P.I.).
- 2009 Research Assistant, University of Washington, Seattle, WA.**
Managed recruitment, organized data, filmed and edited video files used for study stimuli. Study examined prejudice among young adults; their perceptions of intergroup threat based on facial affect and positive or negative valence of statements. *National Science Foundation (NSF), Social Identity Lab*. | Dr. Cheryl Kaiser (P.I.).
- 2008 – 09 Lab Manager, Scripps College, Claremont, CA.**
Managed qualitative, scenario-based, interview study, recruited participants, developed coding scheme, prepared lab meeting materials and organized tasks among the research team. Study examined social justice reasoning development among African American adolescents and young adults. | Dr. Sheila Walker (P.I.).

2008 Science Fellow, American Psychological Association (APA), Washington, DC.

Interviewed preschool-aged children on social transgression scenarios with integrated Theory of Mind Tasks. Coded and transcribed interviews; conducted data entry. Coded adolescent evaluations of teacher-student interactions in the context of Stereotype Threat. Studies examined social reasoning and Theory of Mind acquisition in early childhood, and stereotype threat in adolescence. | Dr. Melanie Killen. (P.I.).

2007 – 08 Research Assistant, Scripps College, Claremont, CA.

Conducted qualitative study, transcribed and coded data, recruited participants. Study examined development of justice reasoning in decision-making among African American 8- to 12-year-olds. | Dr. Sheila Walker (P.I.).

Professional

2019 CCER Executive Director Selection Committee Member, Seattle, WA.

Elected by staff to serve on committee alongside CCER board and local community leaders. Co-created job description, selection and engagement processes, drawing from broader staff and partner input.

2018 – present Co-Organizer of Seattle Area Child Development Research Network, Seattle, WA.

Leads and organizes a monthly multisector learning community of child development researchers representing housing, early learning, policy, social work and epidemiology, at K12 districts, state and universities. | [Link](#)

2015 – 2017 Staffer of Road Map Project Data Advisor Group, Seattle, WA.

Led and organized a bi-monthly multisector learning community of data administrators in from K12 districts, cities, county, colleges, housing and community-based organizations in Seattle and South King County. Group supports regional alignment, data quality, research rigor and community data access. | [Link](#)

2016 Co-Staffer of Road Map Project Black Student Success Effort Advisor Group, Seattle, WA.

Led and organized a multisector coalition of Black stakeholders representing K12 districts, cities, county, state, advocacy and direct service providers building aligned goals around regional black student success. | [Link](#)

2014 Organizer for Community Health and Empowerment through Education & Research, Takoma Park, MD.

Created action points based on youth development literature and co-led community forums on supporting youth and young adults (ages 12- to 25-years-old). Prepared materials for Youth Development Summit.

2012 – 13 Dean's Appointee to the Graduate School Council, University of Maryland, College Park, MD.

Attended regular council meetings on graduate student policies, equity and funding.

2012 – 13 Student Chair, Dept. Human Development & Quant. Methodology, Univ. of Maryland, College Park, MD.

Reviewed graduate student award applications for conference travel, attended department faculty meetings and refined funding guidelines for department small grants based on student input.

2011 – 13 Editorial Assistant for *Handbook on Moral Development*, M. Killen & J. Smetana, College Park, MD.

Supported communication between book contributors and the *Psychology Press/Taylor and Francis Group* publishers. Organized and managed records, manuscript versions and formatted sections.

2011 – 12 Consultant, Field Researcher and Lab Manager for CNN Anderson Cooper 360°, New York, NY.

Consultant for CNN AC360° on "Kids on Race: The Hidden Picture" a research series commissioned to Dr. Melanie Killen. Project involved individually interviewing 6- to 13-year-olds ($N = 145$) about interracial bias and friendship. Developed protocols, conducted pilot testing, data analyses, reports, and on-air interviews. Kerry Rubin, Executive Director, CNN America, Inc., One Time Warner Center. | [Series](#) | [News Story](#)

2011 Consultant for Southern Poverty Law Center (SPLC), Birmingham, AL.

Teaching Tolerance at SPLC contract to design the *Teacher Perception Tool*, an online instrument that measures intergroup bias awareness and racial sensitivity in educators. Worked with Drs Killen and Lee-Kim, illustrators, teachers and administrators, to pilot tool. Funding under the *Teaching Diverse Students Initiative*, Project Director: Dr. Willis Hawley.

2009 Intern at Labor Strategy Center, Los Angeles, CA.

Organized youth against the criminalization of school truancy and prison-tracking policies in the Los Angeles School District; moderated discussion forums with adults and adolescents in low-income areas across Los Angeles, discussing local propositions in education policy.

2007 Organizer for Centre pour la Promotion du Leadership Féminin, Dakar, Sénégal.

Worked with community organizers serving a low-income region of Dakar Sénégal; developed interactive curriculum promoting leadership in French and English for Senegalese youth.

CONFERENCE PRESENTATIONS

Academic Conferences

- Cooley, S. & Yoshizumi, A. (2020, April). Variance in identity among adolescents of African descent and perceptions of in-school bias on climate. In Interrogating notions of identity in African and Caribbean education session. Paper presented at the annual meeting of the *American Education Research Association*, San Francisco, CA.
- Yoshizumi, A., Chu, B. & Cooley, S. (2020, April). "Let us succeed": Mixed-methods research and continuous improvement for systems change. In Discipline and redemption: Grounded perspectives on school reform session. Paper presented at the annual meeting of the *American Education Research Association*, San Francisco, CA.
- Yee, K., Glidden, J., Burkholder, A. R., Cooley, S. & Killen, M. (2019, October). Children's evaluations of parental messages pertaining to interracial and same-race peer exclusion. Paper presented at the biennial conference for the *Cognitive Development Society*, Louisville, KY.
- Cooley, S. (2018, June). Black minds matter: Research and multi-sector collaboration for Black student success. Interactive discussion presented at the biennial conference for the *Society for the Study of Social Issues*, Pittsburgh, PA.
- Hitti, A., Cooley, S., Elenbaas, L., Rizzo, M., Noh, J. & Killen, M. (2017, April). Ingroup bias when evaluating exclusion and inclusion of ethnic outgroup peers. Poster presented at the biennial meeting of *Society for Research in Child Development*, Austin, TX.
- Cooley, S. (2016, December). The state of Black youth in Seattle and South King County: Understanding the role of gender and generational status in academic outcomes. Paper presented at the *Washington Educational Research Association Annual Conference*, Olympia, WA.
- Cooley, S. & Killen, M. (2016, January –Dissertation). Peer rejection or racial bias?: How Black and White children evaluate interracial and same-race peer interactions. Poster presented at the annual meeting of the *Society for Personality and Social Psychology*, San Deigo, CA.
- Killen, M. & Cooley, S. (2016, January). Explicit and implicit forms of racial bias in childhood. Poster presented at annual meeting of the *Society for Personality and Social Psychology*, San Deigo, CA.
- Cooley, S. & Killen, M. (2015, March –Dissertation). Role of intergroup contact and racial identity on European American and African American children's evaluations interracial inclusion. Poster presented at the biennial meeting of the *Society for Research in Child Development*, Philadelphia, PA.
- Cooley, S. & Killen, M. (2015, March –Dissertation). Navigating covert racial bias: How Black and White children distinguish race-based social exclusion from peer rejection. Poster presented at the biennial meeting of the *Society for Research in Child Development*, Philadelphia, PA.
- Elenbaas, L., Cooley, S., Rizzo, M.T. & Killen, M. (2015, March). Children rectify social inequalities regarding access to educational resources. Paper presented at the biennial meeting of the *Society for Research in Child Development*, Philadelphia, PA.
- Hitti, A., Cooley, S., Noh, J., Elenbaas, L., Rizzo, M., & Killen, M. (2015, March). Group and individual level factors that contribute to the perpetuation of ethnically homogeneous peer groups. Poster presented at the biennial meeting of *Society for Research in Child Development*, Philadelphia, PA.
- Rizzo, M. T., Elenbaas, L., Cooley, S. & Killen, M. (2015, March). Children's conceptions of fairness regarding merit and poverty when allocating luxury and necessary resources. Paper presented at the *Society for Research in Child Development Biennial Meeting*, Philadelphia, PA.
- Cooley, S. & Killen, M. (2014, September –Dissertation). Intergroup social exclusion in childhood and adolescence: Role of group identity and intergroup contact. In J. Sierksma (Panel Organizer) Intergroup processes in children. Paper presented at annual conference of the *British Psychological Society –Developmental Section*, Amsterdam, Netherlands.
- Elenbaas, L., Cooley, S., Rizzo, M., Noh, J. & Killen, M. (2014, September). Kindergartners' resource allocations in the context of educational inequalities. Posted presented at annual conference of the *British Psychological Society –Developmental Section*, Amsterdam, Netherlands.

- Cooley, S. & Killen, M. (2014, August). Young children's attribution of bias and intergroup friendship: Role of early intergroup contact. Paper presented at the annual meeting of the *American Psychological Association*, Washington, D.C.
- Rizzo, M. T., Elenbaas, L., Cooley, S., Choi, E. & Killen, M. (2014, August). Children weigh effort and poverty when allocating resources. Paper presented at the annual meeting of the *American Psychological Association*, Washington, D.C.
- Cooley, S., Elenbaas, L. & Killen, M. (2014, June). Intergroup contact in the preschool-years: Promoting positive expectations of interracial friendships. Poster presented at the biennial conference for the *Society for the Study of Social Issues*, Portland, OR.
- Cooley, S., Elenbaas, L. & Killen, M. (2014, June). The role of intentions in young children's judgments of ambiguous intergroup encounters. Poster presented at the biennial conference for the *Society for the Study of Social Issues*, Portland, OR.
- Elenbaas, L., Cooley, S. & Killen, M. (2014, June). Diversity in schools promotes positive expectations about interracial interactions. Poster presented at the biennial conference for the *Society for the Study of Social Issues*, Portland, OR.
- Rizzo, M. T., Cooley, S., Elenbaas, L., Choi, E. & Killen, M. (2014, May). Children's conceptions of merit: Allocations and judgments of necessary and luxury resource-allocations. Poster presented at the *Association of Psychological Science*, San Francisco, CA.
- Rizzo, M. T., Elenbaas, L., Cooley, S., Choi, E. & Killen, M. (2014, May). Children's responses to inequity: Resource allocations and judgments of equal- and poverty-attenuating-allocations. Poster presented at the *Association of Psychological Science*, San Francisco, CA.
- Cooley, S. (2014, March). Children and adolescents' evaluations of intergroup social exclusion. Paper presented at the University of Maryland, *College of Education Student Research Symposium*, College Park, MD.
- Cooley, S., Mulvey, K. L., Rizzo, M. T. & Killen, M. (2013, June). Children's evaluations of nonconformity in moral and non-moral group context. Paper presented at the annual meeting of the *Jean Piaget Society*, Chicago, IL.
- Elenbaas, L. & Cooley, S. (2013, June). Beyond ingroup favoritism: Children's preference for ingroup and outgroup members depend on moral valence. Poster presented at the annual meeting of the *Jean Piaget Society*, Chicago, IL.
- Cooley, S., Hitti, A., Noh, J., Vohra, N. & Killen, M. (2013, June) Young children's reasoning about intergroup exclusion. Poster presented at the annual meeting of the *Jean Piaget Society*, Chicago, IL.
- Hitti, A., Cooley, S., Castro, S., Lichbach, S. & Killen, M. (2013, June). Intergroup exclusion: Stereotypes and group norms in adolescents' social decision-making. Poster presented at the annual meeting of the *Jean Piaget Society*, Chicago, IL.
- Cooley, S. & Killen, M. (2013, April). Intergroup bias as a function of school environment and positive contact. In P. Leman (Panel Organizer), *School Context and Intergroup Bias*. Paper presented at the biennial meeting of the *Society for Research in Child Development*, Seattle, WA.
- Cooley, S. & Mulvey, K. L. (2013, April). Resource allocation decisions in the context of group dynamics. In K. L. Mulvey (Panel Organizer), *Resource allocation in child development*. Paper presented at the biennial meeting of the *Society for Research in Child Development*, Seattle, WA.
- Elenbaas, L., Cooley, S., Noh, J. & Killen, M. (2013, April). Favoring ingroup or equality? Young children's reasoning about group inclusion and resource allocation. Paper presented at the biennial meeting of the *Society for Research in Child Development*, Seattle, WA.
- Cooley, S., Killen, M. & Ruck, M. (2012, April). How cross-race friendships matter: Evaluations of exclusion and the use of stereotype attributions. In R. Smith (Panel Organizer) *Cross-race peer relationships in adolescence*. Paper presented at the *Society for Research on Adolescence*, Vancouver, BC.
- Cooley, S., Mulvey, K. L., Hitti, A., Abrams, D., Rutland, A. & Killen, M. (2012, April). When is ingroup preference not prejudice? Adolescents' evaluations of social groups. Poster presented at the *Society for Research on Adolescence*, Vancouver, BC.
- Hitti, A., Mulvey, K. L., Cooley, S., Rutland, A., Abrams, D. & Elenbaas, L. (2012, April). Loyalty to the group or doing your own thing? Adolescents' understanding of group dynamics. Poster presented at the *Society for Research on Adolescence*, Vancouver, BC.

- Mulvey, K. L., Hitti, A., Cooley, S., Abrams, D., Rutland, A. & Ott, J. (2012, April). Adolescents' ingroup bias: Gender and status differences in adolescents' preference for the ingroup. Poster presented at the *Society for Research on Adolescence*, Vancouver, BC.
- Killen, M., Mulvey, K. L., Hitti, A. & Cooley, S. (2011, August). Social exclusion, intentionality and morality. Paper presented at *European Conference on Developmental Psychology*, Bergen, Norway.
- Mulvey, K. L., Hitti, A., Cooley, S. & Killen, M. (2011, May). Happy to unhappy victimizers: Intentions and theory of mind in emotion attribution. Paper presented at the *Association for Psychological Science*, Washington, D.C.
- Richardson, C., Jampol, N., Cooley, S., Trageser, J., Killen, M. & Woodward, A. (2009, April). The accidental transgressor: Testing theory of mind and morality knowledge in young children. Poster session presented at the biennial meeting of the *Society for Research in Child Development*, Denver, CO.
- Cooley, S. (2009, April). Plurality of Black identity and politicization in the 2008 presidential election. Paper presented at the *Claremont Graduate University Africana Research Conference*, Claremont, CA.
- Cooley, S. (2009, April). Political agency and plural identities: Young adults of African descent in the era of Obama. Paper presented at the annual meeting of *Indiana University's Herman C. Hudson Symposium*, Bloomington, IN.
- Cooley, S. (2008, May). Beyond segregation: Implications of gentrification for the re-segregation of schools. Poster presented at the *University of California Los Angeles Psychology Undergraduate Research Conference*, Los Angeles, CA.
- Cooley, S. (2008, March). Preliminary findings: Cultural impacts of gentrification and the re-segregation of schools among urban Black community. Paper presented *Claremont Graduate University's annual Minority Mentor Program Conference*, Claremont, CA.
- Cooley, S. (2007, August). Project proposal: Gentrification and the re-segregation of Seattle schools, implications for local Black community. Poster presented *University of California at Berkeley Undergraduate Research Conference*, Berkeley, CA.

Community Guest Lectures

- Cooley, S. (2019, July). School climate and discipline among multi-generation African American youth. Lecture for the *Southeast Seattle Education Coalition*, Seattle, WA.
- Cooley, S. (2018, June). American Psychological Association "I'm Psyched" women of color in psychology. Panel at the *Society for the Study of Social Issues*, Pittsburgh, PA.
- Cooley, S. & Matthews, M. (2018, February). Linking research with direct service practice to better support local Black youth. Paper presented at the *Annual King County Reengagement Provider Network Institute*, Tukwila, WA.
- Cooley, S. (2018, January). Community-participatory research in social impact. Lecture at the *Social Emotional Learning Research Consortium*, Seattle, WA.
- Cooley, S. (2018, January). School climate, racial identity and bias: How Black youth experience local schools. Paper presented at the *Seattle Public Schools and Seattle Alliance for Black School Educators' My Brother's Keeper Summit*, Seattle, WA.
- Cooley, S. (2017, November). Start with us: Black student success in South Seattle and South King County. Lecture at *King County, Best Starts for Kids Evaluation Teams*, Seattle, WA.
- Cooley, S. (2017, November). The diversity of us: Black racial identity development in adolescence. Paper presented at the *Annual Empowering Black Students to Thrive Conference*, SeaTac, WA.
- Cooley, S. (2017, October). Uniting for action: Black student success in South Seattle and South King County. Paper presented at the *Annual StriveTogether Cradle Through College Convening*, Phoenix, AZ.
- Polina, M. & Cooley, S. (2017, October). Leveraging data infrastructure for action. Paper presented at the *Annual StriveTogether Cradle Through College Convening*, Phoenix, AZ.
- Cooley, S. (2017, August). Data walk: South Seattle and South King County student outcomes. Lecture at *Seattle/King County City Year*, Seattle, WA.

- Rosenblatt, N. & Cooley, S. (2017, August). Early learning outcomes in the Skyway Neighborhood. Lecture at *Skyway Solutions*, Seattle, WA.
- Cooley, S. (2017, June). Using Tableau to build community reporting systems. Lecture at *Tableau Foundation*, Seattle, WA
- Cooley, S. & Hernandez, J. (2017, May). Racial bias and school climate: Outcomes among Seattle and South King County Black children and youth. Paper presented at the *Forum for Black Student Success*, SeaTac, WA.
- Cooley, S. & Davison, J. (2017, May). Barriers to postsecondary enrollment and attainment. Interactive Session at 'FullConTech' *Civic Collaboration Invent Session*, *Washington Technology Industry Association*, Seattle, WA
- Cooley, S. & Polina, M. (2017, May). Multisector data systems. *Office of the Superintendent of Instruction (OSPI) Extended Learning Opportunity Workgroup*, Olympia, WA.
- Cooley, S. & Rosenblatt, N. (2016, December). Uplifting with group variance in student race and ethnicity using Washington State administrative data. *OSPI Race Ethnicity Data Task Force*, Olympia, WA.
- Cooley, S. (2016, November). When does bias emerge in childhood and how can schools help to reduce it? Paper presented at the *King County Social Emotional Learning Symposium*, Seattle, WA.
- Cooley, S. (2016, August). Secondary and postsecondary outcomes among multi-generation, African American youth. *Black Education Strategy Roundtable WA Quarterly Meeting*, SeaTac, WA.
- Cooley, S. (2016, March). Washington State education data access and education outcomes among English learners in Seattle and South King County. Paper presented at the *Home Language Campaign Parent Convening*, Renton, WA.
- Cooley, S. (2016, February). Student mobility in Seattle and South King County: Impact of cross-district student records exchange. Paper presented at the *Puget Sound Education Service District Regional Registrars Convening*, Renton, WA.

University Guest Lectures

- | | |
|----------------|---|
| March, 2019 | Reconnecting Opportunity Youth and System Barriers. <i>College of Ed. University of Washington, Seattle WA.</i> |
| November, 2018 | Poverty and Inequity, <i>School of Social Work, University of Washington, Seattle, WA</i> |
| March, 2018 | Why inclusion matters: Educational equity through collective impact. <i>Saint Anselm College, Manchester, NH.</i> |
| February, 2018 | Navigating the P-20 pipeline: Research for collective impact. <i>University of Washington, Seattle, WA.</i> |
| April, 2014 | Theory of mind in child development. <i>University of Maryland, College Park, MD.</i> |
| March, 2013 | Bias and prejudice in childhood and adolescence. <i>University of Maryland, College Park, MD.</i> |
| February, 2012 | Social information processing and peer interactions. <i>University of Maryland, College Park, MD.</i> |

TEACHING AND MENTORSHIP

- 2015 – present Research Director, CCER, Seattle, WA.**
Cultivates and develops novel team trainings and secures professional development resources. Led team and graduate intern workshops on Hierarchical Linear Modeling, qualitative inquiry, research writing and presenting research to community partners. Mentors and trains staff and interns on research methods.
- 2010 – 15 Graduate Research Mentor, Dept. Human Development & Quant. Methodology, Univ. of Maryland**
Assistance with supervising undergraduate research assistants in the *Social and Moral Development Laboratory* (Dr. Melanie Killen). Duties included: teaching interviewing techniques and methodology, data collection processes and preparation for data analyses as well as post-graduate career support.
- 2012 – 13 Graduate Teaching Assistant, Dept. Human Development & Quant. Methodology, Univ. of Maryland**
Course entitled "Child Growth and Development" (EDHD 411). Three semesters from Spring 2012 – Spring 2013 for Dr. Melanie Killen. Guest lectured, assisted with grading, student presentations, observation exercise, guest lectured. Student enrollment: 40.
- 2009 – 10 Teacher, Lakeside Educational Enrichment Program (LEEP), Seattle, WA.**
Taught and developed lesson plans for 9th graders in Math, English and History –with a focus on inquiry and social justice. Developed one-on-one learning plans based on student needs. Worked to create an environment of support, confidence, rigor, and accountability. Students in classroom: 20.

SELECT AWARDS

- 2019 Outcome Acceleration Fund, College Spark, Seattle, WA.
- 2018 Bean Distinguished Lecturer, New Hampshire Institute of Politics, Manchester, NH.
- 2015 – 16 StriveTogether Tableau Data Fellow, Seattle, WA.
- 2014 – 15 Petty and Ann G. Wylie Dissertation Fellowships, College Park, MD.
- 2011 – 14 National Science Foundation Graduate Assistantship Awardee, College Park, MD.
- 2012 – 13 Graduate Student Flagship Fellowship Council Member, College Park, MD.
- 2011 – 12 McNair Graduate Fellow, College Park, MD.
- 2008 – 09 Institute for the Recruitment of Teachers (IRT) Associate, Andover, MA.
- 2007 Ronald E. McNair Post-Baccalaureate Achievement Scholar, Claremont Graduate University, Claremont, CA.

Reviewer Child Development • Developmental Psychology • International Journal of Intercultural Relations • Journal of Experimental Child Psychology

Memberships American Education Research Association • Developmental Science Field Committee • Society for Personality and Social Psychology • Society for Research in Adolescents • Society for Research in Child Development • Society for the Research on Social Issues • StriveTogether • Washington Education Research Association

VOLUNTEER

- 2019 – present Steering Committee Member, Women of Color in Education, Seattle, WA.
- 2018 Giving Project Member Social Justice Fund's Black-led Organizing Giving Project, Seattle, WA.

PRESS AND MEDIA COVERAGE

- Apr. 3, 2019 "Give all students the tools they need for college and career"
Seattle Times, Seattle, WA | [Article](#)
- Dec. 10, 2017 "What black students need to succeed"
King 5 News, Seattle, WA | [Story](#)
- Nov. 13, 2017 "A close look at Black students in South King County reveals rich diversity and desire for better education."
Seattle Times, Seattle, WA | [Article](#)
- Nov. 10, 2017 "New report examines needs of black students in south King County public schools"
KNKX, Seattle, WA | [Interview](#)
- Oct. 1, 2013 AC360° Kids on Race, "34th annual news and documentary Emmy® award recipients"
The National Academy of Television Arts & Sciences, New York, NY | [Press Release](#)
- Apr. 2, 2012 "Kids on race: The hidden picture"
Anderson Cooper 360°, New York, NY | [Series part 1 of 4](#) | [Story](#)

Families, Education, Preschool, and Promise Levy Oversight Committee

17 Members: Pursuant to *Ordinance 125604*, 12 members subject to City Council confirmation, *staggered*-year terms:

- 6 City Council-appointed 3-year terms, subject to City Council confirmation
- 6 Mayor-appointed 3-year terms, subject to City Council confirmation
- 5 Other Appointing Authority-appointed (specify): *Ordinance 125604*

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
1	F	2	1.	Member	Erin Okuno	1/1/20	12/31/22	1	Council
2	F	2	2.	Member	Princess Shareef	1/1/20	12/31/22	1	Council
9	M	2	3.	Member	Shelby Cooley	1/1/19	12/31/20	1	Council
		1	4.	Member	Jennifer Matter	1/1/19	12/31/21	1	Council
2	M	2	5.	Member	Donald Felder	1/1/19	12/31/21	1	Council
2	F	N/A	6.	Member	Kimberly Walker	1/1/19	12/31/20	1	Council
2	F	N/A	7.	Member	Trish Dziko	1/1/19	12/31/21	1	Mayor
		7	8.	Member	Constance Rice	1/1/19	12/31/21	1	Mayor
3	F	N/A	9.	Member	Susan Lee	1/1/19	12/31/22	1	Mayor
2	M	3	10.	Member	Stephan Blanford	1/1/19	12/31/20	1	Mayor
6	F	4	11.	Member	Mackenzie Chase	1/1/19	12/31/19	1	Mayor
		2	12.	Member	Nicole Grant	1/1/19	12/31/20	1	Mayor
6	F	N/A	13.	Mayor	Jenny Durkan	N/A	N/A	1	Ordinance 125604
3	F	N/A	14.	Governance and Education Committee	Lorena Gonzalez	N/A	N/A	1	Ordinance 125604
4	F	N/A	15.	School District Superintendent	Denise Juneau	N/A	N/A	1	Ordinance 125604
			16.	School District Board Member	Chandra Hampson	N/A	N/A	1	Ordinance 125604
1	M	5	17.	Chancellor of Seattle Colleges	Shouan Pan	N/A	N/A	1	Ordinance 125604

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	1	2				2	1			1			
Council	2	3			1	3							1
Other	2	3			1		1	1		2			
Total	5	8			2	5	1	1		3			1

Key:

*D List the corresponding *Diversity Chart* number (1 through 9)

**G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text


File #: Appt 01610, **Version:** 1

Appointment of Jennifer Matter as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2021.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Jennifer Matter		
Board/Commission Name: Families, Education, Preschool, and Promise Levy Oversight Committee		Position Title: Member
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input checked="" type="checkbox"/> City Council <input type="checkbox"/> Mayor <input type="checkbox"/> Other: Fill in appointing authority		Term of Position: * 1/1/2019 to 12/31/2021 <input checked="" type="checkbox"/> Serving remaining term of a vacant position
Residential Neighborhood: South Seattle	Zip Code: 98108	Contact Phone No.: [REDACTED]
Background: Jennifer Matter is the President of the Seattle Education Association (SEA). She has 18 years of teaching experience and has taught at in Seattle, WA at Madison Middle School, Washington Middle, and in Oakland, CA at Bret Harter Middle School. She earned a Master's in Teaching and a State of Washington teaching certificate from the University of Washington with endorsements in K-8 elementary education, K-12 Art, and K-12 Spanish.		
Authorizing Signature (original signature):  Date Signed (appointed): 08.04.2020		Appointing Signatory: M. Lorena Gonzalez Seattle City Council President and Citywide Councilmember

*Term begin and end date is fixed and tied to the position and not the appointment date.

Jennifer Matter

Public Education Experience

President, Seattle Education Association (SEA) Seattle, WA June 2020 – Present
President for the union representing over 6,200 educators in SPS. Responsibilities include acting as chief officer and spokesperson for the union, presiding over Board meetings and member assemblies, and co-chair of bargaining team regarding the 2020-21 school year. Prior to becoming President, served on multiple bargaining teams (2013, 2015, 2019), as SEA Treasurer, and as a building representative for almost entire educational career.

Teacher, Madison Middle School Seattle, WA Aug. 2011 – June 2020
Taught 6th Language Arts and Ancient World History, 7th Reading. Leadership activities include PBIS (Positive Behaviors, Interventions, and Support) Lead 2016-2020, Teacher Leader 2016-2020, Mentor/Cooperating Teacher 2012-2020, Digital Learning Steering Committee Member 2019-2020, Madison's Educator of the Year 2017.

Teacher, Washington Middle School Seattle, WA Aug. 2006 – June 2010
Taught 6th Language Arts and Ancient World History, 6th Computer Awareness (elective for learning multiple computer applications), 8th Computer Awareness II (elective for learning digital photography and video production), 7-8th Yearbook. Leadership activities include BLT representative 2009-10, Equity Team 2006-2010, Yearbook Advisor 2006-2009.

Teacher, Bret Harte Middle School Oakland, CA Aug. 2001 – June 2006
Taught 6th Language Arts and Ancient World History, 6-8th English Language Development and History, 6-8th Visual Arts. Leadership activities include Girls Techbridge (math/science after school program) 2005-06, Dept. Chair 6th Language Arts and Ancient World History 2002-06, Grade-level Dept. Co-chair 2002-06, Faculty Council 2005-06, School Site Council 2004-05.

Education

UNIVERSITY OF WASHINGTON Seattle, WA Sept. 1999 – June 2001
Master's in Teaching & State of Washington initial teaching certificate with endorsements in K-8 elementary education, K-12 Art, K-12 Spanish.

MACALESTER COLLEGE St. Paul, MN Sept. 1994 – May 1998
*Bachelor of Arts, Major: Spanish Minor: Art
Study abroad: Guatemala, Columbia, Ecuador in Fall 1996 with HECUA*

Professional References

Yvette De La Cruz, known since May 2020
Executive Director, Seattle Education Association, Seattle, WA, [REDACTED]

Dr. Gary, known since 2013
Principal, Madison Middle School, Seattle, WA, [REDACTED]

Susan Ovens, known since 2011
Language Arts Subject Matter Specialist, Madison Middle School, Seattle, WA, [REDACTED] (personal number upon request)

Families, Education, Preschool, and Promise Levy Oversight Committee

17 Members: Pursuant to **Ordinance 125604**, 12 members subject to City Council confirmation, *staggered*-year terms:

- 6 City Council-appointed 3-year terms, subject to City Council confirmation
- 6 Mayor-appointed 3-year terms, subject to City Council confirmation
- 5 Other Appointing Authority-appointed (specify): Ordinance **125604**

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
1	F	2	1.	Member	Erin Okuno	1/1/20	12/31/22	1	Council
2	F	2	2.	Member	Princess Shareef	1/1/20	12/31/22	1	Council
9	M	2	3.	Member	Shelby Cooley	1/1/19	12/31/20	1	Council
		1	4.	Member	Jennifer Matter	1/1/19	12/31/21	1	Council
2	M	2	5.	Member	Donald Felder	1/1/19	12/31/21	1	Council
2	F	N/A	6.	Member	Kimberly Walker	1/1/19	12/31/20	1	Council
2	F	N/A	7.	Member	Trish Dziko	1/1/19	12/31/21	1	Mayor
		7	8.	Member	Constance Rice	1/1/19	12/31/21	1	Mayor
3	F	N/A	9.	Member	Susan Lee	1/1/19	12/31/22	1	Mayor
2	M	3	10.	Member	Stephan Blanford	1/1/19	12/31/20	1	Mayor
6	F	4	11.	Member	Mackenzie Chase	1/1/19	12/31/19	1	Mayor
		2	12.	Member	Nicole Grant	1/1/19	12/31/20	1	Mayor
6	F	N/A	13.	Mayor	Jenny Durkan	N/A	N/A	1	Ordinance 125604
3	F	N/A	14.	Governance and Education Committee	Lorena Gonzalez	N/A	N/A	1	Ordinance 125604
4	F	N/A	15.	School District Superintendent	Denise Juneau	N/A	N/A	1	Ordinance 125604
			16.	School District Board Member	Chandra Hampson	N/A	N/A	1	Ordinance 125604
1	M	5	17.	Chancellor of Seattle Colleges	Shouan Pan	N/A	N/A	1	Ordinance 125604

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	1	2				2	1			1			
Council	2	3			1	3							1
Other	2	3			1		1	1		2			
Total	5	8			2	5	1	1		3			1

Key:

*D List the corresponding *Diversity Chart* number (1 through 9)

**G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text


File #: Appt 01611, **Version:** 1

Appointment of Princess Shareef as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Princess Shareef		
Board/Commission Name: <i>Families, Education, Preschool, and Promise Levy Oversight Committee</i>		Position Title: <i>Member</i>
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input checked="" type="checkbox"/> City Council <input type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>		Term of Position: * 1/1/2020 to 12/31/2022 <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>Central District</i>	Zip Code: <i>98122</i>	Contact Phone No.: [REDACTED]
Background: <i>Princess Shareef has 35 years of experience as an educator and supporting schools in their efforts to create a positive learning environment for all children. As a volunteer, she has helped lead Seattle Public Schools African American Male Think Tank and continues to participate in the district's African American Male Achievement Committee. Additionally, she teaches a course in Community Engagement in Antioch's Urban Environmental Education program and support principal interns in the University of Washington's Danforth program for educational leadership.</i> <i>Princess would like the opportunity to continue this work as a volunteer on the Family Education Pre School Promise Levy Oversight Committee. Her experience and areas of expertise will be useful as we move forward to support the city's efforts to enhance education for those students who find themselves furthest from education equity.</i>		
Authorizing Signature (original signature):  Date Signed (appointed): 08.04.2020		Appointing Signatory: M. Lorena Gonzalez <i>Seattle City Council President and Citywide Councilmember</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.

Shareef, Princess

Skills

Strong Leadership
Community Building in Diverse settings
Curriculum Planning and Implementation
Budget Development and Management

Strong Communicator
Creative Problem Solving
Partnership Building

Education

B.A. Trinity College, Hartford, Connecticut
M. Ed. Seattle University, Seattle, Washington
Principal Credentials, Heritage College, Toppenish, Washington

Experience

Adjunct Faculty
Antioch University
Urban Environmental Program
Teaches a course in Community Engagement
2017 – Present

Principal Intern Advocate
University of Washington
Danforth Principal Leadership Program
Supports Principal Interns throughout their one year internships
2015 – Present

Facilitator
African American Male Scholars Think Tank
Seattle Public Schools
Lead the Think Tank's work to create recommendations to the Superintendent of Seattle Public schools regarding improving
2015 -2016

Principal
Cleveland High School
Seattle Public Schools
Improved academic achievement each year, at a school that was originally on the school closure list, by supporting a focus on teaching, learning and school culture. I Helped create a system of collegial collaboration. Improved student climate by supporting structures to empower student leadership. Led the development and implementation of a whole school rigorous/inclusive STEM program.
2009 – 2013

Principal
Meany Middle School
Seattle Public Schools
Improved academic achievement each year at this culturally diverse middle school with an emphasis on teaching and learning. Improved climate through setting high

expectations for students and teachers. Encouraged family engagement. Built a strong network of community partners to support academic enrichment.

2004 – 2009

**Assistant Principal
Washington Middle School
Seattle Public Schools
1999 – 2004**

**Head Counselor
Seattle Public Schools
1982 – 1999**

**Teacher
Seattle Public Schools
1976 – 1982**

Recent Workshops

**Culturally Responsive Teaching
Washington Middle School 2016 -2017**

**School Turnaround Process
Council of Great City Schools 2015**

Committees

**African American Male Advisory Committee
Advanced Learning Steering Committee
Seattle Public Schools: Labor Negotiations Team
Seattle Public Schools School Design Team**

Awards:

**High School Principal of the Year
Seattle Public Schools
2012- 2013**

**STEM Trailblazer
Seattle STEM Business Partnerships
2013**

**High School Principal of the Year
Seattle Public Schools
2011-2012**

**Excellence in Education Leadership Award
The University Council for Education Administration
University of Washington
2010**

**Thomas B Foster Award for Excellence
2005
(Which included a \$50,000 award for Meany Middle School)**

Families, Education, Preschool, and Promise Levy Oversight Committee

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- 6 City Council-appointed 3-year terms, subject to City Council confirmation
- 6 Mayor-appointed 3-year terms, subject to City Council confirmation
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Roster:

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1	F	2	1.	Member	Erin Okuno	1/1/20	12/31/22	1	Council
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2	F	N/A	6.	Member	Kimberly Walker	1/1/19	12/31/20	1	Council
2	F	N/A	7.	Member	Trish Dziko	1/1/19	12/31/21	1	Mayor
		7	8.	Member	Constance Rice	1/1/19	12/31/21	1	Mayor
3	F	N/A	9.	Member	Susan Lee	1/1/19	12/31/22	1	Mayor
2	M	3	10.	Member	Stephan Blanford	1/1/19	12/31/20	1	Mayor
6	F	4	11.	Member	Mackenzie Chase	1/1/19	12/31/19	1	Mayor
		2	12.	Member	Nicole Grant	1/1/19	12/31/20	1	Mayor
6	F	N/A	13.	Mayor	Jenny Durkan	N/A	N/A	1	Ordinance 125604
3	F	N/A	14.	Governance and Education Committee	Lorena Gonzalez	N/A	N/A	1	Ordinance 125604
4	F	N/A	15.	School District Superintendent	Denise Juneau	N/A	N/A	1	Ordinance 125604
			16.	School District Board Member	Chandra Hampson	N/A	N/A	1	Ordinance 125604
1	M	5	17.	Chancellor of Seattle Colleges	Shouan Pan	N/A	N/A	1	Ordinance 125604

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	1	2				2	1			1			
Council	2	3			1	3							1
Other	2	3			1		1	1		2			
Total	5	8			2	5	1	1		3			1

Key:

*D List the corresponding *Diversity Chart* number (1 through 9)

**G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text


File #: Appt 01612, **Version:** 1

Reappointment of Erin Okuno as member, Families, Education, Preschool, and Promise Levy Oversight Committee, for a term to December 31, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Erin Okuno</i>		
Board/Commission Name: <i>Families, Education, Preschool and Promise Levy Oversight Committee</i>		Position Title: <i>Member</i>
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input checked="" type="checkbox"/> City Council <input type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>		Term of Position: * 1/1/2020 to 12/31/2022 <input checked="" type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>Beacon Hill</i>	Zip Code: <i>98144</i>	Contact Phone No.: [REDACTED]
Background: <i>Erin Okuno is the executive director of the Southeast Seattle Education Coalition (SESEC). SESEC is a coalition of community-based organizations, schools, educators, community leaders, parents, and caregivers, and concerned SE Seattle residents working to improve education for all children, especially those in SE Seattle and those farthest away from opportunities.</i> <i>Before joining SESEC, Erin worked on developing K-12 and early learning education policy, supporting public libraries, and developing education coalitions. Through these experiences, she developed a deep interest in racial equity, which prepared her to lead SESEC and the coalition in its efforts to address poor educational achievements and unequal investments in SE Seattle schools.</i>		
Authorizing Signature (original signature):  Date Signed (appointed): 08.06.2020		Appointing Signatory: <i>Council President Lorena Gonzalez</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.

PROFILE

- Track record of leading and working in partnership with early learning and youth development providers, grassroots partners, systems level organizations, and coalitions.
 - Leading with a racial equity lens and community engagement.
 - History of collaborating and looking for unique ways to build partnerships to meet organizational goals.
 - Adept at managing multiple priorities simultaneously.
-

PROFESSIONAL EXPERIENCE

Education Experience

- Comprehensive experience in the education sector including K-12, early learning, and partnering with higher education and community based non-profits.
- Extensive experience working with communities of color, underserved and overlooked communities, rural and remote, and grassroots communities to bring resources and improve child and community outcomes.
- Lead a place-based coalition of over fifty organizations, schools, faith based organizations, union, parents/caregivers, and educators to advocate for equitable changes in SE Seattle.
- Strong understanding and work around educational equity, race and social justice, and putting the principles of equity into practice.
- Use metrics and information (qualitative and quantitative data) to evaluate programs and make adjustments to meet program goals and maximize resources.
- Worked at both the systems level and grassroots communities to build infrastructure and relationships in the hope of improving graduation rates and child outcomes.
- Building strong relationships with school district partners to support and advocate for change.
- Created a TEDx event around early learning, to introduce a multi-disciplined and holistic way of thinking about children and education. The event featured 12 speakers and 250 guests.

Diversity, Equity, Cultural Competency, and Outreach Experience

- Started a partnership with the University of Washington's Center for Child & Family Well-Being to bring cutting-edge research to practitioners, policymakers, and philanthropist. Topics focused on poverty, social-emotional development, and reaching the most-at-risk families.
- Created a fellowship program to identify and provide leadership training to up and coming grassroots leaders. The program focused on recruiting a diverse group of leaders and promoting equity through lessons and practices.
- Experience building coalitions with diverse participants and working to build consensus within the coalition.
- Developed the Fakequity (fake-equity) chart to demonstrate levels of equity, blog about equity at fakequity.wordpress.com. Present about equity and fakequity at conferences and trainings.

Administrative Experience

- Manage and lead a non-profit organization.
- Work with a leadership body to sustain and grow an organization.
- Briefed the Executive Director and Board of Directors on policy matters, budget, and advised on proposed program direction.
- Supervise a team of three, and additional volunteers.
- Worked closely with the communications department to ensure that department had the information they needed to talk about the work.

- Led strategic planning efforts and worked with multiple departments to write a comprehensive organizational strategic plan.
- Manage a non-profit budget and supervise resource generation.

EMPLOYMENT

Southeast Seattle Education Coalition, Seattle, WA

Executive Director, September 2014 – Present

Okuno Consulting, Seattle, WA

Principal, January 2013 – Present

- Clients include: Friends of the Children, Somali Youth & Family Club, Equity Matters, PALS Doulas

Foundation for Early Learning, Seattle, WA

Program Officer, March 2008 – June 2012 (hired as a Program Manager)

VOLUNTEER AND CIVIC ENGAGEMENT

University of Washington, Seattle, WA

Advisory Board, Certificate of Early Childhood Leadership, Fall 2009–Present

Neighborhood House, Seattle, WA

Board of Directors, Chair of Board Development Committee, December 2010–Present

Washington Budget and Policy Center, Seattle, WA

Board of Directors, May 2016—Present

Social Venture Partner Seattle, Seattle, WA

Brainerd Fellow, 2009—Present

PUBLICATIONS AND PRESENTATIONS

Blog posts

Fakequity (fake equity) blog: www.Fakequity.com

Collective Impact Forum:

- Six Steps to Take When You've Been Equity Bombed
- Dodging Equity Bombs and Avoiding "Fakequity"

Panelist at PolicyLink's Equity Summit 2015, Collective Impact and Equity

EDUCATION

Seattle University, June 2007

- Masters of Public Administration
- GPA 3.97
- Member of Pi Alpha Alpha honor society

Seattle University, June 2000

- Bachelor degree in Public Administration
- Minors in Political Science and Social Work

REFERENCES

- References available upon request.

Families, Education, Preschool, and Promise Levy Oversight Committee

17 Members: Pursuant to *Ordinance 125604*, 12 members subject to City Council confirmation, *staggered*-year terms:

- 6 City Council-appointed 3-year terms, subject to City Council confirmation
- 6 Mayor-appointed 3-year terms, subject to City Council confirmation
- 5 Other Appointing Authority-appointed (specify): *Ordinance 125604*

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
1	F	2	1.	Member	Erin Okuno	1/1/20	12/31/22	1	Council
2	F	2	2.	Member	Princess Shareef	1/1/20	12/31/22	1	Council
9	M	2	3.	Member	Shelby Cooley	1/1/19	12/31/20	1	Council
		1	4.	Member	Jennifer Matter	1/1/19	12/31/21	1	Council
2	M	2	5.	Member	Donald Felder	1/1/19	12/31/21	1	Council
2	F	N/A	6.	Member	Kimberly Walker	1/1/19	12/31/20	1	Council
2	F	N/A	7.	Member	Trish Dziko	1/1/19	12/31/21	1	Mayor
		7	8.	Member	Constance Rice	1/1/19	12/31/21	1	Mayor
3	F	N/A	9.	Member	Susan Lee	1/1/19	12/31/22	1	Mayor
2	M	3	10.	Member	Stephan Blanford	1/1/19	12/31/20	1	Mayor
6	F	4	11.	Member	Mackenzie Chase	1/1/19	12/31/19	1	Mayor
		2	12.	Member	Nicole Grant	1/1/19	12/31/20	1	Mayor
6	F	N/A	13.	Mayor	Jenny Durkan	N/A	N/A	1	Ordinance 125604
3	F	N/A	14.	Governance and Education Committee	Lorena Gonzalez	N/A	N/A	1	Ordinance 125604
4	F	N/A	15.	School District Superintendent	Denise Juneau	N/A	N/A	1	Ordinance 125604
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Legislation Text

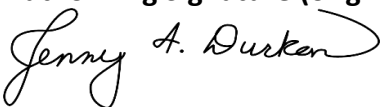
File #: Appt 01613, **Version:** 1

Appointment of Stephanie R. Gardner as member, Families, Education, Preschool and Promise Levy Oversight Committee, for a term to December 31, 2023.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Stephanie Gardner</i>		
Board/Commission Name: <i>Families, Education, Preschool and Promise Levy Oversight Committee</i>		Position Title: <i>Member</i>
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> City Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>		Term of Position: * 1/1/2020 to 12/31/2023 <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>Kent East Hill</i>	Zip Code: <i>98030</i>	Contact Phone No.: [REDACTED]
Background: <p>Stephanie Gardner is a Senior Program Manager at Sova Solutions. Sova helps higher education leaders meet their goals through improved collaboration between stakeholder groups, accelerated progress on key initiatives, and clear-eyed attention to business planning.</p> <p>Stephanie is a life-long educator. Her personal story and self-identity have influenced her resolve and passion for ensuring educational access, opportunity, and success for those individuals who have been historically underserved in the United States (U.S.).</p> <p>Stephanie has spent more than 20 years focused on diversity, equity and inclusion initiatives within higher education and workforce development. Stephanie has served on multiple committees that have enhanced institutions and opportunities for diverse college-going populations. Prior to joining Sova, Stephanie worked for a national nonprofit-Year Up, where she served as the Director of Recruitment, Admissions and Enrollment for Puget Sound. Stephanie also worked on Washington State education policy during her time at the Washington Student Achievement Council (WSAC) in Olympia, Washington. Her portfolio and bill analysis included secondary to post-secondary transition, college academic distribution requirements (CADRs), dual credit and smarter balance assessment (SBA). During her tenure, Stephanie was part of a collaborative team who launched a state-wide college in the high school (CiHS) evaluation process.</p>		
Authorizing Signature (original signature):  Date Signed (appointed): 6/16/2020		Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor of Seattle</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.



Stephanie R. Gardner

SUMMARY OF QUALIFICATIONS

Life-long educator. A twenty-year established track record of diversity, equity and inclusion work. A proven collaborator who has engaged diverse stakeholders for systems change on a local, state, regional and national level.

EDUCATION

- Ed.D. University of Washington, Seattle, WA, 2019
Concentration: Educational Leadership and Policy
Dissertation: Student growth oriented and academic mindsets, a mixed methods descriptive case study of Washington State Mathematics Engineering Science Achievement (MESA) high school students.
- M.Ed. University of Washington, Seattle, WA, 2006
Concentration: Educational Leadership and Policy
- B.A. University of Washington, Seattle, WA, 2001
Major: Communications
- Certificate: Management Development Program, Harvard University, Graduate School of Education, Cambridge, MA, 2015
- Certificate: University of Washington Strategic Leadership Training, Seattle, WA, 2006
- Certificate: College Board Summer Institute on Admissions and School Relations, Santa Cruz, CA, 2006

PROFESSIONAL EXPERIENCE

Senior Program Manager, Sova Solutions, Seattle, WA 12/19-present

Sova helps higher education leaders meet their goals through improved collaboration between stakeholder groups, accelerated progress on key initiatives, and clear-eyed attention to business planning. Their distinctive approach to change management combined with strategic attention to resource allocation sets Sova apart at a critical time in higher education's evolution. Sova's mission is to accelerate the pace and improve the quality of complex problem solving in higher education and workforce development. Driven by a core commitment to advancing genuine socioeconomic mobility through education, we help higher education leaders seize opportunities and avoid pitfalls as they move from strategy to action, from solution to implementation, and from pilot to scaled intervention. Sova pursues its mission through distinctive approaches to organizational capacity building with an emphasis on change leadership, strategic planning and process improvement.

Director of Recruitment and College Enrollment, Year-Up Puget Sound, Seattle, WA, 5/18-12/19

- Developing and refining recruitment efforts to strategically assess and segment the local landscape; approach with a strategy comparable to “customer acquisition” including a market assessment, segmentation, targeting, and acquisition to optimize creating applicant pools based on likelihood of success in programmatic offerings
- Developing and leading a team to execute a strategic marketing and communication plan that enhances understanding of Year Up’s programmatic offerings to prospective applicants, and community and college partners
- Creating and implementing a plan to build a diverse portfolio of strong relationships with key stakeholders such as college career counselors, professors, administrators, high school guidance counselors, and community leaders to diversify and ensure a robust recruitment pipeline that is directly tied to Year Up’s student outcomes goals
- Embodying a “servant leadership” style to empower the strengths of all team members and flex individual style to most effectively lead, coach, mentor and manage team members (8 total) in a collaborative, team-based environment. Overseeing hiring, onboarding, training, management and development of team
- Using real-time data to report on progress towards goals, provide ongoing assessment of recruitment activities and course correct recruitment activities and strategy as necessary. Managing Salesforce platform to track and interpret analytics regarding pipeline development

Associate Director of Academic Affairs and Policy, Washington Student Achievement Council (WSAC), Olympia, WA 8/16-5/18

- Bill analysis and development of policy recommendations to support goals in the Roadmap
- Actively participated in the development of the Roadmap updates, and Strategic Action Plan, included analysis of current trends, research to find examples of effective programs and policies from WA, the U.S.; and development of recommended actions to advance the Council’s goals
- Developed presentations, papers, or other media to communicate policy work to a broad range of audiences
- Participated and contributed as a member of related agency groups and external groups
- Engaged with state or national associations, compacts, projects, and other groups to support work in assigned areas of responsibility
- Acted as an expert resource to internal and external audiences including: fellow staff, institutions, partner agencies, legislature, governor’s office, press, and the public
- Primary areas of policy portfolio: High School Completion, Secondary to Post-Secondary Transition, College Readiness, Equity and Diversity, P20, Smarter Balance, Dual Credit
- Participated in a cross-agency committee responsible for implementing a new statewide evaluation process for College In the High School (CiHS) programs operating in WA State

Director and Alliance Administrator, University of Washington, Office of the Vice President for Minority Affairs and Vice Provost for Diversity, National Science Foundation-Pacific Northwest Louis Stokes Alliance for Minority Participation (NSF PNW LSAMP), Seattle, WA 2/14-8/16

- Oversaw the management of a 3.5 million-dollar NSF budget as well as a variety of state budgets
- Administration of grant including oversight of five four-year universities and eight community colleges, operational costs, staff salaries, fiscal reports, and record documentation
- Managed and set agenda for Steering Committee (28 members) and Faculty Advisory Committee (5 members) while providing follow-up action as required by three-state alliance; engaged and coordinated annual Governing Board that included Provosts, Deans, Directors, Diversity Officers and Industry focals (28 members)
- Liaison with executive leadership at the National Science Foundation
- Supported strategic goals of the grant through campus site visitations as a means to assess progress and challenges, while ensuring campuses complied with and met grant deliverables
- Coordinated, supervised, and evaluated activities of UW student services staff (1 student/2 professional)
- Coordinated PNW LSAMP evaluation in collecting outcome data, reporting via national data collection system (WEBAMP) and interface with PNW LSAMP evaluators to produce alliance reports to NSF and partners
- Managed LSAMP Student Center; Day-to-day operations that included oversight of more than 2000 UW program

participants

- Served as liaison with alliances around the country to document, disseminate, and implement best practices, promoted the program and lead public relations effort relative to STEM partnerships/highlighted alliance activities and developed collateral materials for PNW LSAMP (in partnership with Communications Director)
- Engaged a network of faculty and STEM industries to provide student intern and research opportunities
- Participation in grant writing team that secured 3.5 million in funding from the NSF
- Led efforts to compile 2015 all-alliance *Impact Report* to NSF
- Successfully co-led and managed a high-profile campus visitation and STEM focused lecture for the Reverend Jesse Jackson

Associate Director: University of Washington, Office of the Vice President for Minority Affairs and Vice Provost for Diversity, National Science Foundation-Pacific Northwest Louis Stokes Alliance for Minority Participation (NSF PNW LSAMP), Seattle, WA 7/10-2/14

- Managed various undergraduate recruitment, retention, and student success programs
- Worked with industry to recruit diverse STEM students based on industry specifications, coordinated industry tours, prepared students for interviews and reviewed résumés
- Worked with Advancement team to steward relationships between the LSAMP program and industry/donors
- Assisted with assessment/evaluation, data collection, tracking, and reporting at both a three-state alliance and institutional level
- Served as a liaison and collaborator with alliance institutions, boards, and committees
- Collaborated and strategized with STEM campus partners, STEM industry, and faculty to ensure program participants were connected to viable resources: mentors, research programs, scholarships, academic counselors
- Partnered with academic and counseling units to ensure students were on positive academic trajectories as defined by their STEM majors
- Provided student letters of recommendation for scholarships, internships, and graduate programs, provided university faculty and industry with letters of support for career research grants
- Co-supervised and co-developed four-week STEM Summer Bridge Transition program, included assessment of applicant's ability to enter competitive STEM majors and retention at the UW
- Recruited new and current STEM students to the LSAMP program
- Oversaw: multiple program budgets totaling 2.6 million dollars, student assistants/GSA, promotional materials/website, and LSAMP Learning Center
- Co-wrote and co-lead first OMA&D STEM/Engineering focused study abroad seminar to Brisbane, Australia, 2012-2016
- Successfully relocated and launched a new student center
- Between Fall 2009-Fall 2013, the alliance experienced a 74% increase in underrepresented minority (URM) STEM enrollment (N=1921 to 3334)
- Between 2009/10-2013/14, the alliance experienced an 89% increase in URM STEM degrees granted per year (N=321 to 606)

Assistant Director, University of Washington, Office of the Vice President for Minority Affairs and Vice Provost for Diversity, Community and Public Relations Division (CPR), Seattle, WA 6/07-7/10

- Served as the unit lead in the absence of the Vice President
- Collaborated with Communications Specialist on speaking points and briefing packets, collaborated to brand and publicize events through various media (web-based, radio, television, print) while adhering to UW Marketing standards
- Identified new venue/event opportunities that successfully positioned OMA&D in underrepresented communities
- Assisted with hiring, training, and management of professional staff (2), student assistants and interns (1-2)
- Collaborated with multiple university departments including the UW Alumni Association and Advancement, senior administrators, VIPS, students, alumni and community agencies to plan, execute, and evaluate events

- Monitored unit budgets, expenditures, and revenue, responsible for travel, processing, purchasing, and fiscal paperwork
- Key leader and catalyst for the development of the inaugural CPR created by the OMA&D Vice President/Provost in 2007
- Co-committee chair for the annual department *Friends of Educational Opportunity Program (FEOP) Celebration Fundraiser*
- Leadership, strategic direction, and concept development for OMA&D inaugural programs including week-long all campus celebration of the departmental 40th anniversary, managed or collaborated on 20-40 events impacting multiple stakeholders

Admissions Outreach Counselor and Coordinator, University of Washington, Office of the Vice President for Minority Affairs and Vice Provost for Diversity, Outreach and Recruitment (OR) Division, Seattle, WA 9/05-6/07

- Served on the freshman review board to read and select the incoming freshmen class (included training on UW Admissions policies and College Board Summer Institute Admissions and School Relations certification)
- Assisted with the development, implementation, and evaluation of annual plans for the recruitment of underrepresented (UR) students
- Recruited and advised underrepresented students and their families about the admissions process and OMA&D and UW support services (special emphasis on low SES, UR, transfer and first-generation students)
- Supervised, mentored, trained, and evaluated a team of 10-12 UW OMA&D Student Ambassadors
- Developed, managed, executed, and evaluated annual events for Outreach and Recruitment (OR)
- Managed collaborative partnerships with statewide college access programs and community-based organizations
- Presented and promoted the UW at various conferences, summits, and workshops
- Served on the UW Costco Diversity Scholarship Committee
- Created all-advisor admissions and outreach conference for high school advisors, high school professional staff and community-based organizations, reinstated signature departmental yield and preview day-*Shaping Your Future*
- Key leader and member of a team who contributed to two consecutive years of increased underrepresented freshmen student enrollment at the UW between 2005-2007
- Assisted in the marketing and launch of the *Husky Promise* campaign

Program Coordinator, University of Washington, Office of the Vice President for Minority Affairs and Vice Provost for Diversity, Department of Education (DOE) Seattle Early Scholars Outreach (SESO) Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP) Seattle, WA 1/02-9/05

- Promoted the program through various community events
- Served as a liaison to multiple partners including 11 Seattle Public Schools, Youth and Family Services, administrators, parents, students, and the UW community
- Lead and assisted with various types of events including: campus visits, overnight stays at the university, summer programs, end of year dinner, and specialized programming
- Presented program highlights to students, parents, and outside agencies
- Developed program curriculum
- Worked with the College of Arts and Science GEAR UP program on a week-long residential program for middle school students
- Obtained program match as stipulated by the federal grant
- Served over 1000 pre-college students in a single year through campus tours and visitations
- Created and launched a new week-long program focused on career exploration for pre-college populations

RECOGNITION

- Dr. Zenobia Hikes Scholarship recipient (sole recipient)
- Featured on OMA&D Homepage, *Doctoral Student and LSAMP Director Helps Diversity STEM Workforce*, December 2015
- Featured Alumnae University of Washington, College of Education, December 2015
<https://education.uw.edu/news/student-leads-initiative-diversify-stem-workforce>
- Selected and featured in the 2009 Alpha Kappa Alpha Inc. calendar, featuring Seattle's *Up and Coming Young African American Professionals*
- Nominated and selected as UW Pangaea International staff study abroad program award recipient, Paris, France, 2008
- Certificate of recognition for OMA&D *Outstanding Contribution Award*, 2007

PROFESSIONAL PRESENTATIONS AND PAPERS

- Gardner, S., Hammer, J. & Reykdal, K. (2017, November). *Dual Credit Trends and Future System Improvement*. Presented at the Washington State School Directors' Association Conference, Bellevue, WA.
- Gardner, S., Dittrich, B. & Garver, J. (2017, October). *Why Equity, Quality, Guidance and Communication Matter. Dual Credit Pathways and Considerations for Statewide Educational Attainment*. Presented at the GEAR UP Western Regional Conference, Portland, OR.
- Flores, R. Gardner, S., Garver, J. & Reykdal, K. (2017, October). *The State of Dual Credit in Washington*. Presented at the annual Washington Student Achievement Council (WSAC) Pave the Way Conference, Ellensburg, WA.
- Gardner, S., Humble, G., Kaul, G., Kerouac, P. & Pusateri, J. (2017, October). *Advanced Placement and the Non-Score Sending Challenge*. Presented at the Advanced Placement Symposium, Louisville, KY.
- Gardner, S., Lowe, A. & McCarter, M. (2017, April). *Exploring the Range of Funding Models for Concurrent and Dual Enrollment*. Presented at the National Concurrent Enrollment Partnerships (NACEP) Western Regional Conference, Missoula, MT.
- Cummings, K., Gardner, S., Parr, A. & Teed, P. (2016, November). *Measuring Up: Are Washington Students Performing on the Statewide Indicators of the Educational System*. Presented at the annual Washington Student Achievement Council (WSAC) Pave the Way Conference, Tacoma, WA.
- Dunbabin, M., Gardner, S., Jordan, C. & Lum, C. (2016, June). *Expanding Diversity in STEM: Developing International Education and Research Partnerships in a Global Society*. Presented at the annual American Society for Engineering Education (ASEE), New Orleans, LA.
- Gardner, S., Sperry, T. & Ward, T. (2015, November). *Crossing Boundaries-Transforming STEM Education*. Presented at the annual Association of American Colleges and Universities (AAC&U), Seattle, WA.
- Cenicerros, K., Gardner, S. & Jordan, C. (2015, March). *Moving Beyond Barriers: Transforming International Education through Inclusive Excellence*. Presented at annual Diversity Abroad Conference, New Orleans, LA.

- Edwards Lange, S., Espania, A., Gallardo, G. & Gardner, S. (2014, March). *Global Learning: Increasing Study Abroad Opportunities for Students from Diverse Backgrounds at the University of Washington*. Poster contributor at annual Association of American Colleges and Universities Network for Academic Renewal Conference, Chicago, IL.
- Gardner, S. & Jordan, C. (2013, October). *A Call to Action LSAMP Model for Broadening Participation in STEM*. Presented at LSAMP National Conference, Indianapolis, IN.
- Gardner, S., Smith, K. & Miller, S. (2005, October). *The University and Community Leadership Recruitment*. Presented at the American Council on Education, Phoenix, AZ.

PROFESSIONAL SERVICE, LEADERSHIP & AFFILIATIONS

- Selected cohort Washington STEM's Racial Equity Roundtable (competitive 24 selected from across WA), November 2017-present
- Program Advisory Committee, Northcentral University, College of Education, March 2017-July 2018
- Board Member National Alliance of Concurrent Enrollment Partnerships (NACEP) Leadership and Policy Committee, May 2017-May 2018
- Co-facilitator for The Washington Council Commission on Dual Credit, Roundtable Discussion-Equity and Access, March 2017
- Ready Washington Advisory Committee, August 2016-May 2018
- The Washington Council for High School-College Relations, August 2016-May 2018
- Scholarship Reviewer, Seattle Central Foundation, April 2016
- Keynote Speaker Sammamish High School STEM Career Fair, 2016
- Guest Speaker and Panel Moderator, Technology Access Foundation Academy Young Women's Symposium, April 2016
- Selected participant Alice Manicur Symposium for Women Aspiring to Become Vice Presidents in Student Affairs (competitive admission 80 selected from across the U.S.), San Antonio, TX, Jan. 21-24, 2016
- Leadership Tomorrow 2016 cohort (competitive admission only 71 participants selected in WA, year-long intensive civic leadership program)
- UW Brotherhood Initiative Committee, May 2015-2017
- Appointed to National Association of Student Personnel Administrators (Student Affairs Administrators in Higher Education) (NASPA) African American Knowledge Community Board, Conference Social Engagement Chair, term May 2015-April 2016
- Office of the Provost, Undergraduate Internships Advisory Council, 2015-2016

- Member of Brotherhood Initiative Research Team, 2015-2016

*An initiative to address yield and retention of males of color on the UW campus

- UW OMA&D Educational Opportunity Program Scholarship Committee, 2015, 2016
- UW OMA&D Upward Bound Program, Director Search Committee, 2015
- Member National Association of Student Personnel Administrators (Student Affairs Administrators in Higher Education) (NASPA) 2014-2016
- UW College of the Environment, Doris Duke Committee, 2014, 2015
- Co-Emcee for UW OMA&D, *Welcome Daze* Event for newly admitted freshmen and transfer students and their families (300-350 attendees), 2014, 2015
- Appointed to National Association of Student Personnel Administrators (Student Affairs Administrators in Higher Education) (NASPA) African American Knowledge Community Board, Best Practices Spotlight Chair, term May 2014-April 2015
- UW OMA&D Costco Scholarship Committee
- UW GO and Fritz Scholarship Committee, 2014
- Reviewer National Association of Student Personnel Administrators (Student Affairs Administrators in Higher Education) (NASPA) Region V Awards, 2014
- Program Reviewer 2014 National Association of Student Personnel Administrators (Student Affairs Administrators in Higher Education) (NASPA) Western Regional Conference, 2014
- UW OMA&D Welcome Daze Co-Chair, 2014
- Selected participant Alene Moris National Education for Women's Leadership Institute, Seattle, WA, June 16-20, 2014
- UW OMA&D Educational Opportunity Program, Director Search Committee, 2014
- UW Mary Gates Leadership Reader, 2013-2015
- University of Washington, OMA&D Purple and Gold Parent Panelist 2013, 2014 (pre-college focus)
- University of Washington, OMA&D Young Gifted and Black Panelist 2013, 2014 (pre-college focus)
- Co-wrote and co-lead the first OMA&D/Engineering STEM focused study abroad seminar to Brisbane, Australia-*Interdisciplinary STEM Autonomous Underwater Vehicles and Ecosystems*, 2012-2016

COMMUNITY SERVICE

- Stanley Ann Dunham Scholarship Fund Board of Directors, 2018-present
 - Co-Chair for the Selection and Scholarship Committee 2018-2019
 - Chair 2019-2020

- Technology Access Foundation (TAF) Board of Directors, 2014-2017
- Past Mentor Chair for the Miss Seafair Scholarship Program
- Past Member of the Seattle Urban League Young Professionals (SULYP), 2008-2009,
 - Chair for the Education and Youth Empowerment Committee, 2008-2009
- Past Mentor with the Garfield Urban Scholars Program
- Past Mentor at Seattle Girls' School
- Past volunteer with Ron McNair Camp-In

Families, Education, Preschool, and Promise Levy Oversight Committee

17 Members: Pursuant to **Ordinance 125604**, 12 members subject to City Council confirmation, *staggered*-year terms:

- 6 City Council-appointed 3-year terms, subject to City Council confirmation
- 6 Mayor-appointed 3-year terms, subject to City Council confirmation
- 5 Other Appointing Authority-appointed (specify): Ordinance **125604**

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
1	F	2	1.	Member	Erin Okuno	1/1/19	12/31/19	1	Council
2	F	2	2.	Member	Rachael Steward	1/1/19	12/31/19	1	Council
9	M	2	3.	Member	Greg Wong	1/1/19	12/31/20	1	Council
		1	4.	Member	Phyllis Campano	1/1/19	12/31/21	1	Council
2	M	2	5.	Member	Donald Felder	1/1/19	12/31/21	1	Council
2	F	N/A	6.	Member	Kimberly Walker	1/1/19	12/31/20	1	Council
2	F	N/A	7.	Member	Trish Dziko	1/1/19	12/31/21	1	Mayor
		7	8.	Member	Constance Rice	1/1/19	12/31/21	1	Mayor
3	F	N/A	9.	Member	Susan Lee	1/1/19	12/31/22	1	Mayor
2	M	3	10.	Member	Stephan Blanford	1/1/19	12/31/20	1	Mayor
6	F	4	11.	Member	Stephanie Gardner	1/1/20	12/31/23	1	Mayor
		2	12.	Member	Nicole Grant	1/1/19	12/31/20	1	Mayor
6	F	N/A	13.	Mayor	Jenny Durkan	N/A	N/A	1	Ordinance 125604
3	F	N/A	14.	Gender Equity, Safe Communities, New Americans, and Education Committee	Lorena Gonzalez	N/A	N/A	1	Ordinance 125604
4	F	N/A	15.	School District Superintendent	Denise Juneau	N/A	N/A	1	Ordinance 125604
			16.	School District Board Member	Chandra Hampson	N/A	N/A	1	Ordinance 125604
1	M	5	17.	Chancellor of Seattle Colleges	Shouan Pan	N/A	N/A	1	Ordinance 125604

SELF-IDENTIFIED DIVERSITY CHART

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	1	2				2	1			1			
Council	2	3			1	3							1
Other	2	3			1		1	1		2			
Total	5	8			2	5	1	1		3			1

Key:

*D List the corresponding *Diversity Chart* number (1 through 9)

**G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

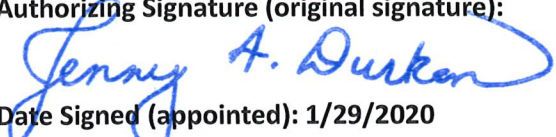
File #: Appt 01614, **Version:** 1

Appointment of Emmanuel Dolo as member, Seattle Immigrant and Refugee Commission, for a term to January 31, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Emmanuel Dolo		
Board/Commission Name: Seattle Immigrant and Refugee Commission		Position Title: Member
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment	City Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Appointing Authority: <input type="checkbox"/> City Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Term of Position: * 2/1/2020 to 1/31/2022 <input type="checkbox"/> <i>Serving remaining term of a vacant position</i>	
Residential Neighborhood: N.A.	Zip Code (work): 98118	Contact Phone No.: [REDACTED]
<p>Background:</p> <p>As a victim of civil wars and a refugee for nearly 10 years, exposed to traumatic experiences and untold human sufferings, Emmanuel GV Dolo is committed to helping and serving the immigrant and refugee communities in Seattle.</p> <p>Dolo founded the Population Caring Organization (PCO) in 2014. The humanitarian organization started in the Buduburam Refugee Camp in Ghana and was extended to Liberia in 2006. For more than 9 years, Dolo served as the Executive Director, helping to provide good sanitation to camp residents, free primary education to more than 800 vulnerable refugee children, vocational skills training to more than 245 refugee women (especially mothers).</p> <p>Emmanuel Dolo moved to Seattle in 2012. Realizing the great potentials of African community leaders in and around Seattle, he worked with Professor Mark Hower (Core Faculty at Antioch University Seattle at the time, now Dean at Antioch University Los Angeles) to mobilize African entrepreneurs who lead nonprofits and other enterprises in their respective African communities. In 2016, he and Dr. Hower conducted a series of workshops and community meetings, drawing participants from eight African-led organizations and communities. At the end of the initiative, the participants formed themselves into a group called the African Community Alliance. The purpose of the alliance is to promote networking and mutual support among participating organizations and communities.</p> <p>Currently, Dolo is the founder and Operating Manager at Washington Transfinancial Services, an LLC based in South Seattle. In this role, he provides professional support to African-owned small enterprises, especially in the areas of targeted business development strategies, operational support, and transportation. He has been in this role since the establishment of the LLC in September of 2019.</p>		
Authorizing Signature (original signature):  Date Signed (appointed): 1/29/2020		Appointing Signatory: Jenny A. Durkan Mayor

*Term begin and end date is fixed and tied to the position and not the appointment date.

Emmanuel Dolo

Professional Summary

- Entrepreneurial Project and Program Manager with a master's degree and 15+ years of experience developing and managing large-scale initiatives that effect positive, lasting change, often at a national level
- Proven track record of using data to measure and continuously improve processes and achieve goals while collaborating to foster multicultural understanding and inclusion
- Excellent communication and organizational skills, with strong critical-thinking and problem-solving abilities

Core Skills

- | | | |
|----------------------------|----------------------------------|----------------------------------|
| ▪ Community development | ▪ Project management | ▪ Digital storytelling |
| ▪ Community engagement | ▪ Project development and design | ▪ Microsoft Office (Word, Excel) |
| ▪ Proactive Problem Solver | ▪ Operations improvement | ▪ Database management systems |
| ▪ Program management | ▪ Reporting, report writing | ▪ Presentations |

Professional Experience

Washington Transfinancial Services, LLC – Seattle Washington

September 2019 to present

Founder

- Formed the Limited Liability Company (LLC) by registering with the State of Washington and filing all formation documents including SS-4 document for EIN, preparing bylaws/operating agreement, etc., and obtaining the certificate of formation.
- Recruited members, organized the Record Book Issued Ownership Certificates, and filed articles of incorporation/organization
- Created and continually improved the concept of the business

Operating Manager

- Established the business ideas of the three major services, i.e transportation, financial, and business development support
- Setup Business Bank Account
- Created a professional business plan
- Recruited the first three customers
- Managed two staff members

International Rescue Committee (IRC) – Seattle Washington

December 2018 to present

Volunteer, Youth Program Tutors

- Supported the College and Career Academy program on Mondays and Wednesdays from 10-11am

On-Call Volunteer

- Step-up to support staff and clients when needed

Cultivating New Frontiers in Agriculture (CNFA) - Monrovia, Liberia

Aug – Oct 2017

Graduate Intern, Liberia Agribusiness Development Activity

- Identified challenges and made concrete recommendations for 13K farmers across 40 businesses to improve economic development, processes, policies, finance, hiring, and labor compliance over the next 3 years
- Facilitated the process that empowered 113 agribusiness staff and managers to develop metrics in order to measure the social and financial impact of their businesses on their communities as part of the \$19 million project

Antioch University Counseling and Psychology Clinic-Seattle, Washington

Jun – Aug 2017

Assistant to the Director

- Vastly simplified and streamlined the client information record system in 2 months, increasing efficiency and reducing time spent recording by several hours in the first month

Antioch University - Seattle, Washington

Jan 2013 – Jul 2015

Admissions Assistant

- Reduced admissions counselors' workload by collaborating to organize info sessions, recording potential student information, and explaining academic programs, freeing up several man-hours per week

iLEAP- Seattle, Washington

Jul – Aug 2012

Program Assistant (Temporary Contract)

- Supported 9 international students visiting the US by facilitating and guiding their learning and research to help them feel comfortable and receive the best possible learning experience

Population Caring Organization- Liberia and Ghana

May 2004 – Jul 2012

Founder and Executive Director

- Founded the Organization and led a staff of 48+, including 14 peace-cells facilitators, transforming ideas into actions and fostering collaboration
- Created a program at Buduburam Refugee Camp, providing sanitation and skills training for 120 elders, 350 women, 56 peace-cells facilitators, and 735 child students; indirectly, the program benefited 16K+ refugees
- Planned and implemented a national initiative in Liberia, bringing together 16 civil society groups into national councils, fostering understanding and reconciliation across religious, social, tribal, and political systems
- Designed and implemented the African Community Alliance Program in the state of Washington, enabling 8 Seattle-based African community partnerships to collaborate and share resources to impact the community
- Developed and managed a myriad of projects, including the PCO Refugee School Project, the Rural Liberian War-Affected Youth Project, and the Refugee Mothers' Vocational Skills Training Program

Children Better Way-Buduburam, Ghana

Mar 2000 – Feb 2003

Child Rights Coordinator

- Led a project to raise awareness of refugee children's rights by educating parents and guardians, significantly reducing corporal punishment and enabling a vast majority of children to feel safe, respected, and loved

Education

Northwest University | Kirkland, Washington

Graduated May 2018

- Master of Arts (MA) in International Community Development

Antioch University | Seattle, Washington

Graduated Jul 2015

- Bachelor of Arts (BA) in Liberal Studies

Seattle Central College | Seattle, Washington

Transferred Jul 2015

- Associate of Arts in Business Administration

Honors and Awards

International Youth Foundation | Baltimore, Maryland

- **Laureate Global Fellow**- Rigorously selected as one of 20 worldwide fellows for outstanding contributions to improving lives

iLEAP | Seattle, Washington

- **International Fellow**- One of only Five applicants worldwide admitted as a fellow

Buduburam Refugee Camp Social Club | Buduburam, Ghana

- **Director of the Year Award**-Recognized for community contributions made as Founder and Director of the Population Caring Organization

Seattle Immigrant and Refugee Commission

15 Members: Pursuant to *Ordinances 12822 and 120345 and SMC 3.14.545*, *[all]* members subject to City Council confirmation, *[14 [have 2-year terms, (1) Get Engage Member has 1 year term:*

- **7** City Council-appointed
- **8** Mayor-appointed

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
1	F	5	1.	Member	Maya Babla Appiah	2/1/19	1/31/21	2	Council
1	M	2	2.	Member	Johnson Bach Nguyen	2/1/19	1/31/21	1	Council
2	F	1	3.	Member	Medhanit A. Abebe	2/1/19	1/31/21	2	Mayor
3	F	3	4.	Member	Karen Arlette Gamez Lopez	2/1/19	1/31/21	1	Mayor
1	F	4	5.	Member	Shelani M. Vanniasinkam	8/1/2019	7/31/21	1	Council
2	F	3	6.	Member	Ilays A. Aden	8/1/2019	7/31/21	1	Mayor
3	F	6	7.	Member	Karina San Juan-Guyton	8/1/2019	7/31/21	2	Mayor
8	F	2	8.	Member	Naheed Aaftaab	2/1/20	1/31/22	2	Council
3	F	5	9.	Member	Maria Jimenez-Zepeda	2/1/20	1/31/22	2	Council
2	F	2	10.	Member	Farhiya Mohamed	2/1/20	1/31/22	3	Mayor
2	M	2	11.	Member	Emmanuel Dolo	2/1/20	1/31/22	1	Mayor
3	F	5	12.	Member	Denisse Guerrero-Harvey	2/1/19	1/31/21	1	Council
1	F	7	13.	Member	Riddhi Mukhopadhyay	8/1/18	7/31/20	3	Mayor
9	F	2	14.	Member	Ankita Patel	8/1/18	1/31/20	1	Council
3	F	2	15.	Get Engaged Member	Amanda Sandoval	9/1/19	8/31/20	1	Mayor

SELF-IDENTIFIED DIVERSITY CHART

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Men	Women	Transgender	Unknown	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other (Specification Optional)	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	1	7			1	4	3						
Council	1	6			3		2					1	1
Other													
Total	2	13			4	4	5					1	1

Key:

- *D** List the corresponding *Diversity Chart* number (1 through 9)
 - **G** List *gender*, **M** = Male, **F** = Female, **T** = Transgender, **U** = Unknown
 - RD** Residential Council District number 1 through 7 or N/A
- Diversity information is self-identified and is voluntary.*



Legislation Text

File #: CF 314455, **Version:** 1

Seattle Information and Technology Department request for a six-month extension for the filing a Surveillance Impact Report due on September 1, 2020.

The Extension Request is provided as an attachment.

Memo

Date: 08/28/2020
To: Chair Alex Pedersen and Members of the Transportation & Utilities Committee
From: Saad Bashir, Chief Technology Officer
Subject: Surveillance Impact Report (SIR) Extension Request

Purpose

The COVID-19 pandemic, subsequent modifications to the Open Public Meetings Act (OPMA) and associated prioritization of Information Technology and Departmental resources to respond to the emergency has resulted in significant delays in the process of completing Surveillance Impact Reports (“SIRs”). After consultation with the Transportation and Utilities Committee Chair Alex Pedersen and Central Staff, the stakeholder departments respectfully request a six-month extension to the previously identified deadline of September 1, 2020 to March 1, 2021.

This memorandum outlines both a revised workplan and public engagement process that will include online opportunities for comment. Details of the revised workplan and status of SIR reviews are provided below and included in Exhibit A.

Summary

The City’s COVID-19 response and OPMA modifications have resulted in unexpected delays to SIR submissions, specifically:

- Re-prioritization of City efforts in response to COVID-19 pandemic has delayed work on non-COVID related activities, including work on SIRs.
- Governor Inslee’s executive order to limit City Council activity to non-COVID 19 related issues has resulted in a pause in considering SIR reviews and other Surveillance Ordinance compliance issues.
- Social distancing requirements and *Stay Home, Stay Healthy* orders will continue through an unknown period in 2020 and preclude the City from effectively hosting public engagement until technical solutions have been adapted to this use case.

While the Governor’s *Stay Home, Stay Healthy* guidelines and limitations are in place, we recommend that we use interactive, online public meeting technologies, like WebEx, to meet the Surveillance Ordinance public engagement requirements and ensure ample opportunity for community input. The revised workplan and public engagement process are included in Exhibit A, which provides a timeline for a March 1, 2021 SIR submission deadline.

Despite these delays in public engagement and SIR submission, work has continued on compliance efforts related to the Surveillance Ordinance, including the on-time submission of all CTO Quarterly Determination Reports, as well as collaboration with the City Auditor’s Office on the Annual Surveillance Usage Review. Additionally, the Privacy Office (on behalf of the CTO) is preparing the CTO’s September 2020 Surveillance Technology Community Equity Impact Assessment and Policy Guidance Report.

Exhibit A: SIR Timeline & Community Engagement Plan

Timeline*

Date	Action	Status
April 30, 2020	Q1 Determination Report	Submitted; Filed with City Clerk
July 30, 2020	Q2 Determination Report	Submitted; Filed with City Clerk
September 15, 2020	CTO Equity Impact Assessment	In Progress
October 30, 2020	Q3 Determination Report	To be completed
November 1, 2020	Group 2 Council Submission	Group 2 SIRs are complete and ready for submission
November 1, 2020	Public Engagement: Group 3	Group 3 SIRs are complete and awaiting public engagement
December 15, 2021	Public Engagement Ends: Group 3	
January 15, 2021	Group 3 Council Submission	
January 15, 2021	Public Engagement: Group 4	Group 4 SIRs are in the drafting phase
Feb 15, 2021	Public Engagement Ends: Group 4	
March 1, 2021	Group 4 Council Submission	

*Please note further adjustments to the timeline may be required for completion of compliance requirements.

SIR Status

Working Group input and public engagement has been completed as part of the review of Group 2 SIRs. Group 3 SIRs have been drafted and public engagement was planned for the Summer of 2020 before the COVID-19 pandemic delayed efforts and additional work towards public engagement and Working Group input. With the extended timeline and revised plan for public engagement, we expect to move on Group 3 and prepare for Council submission as Group 2 SIRs are submitted. Lastly, the Working Group will be consulted to determine the scope and timeline to finalize Group 4 SIRs, with the goal of conducting public engagement in early 2021.

Working Group Engagement

The delay in public engagement, limited Council activity and capacity, and Citywide reprioritization efforts have delayed the continued work on retroactive SIRs. As such, the Working Group has not had an opportunity to convene or provide their required assessment during this time.

The Working Group plays a role in the impact assessment and SIR process and will be engaged to ensure any revised timelines include the 6-8 week review time described by the Surveillance Ordinance:

At the conclusion of the public engagement period, the CTO shall share the final proposed SIR with the Working Group at least six weeks prior to submittal of the SIR to Council for approval. The Working Group shall provide its impact assessment in writing to the Executive and the City Council for inclusion in the SIR within six weeks of receiving the final proposed SIR. If the Working Group does not provide the impact assessment before such

time, the Working Group must ask for a two-week extension of time to City Council in writing. If the Working Group fails to submit an impact assessment within eight weeks of receiving the SIR, the department and City Council may proceed with ordinance consideration without the impact assessment.

Public Engagement

Given the statewide orders regarding public meetings as well as social distancing guidelines for protecting public health to continue into 2020, we need to reconcile the public engagement limitations with Ordinance requirements. Specific language in the Ordinance follows:

14.18.020.C: Prior to requesting Council approval pursuant to subsection 14.18.020.A, the department must complete one or more community meetings with opportunity for public comment and written response. The Council may direct the department to conduct additional community engagement before approval, or after approval as a condition of approval. The community meeting or meetings should be accessible, be noticed in multiple languages, be held in communities impacted by the proposed acquisition, and collect information about potential disparate impacts on disadvantaged groups.

14.18.040.B.4: A description of any community engagement held and any future community engagement plans, including statistics and demographics on attendees, a compilation of all comments received and departmental responses given, and departmental conclusions about potential neighborhood and disparate impacts that may result from the acquisition.

Although there are challenges and limitations with hosting virtual public meetings, we expect to be able to satisfy the public involvement requirements of the Ordinance regarding location, inclusion of attendee demographic information, comments, answers and analysis in the SIR submission.

Exhibit B: Background

The following provides detail about the Surveillance Ordinance and subsequent amendments and requests regarding the SIR deliverables:

Surveillance Ordinance

The Seattle City Council passed Ordinance 125376, known as the “Surveillance Ordinance”, to provide greater transparency to City Council and the public when the City acquires technology that meets the City’s definition of surveillance. The Surveillance Ordinance, which took effect on 9/4/2017, outlines requirements that include surveillance technology review and approval by City Council before acquisition for new technologies; Council review and approval via ordinance for existing technologies; and reporting about surveillance technology use and community impact. The Surveillance Ordinance is meant to protect the information of vulnerable populations who may not understand how information they give to the City could be used. The first two SIRs, SDOT’s CCTV and LPR cameras were approved on 9/23/2019.

2018 Surveillance Ordinance Amendment

At the March 20, 2018, Governance, Equity and Technology Council Committee meeting, Councilmember O’Brien introduced an amendment to the Surveillance Ordinance. After six months of deliberation, the amendment was passed on 9/18/2018. It established a seven-member Working Group to review the SIRs and advise Council on privacy and equity issues associated with surveillance technologies. This additional step provides the Working Group 6-8 weeks for their review of the SIR and 1-2 weeks for the CTO to incorporate or address any recommendations into the SIR documentation.

2019 SIR Format Update

At the 5/21/2019 GET Committee meeting, Councilmembers requested that a summary document be added to each SIR, with the observation that the length of the SIRs makes review for enforceable policies cumbersome. The CTO was directed to work with the Working Group to draft a format for this summary document. We have completed this work and require confirmation about the format and use of the new addition.



Legislation Text

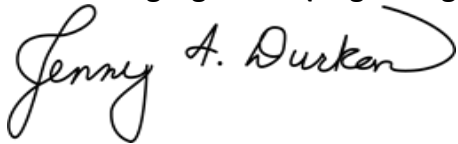
File #: Appt 01597, **Version:** 1

Reappointment of Mary Ellen Russell as member, Seattle School Traffic Safety Committee, for a term to March 31, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Mary Ellen Russell</i>		
Board/Commission Name: <i>Seattle School Traffic Safety Committee</i>		Position Title: <i>Representative of Parents</i>
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>6/2/2020</i>	Term of Position: * <i>4/1/2029</i> to <i>3/31/2022</i> <input checked="" type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>Green Lake</i>	Zip Code: <i>98155</i>	Contact Phone No.: <div style="background-color: black; width: 100px; height: 1.2em;"></div>
Background: <i>Mary Ellen Russell's experience includes many well-known parks, trails, waterfronts, streetscapes, and infrastructure projects such as Juanita Beach Park and conceptual design for the Elliott Bay Seawall project. She has guided numerous public projects through the design process, from conceptual design and master planning, through construction documents, specifications, permitting, and construction observation.</i>		
Authorizing Signature (original signature): 		Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor of Seattle</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.



Mary Ellen Russell

Principal, Landscape Architect

Professional Experience

Mary Ellen Russell's experience includes many well-known parks, trails, waterfronts, streetscapes, and infrastructure projects such as Juanita Beach Park and conceptual design for the Elliott Bay Seawall project. She has guided numerous public projects through the design process, from conceptual design and master planning, through construction documents, specifications, permitting, and construction observation.

Mary Ellen provided landscape and urban design for the award winning NE 36th St Bridge in Redmond, a bridge over SR 520 which provides a major connection for vehicular traffic, transit, pedestrians, and bicycles and which includes extensive pedestrian areas. Mary Ellen's work on the Ballard Natural drainage project improved sidewalks and added bulbouts at corners to provide safe routes to school while also using 20 blocks of raingardens in the right of way to reduce combined sewer overflows and improve water quality.

Mary Ellen is experienced in public involvement including developing accessible graphics, leading public meetings, and facilitating design charrettes. She enjoys working with the public to gather community knowledge and input and ensure that her projects are good neighbors.

Transportation Experience

- Harbour Reach Drive Extension; *City of Mukilteo/ Mukilteo, WA*
- 22nd Street NE and 1st Street NE Roundabout; *City of Auburn/ Auburn, WA*
- Park Street Roundabout; *City of North Bend/ North Bend, WA*
- North Kelsey and Chain Lake Road Roundabout; *City of Monroe/ Monroe, WA*
- SR 92 and I-90 Intersection Improvements and Regionwide Roadside Safety; *Washington State Department of Transportation/ Lake Stevens & Issaquah, WA*
- Multidisciplinary Engineering Services Work Order for King County International Airport; *King County/ Seattle, Washington*
- Lakemont Blvd and Cougar Mt Way Intersection; *City of Bellevue/ Bellevue, WA*
- Pioneer Highway and Fir Island Road Roundabout; *Skagit County/ Conway, WA*
- 15th Street and Avenue D Roundabout; *City of Snohomish/ Snohomish, WA*
- Haxton Way & Kwina Road Roundabout; *The Lummi Nation/ Whatcom County, WA*
- Haxton Way & Smokehouse Rd Roundabout; *The Lummi Nation/ Whatcom County, WA*
- NE 36th Street Bridge Pedestrian Overpass; *City of Redmond/ Redmond, WA (with J.A. Brennan Associates)*
- I-5 - SR 161/SR 18 Triangle Improvements; *Washington State Department of Transportation/ Federal Way, WA (with J.A. Brennan Associates)*
- Aurora Corridor Project, N 145th St to N 165th St; *Washington State Department of Transportation/ Shoreline, WA (with HBB)*
- Yakima Downtown Futures Initiative; *City of Yakima/ Yakima, WA (with HBB)*

Infrastructure and Stormwater Facilities Experience

- East Montlake Pump Station and Force Main Upgrade Project ; *Seattle Public Utilities/ Seattle, WA*

Education

Master of Landscape Architecture,

Cornell University

Area of Concentration:

Ecological Urban Design

Bachelor of Arts,

Interdisciplinary Arts and Humanities,

Michigan State

University

Areas of Concentration:

Horticulture and

Botany, History, Italian

Language and Culture

Registration

Registered Landscape

Architect in the State of

Washington

Tree Risk Assessment

Qualification,

International Society of

Arboriculture

Service

Seattle School Traffic

Safety Committee

Member 2017-2018

Chairperson 2018-present

Green Lake

Elementary School

Active Transportation

Committee

Member 2017-present

- North City Water District Maintenance Facilities Master Plan;
North City Water District/ Shoreline, WA
- North Service Center Central Lot and Service Yard Parking;
Seattle City Light/ Seattle, WA
- South Plant Biogas and Heat Systems Project; *King County/ Renton, WA*
- 14th & Concord St Combined Sewer System (CSS) Improvements Project;
Seattle Public Utilities/ Seattle, WA
- Ballard Natural Drainage Solutions 2015; *Seattle Public Utilities/ Seattle, WA*
- North Lake Sammamish Flow Diversion Design; *King County/ King County, WA*
- Delridge Combined Sewer Overflow Retrofit; *Seattle Public Utilities/ Seattle, WA*
- 4th Avenue South & South Trenton Street Stormwater Improvements;
Seattle Public Utilities/ Seattle, WA (with J.A. Brennan Associates)
- Yaeger Park Regional Stormwater Facility;
City of Olympia/ Olympia, WA (with J.A. Brennan Associates)

Parks , Trails, & Community Projects Experience

- Everett Riverside Neighborhood Improvement Projects; *City of Everett/ Everett, WA*
- Beebe Springs Wildlife Area; *Washington State Department of Fish and Wildlife/ Chelan, WA (with J.A. Brennan Associates)*
- Tacoma Chinese Reconciliation Park; *City of Tacoma/ Tacoma, WA (with J.A. Brennan Associates)*
- Evans Creek Preserve Phase 1 Improvements;
City of Sammamish/ Sammamish, WA (with J.A. Brennan Associates)
- Tacoma Nature Center Discovery Pond Nature Exploration Area
Metro Parks Tacoma/ Tacoma, WA (with J.A. Brennan Associates)

Waterfronts Experience

- Elliott Bay Seawall Replacement Project;
Seattle Department of Transportation/ Seattle, WA (with J.A. Brennan Associates)
- Juanita Beach Park; *City of Kirkland/ Kirkland, WA (with J.A. Brennan Associates)*
- Cap Sante Boat Haven; *Port of Anacortes/ Anacortes, WA (with HBB)*

Riparian Enhancement Experience

- Juanita Creek Channel Enhancements; *City of Kirkland/ Kirkland, WA (with J.A. Brennan Associates)*
- Riverview Park Masterplan and Habitat Enhancement Channel; *City of Kent & U.S. Army Corps of Engineers/ Kent, WA (with J.A. Brennan Associates)*
- Beebe Springs Wildlife Area; *Washington State Department of Fish and Wildlife/ Chelan, WA (with J.A. Brennan Associates)*

Planning Experience

- The Park at Bothell Landing Master Plan;
City of Bothell/ Bothell, WA (with J.A. Brennan Associates)
- Evans Creek Preserve Long Term Strategy;
City of Sammamish/ Sammamish, WA (with J.A. Brennan Associates)
- Marra Desimone Park Long Range Development Plan

Seattle Parks & Recreation/ Seattle, WA (with J.A. Brennan Associates)

- Lake Wilderness Lodge and Park Master Plan;
Maple Valley Parks & Recreation/ Maple Valley, WA (with J.A. Brennan Associates)
- Park and Recreational Open Space Plan Update;
City of Stanwood/ Stanwood, WA (with HBB)
- Plan Review Consultant Services; *City of Kenmore/ Kenmore, WA (with HBB)*

Institutional Experience

- Seattle Animal Shelter; *City of Seattle/ Seattle, WA*
- Everett Animal Shelter; *City of Everett/ Everett, WA (with J.A. Brennan Associates)*

Commercial, Residential, and Mixed Use Experience

- Harbor Ave Mixed Use Building; *Joseph Amedson/ Seattle, WA*
- Beechwood Townhomes; *Weiming Bian/ Kenmore, WA*
- Wetmore 8 Townhomes; *Green Canopy Homes/ Seattle, WA*
- PCC Visualization; *PCC Natural Markets/ Seattle, WA*
- Seward Park Residences; *Green Canopy Homes/ Seattle, WA*
- West Seattle Residences; *Green Canopy Homes/ Seattle, WA*
- Shuttle Express Parking Lot Expansion; *Shuttle Express/ Redmond, WA*
- Carter Subaru Parking Lot Expansion; *SCL Enterprises Inc./ Shoreline, WA*
- Carter Subaru North Parking Lot Expansion; *SCL Enterprises Inc./ Shoreline, WA*
- Design Market Signage & Landscape Upgrade; *Legacy Commercial/ Bellevue, WA*
- Maxwell Hotel; *Cantera Development Group/ Seattle, WA (with J.A. Brennan Associates)*
- Veranda Beach Planned Development;
Legend Resorts LTD/ Lake Osoyoos, Oroville, WA (with J.A. Brennan Associates)

Seattle School Traffic Safety Committee

11 Members: Pursuant to Ordinance 124168, 6 members subject to City Council confirmation, 3-year terms:

- 6 Mayor- appointed
- 5 Other Appointing Authority: Seattle Police Department, Seattle Department of Transportation, Seattle Public Schools, King County Metro

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
	M		1.	Seattle Police Department Representative	Sgt. Kevin O'Neill	4/1/19	3/31/22	1	Chief of Police
6	F	3	2.	Seattle Transportation Representative	Jennifer Meulenberg	4/1/19	3/31/22	1	Director of Transportation
6	M	5	3.	Seattle Public School District No. 1 Representative	Richard Staudt	4/1/19	3/31/22	1	Superintendent of Seattle Public Schools
6	F	1	4.	Seattle Public School District No. 1 Representative	Yvonne Carpenter	4/1/19	3/31/22	1	Superintendent of Seattle Public Schools
6	F	6	5.	Representative of Parents	Mary Ellen Russell	4/1/19	3/31/22	2	Mayor
	M		6.	King County Metro Representative	James Wells	4/1/18	3/31/21		Metro Transit General Manager
6	M	5	7.	Member At Large	Danny Bell	4/1/20	3/31/23	1	Mayor
6	M	4	8.	Member At Large	Charlie Simpson	4/1/19	3/31/22	1	Mayor
6	F	4	9.	Member At Large	Marilyn K Firman	4/1/18	3/31/21	1	Mayor
6	F	6	10.	Pedestrian Safety Representative	Margaret McCauley	4/1/20	3/31/23	2	Mayor
6	M	5	11.	Bicycle Safety Representative	Leland Bruch	4/1/20	3/31/23	2	Mayor

SELF-IDENTIFIED DIVERSITY CHART

					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor													
Council													
Other													
Total													

Key:

*D List the corresponding *Diversity Chart* number (1 through 9)

**G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary, O= Other, U= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

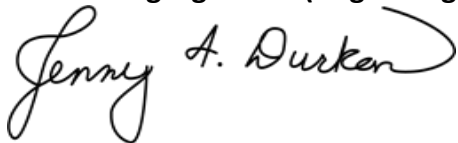
File #: Appt 01596, **Version:** 1

Reappointment of Margaret McCauley as member, Seattle School Traffic Safety Committee, for a term to March 31, 2023.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Margaret McCauley		
Board/Commission Name: Seattle School Traffic Safety Committee		Position Title: Pedestrian Safety Representative
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: Fill in appointing authority	Date Appointed: 4/20/2020	Term of Position: * 4/1/2020 to 3/31/2023 <input checked="" type="checkbox"/> Serving remaining term of a vacant position
Residential Neighborhood: Judkins Park	Zip Code: 98144	Contact Phone No.: [REDACTED]
Background: Margaret has three children who attend Seattle public school. This is her 8 th year bicycling with them to and from public school, first Lowell Elementary, the closest to her job downtown, and now Thurgood Marshall and Washington Middle, their neighborhood schools. She has a long standing interest in improving Seattle's safety for travel by all modes. She served on the Seattle Pedestrian Advisory Board (SPAB) and learned how to organize information to effect positive change on our City's sidewalks and streets. She has used that experience to advocate for various fixes to dangerous situations that her family encounters as they try to move about, such as non-ADA compliant utility pole placement. .		
Authorizing Signature (original signature): 		Appointing Signatory: Jenny A. Durkan Mayor of Seattle

*Term begin and end date is fixed and tied to the position and not the appointment date.

Margaret McCauley, P.E.

Employment

United States of America Environmental Protection Agency

Seattle, WA 2008 to present

Senior Environmental Engineer

- Launch & lead EPA's Marine Debris / Trash Free Waters Program in Pacific Northwest Region: Alaska, Idaho, Oregon, and Washington, developing a tailored set of initiatives in each state to reflect the specific conditions. Provide expert analysis, written reports and other assistance necessary for the implementation of marine debris projects in coastal and inland areas. Work with Canadian and Mexican counterparts to develop cross boundary efforts. Lead a multi-disciplinary team involved in the overall planning and strategy development to execute work related to marine debris. Develop and improve methods for assessing marine debris impacts and solutions. Lead team assessing where and why trash gets in our waters and developing evidence based, measurable strategies to eliminate the practical and economic reasons for misplaced resources (trash). Build relationships with range of organizations (foundations, tribes, Starbucks, major league baseball, local governments, states, non-profits, academia, and industry) to collaborate and get at the range of aspects of this problem. Represent the EPA Marine Debris / Trash Free Waters Program in meetings, workshops, and conferences. Contribute to communication materials, outreach events, and media interviews.
- Lead the development and implementation of national cross-program efforts to resolve complex, long-standing conflicts, such as those between CERCLA and NPDES to better identify, control, and regulate sources of pollution and recontamination of cleanup sites. Write and negotiate through to publication language in national permits to ensure EPA's different programs are coordinated (making sure water permits do not allow for sediment recontamination) improving both environmental protection and customer service.
- Tribal affairs lead, Water Permit Section
- Lead the EPA team working on construction and industrial storm water for 4 states. Direct and manage implementation of new permits, new databases, and new protocols for over 2,200 permittees.
- Spokesperson for stormwater regulations for Region 10; formal presentations & informal briefings on policy & technical requirements to skeptical audiences such as the construction and mining industries.
- Represent the Agency in high level meetings on contentious issues. Negotiate on behalf EPA with the public, industry, elected officials, tribes, other state and federal agencies, and special interest groups using tact and diplomacy. Build consensus agreements on matters involving differing perspectives or positions and successfully persuade others to accept findings, recommendations, changes, and alternative viewpoints.
- Work directly with Federally Recognized Tribes on unpermitted construction within reservation boundaries. Leverage resources to solve problems and resolve conflicts that arise between natural resource and economic development parts of tribal governments.
- Screen, interview, hire, manage, coach, and evaluate multiple interns annually
- Develop and negotiate approval on work plans, schedules, tracking tools, and protocols for the storm water team. Assess and oversee state environmental programs.
- Review and rate grant proposals for EPA's Pollution Prevention, Puget Sound, and Urban Waters programs
- Prepare documentation and reports for environmental enforcement cases, including the first successful criminal construction storm water case in the nation.

Awards

- EPA HQ "High Five" award for the 5 most innovative teams across the agency
- First annual R10 Sustainability & Climate Leadership Award
- Seven "On the Spot" cash and time off awards from EPA's Office of Water & Watersheds
- National EPA Office of Compliance (OECA) Award

- Four EPA Bronze medals for Commendable Service

Solas Environmental Consulting

Seattle, WA 2006 to 2008

Environmental engineer & scientist. Keep abreast of sustainability studies and research. Provide strategies for stewardship, lifecycle design, and materials management tools. Win and negotiate contracts, including budgets, scopes of work, sub-contractor agreements, and deliverable schedules. Project design and research to assess environmental footprints, sustainability of proposed business plans, and monitoring and evaluation of environmental impacts.

Winrock International

Arlington, VA 2005 to 2006

Lead technical and business development research and outreach for international development NGO's Innovation Program in Environmental Design.

- Explored opportunities for work in product stewardship, lifecycle design, and energy issues, and market-related tools to improve the sustainability of and create lasting value in economic aid to developing nations.
- Organized international meeting at UN HABITAT conference with potential partners.
- Supervised program assistants.
- Research, writing, and coordinating strategic planning activities for the Innovation Programs in Environmental Design and Water.
- Determined program resource requirements, tracked and managed program budgets, set short and long range goals, coordinated staff, monitored progress, evaluated program outcomes.

U.S. Department of State, Office of Environmental Policy

Washington, DC 2003 to 2005

American Association for the Advancement of Science Diplomacy Fellow, officer with primary responsibility for U.S. policy related to the United Nations Environment Program (UNEP) including international climate and energy issues.

Accomplishments include:

- Initiated a U.S. proposal for UNEP to use environmentally preferable purchasing (green purchasing), negotiated extensively with a wide range of interests within the U.S. and with representatives of other nations; decision adopted by the February 2005 UNEP Governing Council in Nairobi.
- State Department Meritorious Honor Award for improving U.S. relations with UNEP
- Successfully led completion of new ten year Memorandum of Understanding (MOU) between the U.S. and UNEP, which involved policy and legal offices of seven U.S. federal agencies and numerous setbacks and personnel changes.

Responsibilities included:

- Represent the U.S. at fora such as UNEP, UN Economic Commission for Europe, and the Organization for Economic Co-operation and Development. Communicate regularly with representatives of other nations, UN organizations, industry, and NGOs on environment and sustainable development issues.
- Coordinate U.S. delegations' participation in meetings of UN environmental institutions, in particular UNEP, including preparing position papers and briefing materials, chairing interagency preparatory meetings, and participating in multilateral negotiations.
- Prepare budget requests for U.S. Congress and reports to Congress on UNEP and related programs and treaty obligations.
- Assist development of U.S. policy related to UN environmental institutions.
- Back-stop U.S. policy team for Global Environment Facility (GEF); coordinate U.S. review of project grant proposals.

Anchor QEA, L.L.C.

Seattle, WA 1999 to 2003

Environmental engineer & scientist in a consulting firm. Project manager for natural resource and engineering projects.

- Assist wide range of clients from family businesses to multinational corporations and U.S. federal agencies develop strategies to comply with numerous environmental regulations including National Environmental Policy Act (NEPA), Ocean Dumping, the Clean Air Act, the National Historic Preservation Act, the Clean Water Act, the Endangered Species Act (ESA), Marine Protection, Research, and Sanctuaries Act (MPRSA), Coastal Zone Management Act (CZMA), Magnuson-Stevens Fishery Conservation and Management Act (MSA), Section 10 of the Rivers and Harbors Act, and the National Historic Preservation Act
- Lead teams of professionals to develop and manage technical programs and projects; perform data analysis to prepare reports and scientific documents that explain findings.
- Facilitate public involvement sessions.
- Develop operating budgets. Evaluate work scopes, funding requests, performance schedules, milestones and/or deliverables for a program, project, or activity to ensure work is appropriate, well planned, and performed in a cost-effective manner.
- Data collection design and analysis for contaminated sediments in dynamic river systems, contaminant fate and transport modeling and the physical transport of sediments and surface water in tidal, estuarine, and fresh water river systems such as Commencement Bay and the Lower Duwamish. Experience with the full range of environmental analysis and documentation, including on-site work for contaminated marine sediments, contaminated fresh water sediments, in-water Superfund Sites with fresh water sediment contamination and multiple responsible parties.
- Manage funding resources, make budgetary recommendations and decisions to address staffing needs, including sub-contracting as appropriate.

New York City Parks Department, Natural Resources Group

New York, NY 1995 to 1997

Urban ecologist in city-wide team of environmental scientists.

Responsibilities included:

- Represented agency at policy meetings with federal, state, & city officials, industry, & public interest groups about city environmental planning issues (dredging NY/NJ harbor, composting in parks, soil & water conservation)
- Wrote grant applications and budgets; Oversaw grant-funded salt marsh restoration projects; planting and monitoring habitat rehabilitation for salt and freshwater marshes; coordinated aquatic wildlife rescues and transfers

Accomplishments include:

- Designed, coordinated, and carried out ongoing water quality testing program for fresh water bodies in parks that identified an improper connection with sanitary sewer line
- Interviewed, hired, and oversaw college and high-school interns; Designed and conducted water quality and GIS training sessions for youth
- Wrote informational booklet on native species for street trees

Education

University of Washington

Seattle, WA

College of Forest Resources, Ecosystem Sciences Division

College of Engineering, Civil and Environmental Engineering Department

M.S. degree, Environmental Engineering June 1999

M.S. degree, Ecosystem Science August 1999

Thesis and research on the use of constructed wetlands for wastewater treatment. Designed and constructed research program on a wetland being used by a small city as a low energy sewage treatment

system. Conducted weekly monitoring of wetland plots including field sampling and laboratory analysis. Organized and moderated graduate-level discussion course on ecological engineering.

Awards: American Water Resources Association WA State Section Fellowship, UW Graduate School Merit Award for truly outstanding students, College of Forest Resources Carlisle Memorial Fellowship, Center for Streamside Studies Fellowship, Western Aquatic Plant Management Society Scholarship. Coursework in restoration & wetlands ecology, aquatic chemistry, microbial treatment systems, and statistics.

Harvard University

Cambridge, MA

B.A. with honors in Urban Ecology, June 1995

University approved self-designed major to study economic, political, and scientific solutions to environmental problems related to urbanization. Thesis on the use of urban wetlands in water purification, involving field collection and laboratory testing of soil for heavy metals from stormwater runoff, extensive background research including interviews.

Awards: National Merit Scholar, Dean's list all 4 years, Harvard College Scholarship for academic achievement junior and senior years.

Coursework in biology, urban planning, statistics, advanced calculus, environmental engineering, and architectural design.

School for Field Studies, Sustainable Development Program

Costa Rica

Spring semester 1994. Independent research on industrial and agricultural pollution of local rivers, including interviews of farmers, workers, and government officials in Spanish. Coursework in tropical ecology, environmental economics.

Other

2007 - 2017 review & rate applications for the American Association for the Advancement of Science (AAAS) Fellowship Programs

2006 World Bank Development Marketplace reviewer, water and sanitation section

AAAS Fellowship Program Professional Development Advisory Committee Member

Certifications and Training: Licensed Civil Engineer in Washington State (PE), Hazardous Waste Operations and Emergency Response 40-hour trained, Wetland Delineation (Wetland Training Institute)

Language: Conversational Spanish, beginning French, Tamil, and Irish

Community Activities: Member emerita: Washington State American Water Resources Association Board, DC EcoWomen Steering Committee, DC Schoolyard Greening Consortium, Seattle Pedestrian Advisory Board, Seattle BikeWorks volunteer, Seattle Action: Better City, New York Academy of Sciences Expo Judge; Harvard Habitat for Humanity steering committee, Seattle Green Drinks, Seattle Neighborhood Greenways

Seattle School Traffic Safety Committee

11 Members: Pursuant to Ordinance 124168, 6 members subject to City Council confirmation, 3-year terms:

- 6 Mayor- appointed
- 5 Other Appointing Authority: Seattle Police Department, Seattle Department of Transportation, Seattle Public Schools, King County Metro

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
	M		1.	Seattle Police Department Representative	Sgt. Kevin O'Neill	4/1/19	3/31/22	1	Chief of Police
6	F	3	2.	Seattle Transportation Representative	Jennifer Meulenberg	4/1/19	3/31/22	1	Director of Transportation
6	M	5	3.	Seattle Public School District No. 1 Representative	Richard Staudt	4/1/19	3/31/22	1	Superintendent of Seattle Public Schools
6	F	1	4.	Seattle Public School District No. 1 Representative	Yvonne Carpenter	4/1/19	3/31/22	1	Superintendent of Seattle Public Schools
6	F	6	5.	Representative of Parents	Mary Ellen Russell	4/1/19	3/31/22	2	Mayor
	M		6.	King County Metro Representative	James Wells	4/1/18	3/31/21		Metro Transit General Manager
6	M	5	7.	Member At Large	Danny Bell	4/1/20	3/31/23	1	Mayor
6	M	4	8.	Member At Large	Charlie Simpson	4/1/19	3/31/22	1	Mayor
6	F	4	9.	Member At Large	Marilyn K Firman	4/1/18	3/31/21	1	Mayor
6	F	6	10.	Pedestrian Safety Representative	Margaret McCauley	4/1/20	3/31/23	2	Mayor
6	M	5	11.	Bicycle Safety Representative	Leland Bruch	4/1/20	3/31/23	2	Mayor

SELF-IDENTIFIED DIVERSITY CHART

					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor													
Council													
Other													
Total													

Key:

*D List the corresponding *Diversity Chart* number (1 through 9)

**G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary, O= Other, U= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

File #: Appt 01595, **Version:** 1

Reappointment of Leland Bruch as member, Seattle School Traffic Safety Committee, for a term to March 31, 2023.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Leland (Lee) Bruch</i>		
Board/Commission Name: <i>Seattle School Traffic Safety Committee</i>		Position Title: <i>Bicycle Safety Representative</i>
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>4/20/2020</i>	Term of Position: * <i>4/1/2020</i> to <i>3/31/2023</i> <input checked="" type="checkbox"/> <i>Serving remaining term of a vacant position</i>
Residential Neighborhood: <i>North Green Lake/ South Licton Springs</i>	Zip Code: <i>98103</i>	Contact Phone No.: <i>[REDACTED]</i>
Background: <i>Lee Bruch is a retired architect, with a 37 year career in architecture, city planning and major institutional facility management. Since his retirement, he has remained active in neighborhood issues, especially involving transportation, with various neighborhood councils, Seattle Neighborhood Greenways, and the District 5 Network. He has been very active working with SDOT, community groups, the school administrations, and PTSA's on Safe Routes to School and other mobility and safety issues in north Seattle.</i>		
Authorizing Signature (original signature): <i>Jenny A. Durkan</i>	Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor of Seattle</i>	

*Term begin and end date is fixed and tied to the position and not the appointment date.

Leland (Lee) Bruch

Employment	Part-time Consultant May 2009 – late 2011 through Pacific Project Management Group (formerly APA)APA
	Senior Project Manager April 2000 – May 2009 CB Richard Ellis (formerly Trammell Crow), Swedish Medical Center account; Seattle, WA
	Principal / Owner May 1997 - June 2000 Lee Bruch Facility Focus, LLC; Seattle, WA
	Capital Projects Manager March 1998 - Early 2000 City of Issaquah, Washington
	Assistant Director of Corporate Properties May 1992 - May 1997 Swedish Medical Center; Seattle, WA
	Facilities Planner June 1990 - May 1992 Fred Hutchinson Cancer Research Center; Seattle, WA
	Associate Architect October 1987 - June 1990 University of Washington, Facility Management Office, Design Division; Seattle, WA
	Licensed Architect 1973 - October 1987 Various architectural firms; Vancouver, British Columbia, Canada Notably, was Coordinating Architect for the South Shore of False Creek, Vancouver, Phase 1
Credentials	Registered Architect (retired), State of Washington Bachelor of Architecture, University of Oregon, Eugene, OR; December 1972
References	Gordon Padelford, Executive Director, Seattle Neighborhood Greenways Jan Brucker, Chair, Licton Springs Community Council Rob Fellows, Chair, Greenwood Community Council Douglas MacDonald, Retired Washington State Secretary of Transportation

Sincerely,

Leland (Lee) Bruch

Seattle School Traffic Safety Committee

11 Members: Pursuant to Ordinance 124168, 6 members subject to City Council confirmation, 3-year terms:

- 6 Mayor- appointed
- 5 Other Appointing Authority: Seattle Police Department, Seattle Department of Transportation, Seattle Public Schools, King County Metro

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
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6	F	3	2.	Seattle Transportation Representative	Jennifer Meulenberg	4/1/19	3/31/22	1	Director of Transportation
6	M	5	3.	Seattle Public School District No. 1 Representative	Richard Staudt	4/1/19	3/31/22	1	Superintendent of Seattle Public Schools
6	F	1	4.	Seattle Public School District No. 1 Representative	Yvonne Carpenter	4/1/19	3/31/22	1	Superintendent of Seattle Public Schools
6	F	6	5.	Representative of Parents	Mary Ellen Russell	4/1/19	3/31/22	2	Mayor
	M		6.	King County Metro Representative	James Wells	4/1/18	3/31/21		Metro Transit General Manager
6	M	5	7.	Member At Large	Danny Bell	4/1/20	3/31/23	1	Mayor
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6	F	6	10.	Pedestrian Safety Representative	Margaret McCauley	4/1/20	3/31/23	2	Mayor
6	M	5	11.	Bicycle Safety Representative	Leland Bruch	4/1/20	3/31/23	2	Mayor

SELF-IDENTIFIED DIVERSITY CHART

					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non-Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor													
Council													
Other													
Total													

Key:

*D List the corresponding *Diversity Chart* number (1 through 9)

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RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

File #: Appt 01604, **Version:** 1

Appointment of Brianna S. Holan as Chair, Seattle Design Commission, for a term to February 28, 2021.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Brianna Holan		
Board/Commission Name: Seattle Design Commission		Position Title: Chair
X Appointment OR <input type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: Fill in appointing authority	Date Appointed: 6/26/2020	Term of Position: * 3/1/2020 to 3/1/2021 2/28/2021 (MLV) +
Residential Neighborhood: Columbia City	Zip Code: 98144	Contact Phone No.: <div style="background-color: black; width: 100px; height: 1.2em;"></div>
Background: <p>Brianna Holan has guided a wide range of public and private sector urban development projects, including small and large scale urban infrastructure, district and master plans, streetscape design, and commercial and residential development projects. She also has experience as a public sector planner focusing on land use permitting, long-range visioning, and community engagement.</p> <p>Brianna is passionate about contextually rooted and sustainable design and development practices that result in community-oriented activated places. She also actively participates in explorations of temporary urban interventions, finding new and dynamic uses for under-utilized spaces in the urban fabric. She is a certified planner and has carried out many complex interdisciplinary projects throughout the Pacific Northwest and beyond.</p> <p>Brianna is the Development Manager in the Seattle office of Gemdale USA, an international real estate development and management company with its US offices based in Pasadena, California</p> <p>Brianna was unanimously selected as nominee for Chair by her fellow commissioners. She currently serves as the Urban Planner on the Seattle Design Commission. Her second term ends on March 1, 2021. This appointment as Chair ends concurrently with her second term on the Commission.</p>		
Authorizing Signature (original signature): 		Appointing Signatory: Jenny A. Durkan Mayor of Seattle

*Term begin and end date is fixed and tied to the position and not appointment date or appointee.
 August 30, 2016

Last revised

+ date corrected by Michael Jenkins, SDC Executive Director 8/11/2020

Brianna S. Holan, AICP

Brianna Holan has guided a wide range of public and private sector urban development projects, including small and large scale urban infrastructure, district and master plans, streetscape design, and commercial and residential development projects. She also has experience as a public sector planner focusing on land use permitting, long-range visioning, and community engagement.

Brianna is passionate about contextually rooted and sustainable design and development practices that result in community-oriented activated places. She also actively participates in explorations of temporary urban interventions, finding new and dynamic uses for under-utilized spaces in the urban fabric.

She is a certified planner and has carried out many complex interdisciplinary projects throughout the Pacific Northwest and beyond.

EXPERIENCE

- 2019-Present Gemdale USA Corporation - Development Manager
- 2006-2018 LMN Architects - Principal Urban Designer
- 2005-2006 City of Bainbridge Island Planning and Community Development - Planner
- 2003-2004 County of San Luis Obispo Building and Development - Permit Technician
- 2001-2002 California Department of Transportation Environmental Division, D5 - Intern

ACADEMIC

- 2004 Bachelors of Science City and Regional Planning
California Polytechnic State University, San Luis Obispo, CA
- Minor Sustainable Environments
- Recipient of Michael McDougal Urban Design Scholarship
- Inaugural Editorial Board for Focus: Journal of City and Regional Planning Department

SELECTED PROJECTS

- 2019 222 Dexter Residential Tower
- 2018 Sound Transit Ballard to West Seattle Link Extension
- 2018 185th Multi-modal Corridor Strategy
- 2017 SR-520 Rest of the West Montlake Lid and Land Bridge
- 2016 145th Corridor Study, Shoreline, WA
- 2015 929 Office Tower, Bellevue, WA
- 2015 Northgate Pedestrian Bridge, Seattle, WA
- 2014 Arts and Cultural District Plan, Council Bluffs, IA
- 2014 Bolton Town Center Plan City of West Linn, OR
- 2014 University Place Pedestrian Bridge Spokane, WA
- 2014 Seattle Office Building, Trammel Crow
- 2013 Nieman Road Corridor Plan Shawnee, KS
- 2012 Exposition Gateway Plan, Big Sky Economic Development Authority Billings, MO
- 2012 Port of Des Moines (WA) Marina Master Plan
- 2012 Tukwila Pedestrian Bridge
- 2011 City of Salt Lake West Temple Gateway and Granary District Redevelopment Strategy
- 2011 City of Sequim Downtown Plan
- 2011 City of Richland Swift Corridor Urban Design Study
- 2009 City of Snohomish Pilchuck District Subarea Plan
- 2009 Kirkland Parkplace Master Plan and Design Guidelines, Touchstone Development
- 2009 City of Redmond Community Development Guide Study
- 2008 City of Mercer Island Downtown Streetscape Manual
- 2008 City of Bellingham Residential Infill Handbook
- 2007 City of Issaquah Central Subarea Plan
- 2007 Port of Olympia East Bay Master Plan
- 2006 City of Bainbridge Island Design Standards, Core District

PROFESSIONAL AFFILIATIONS

- Runstad Affiliate Fellowship, 2018
- Seattle Design Commission March 2017-present
- AIA WA Council Livability & Affordability Committee 2017-18
- Urban Land Institute, member since 2011
- American Institute of Certified Planners, member since 2009
- American Planning Association, member since 2007
- Urban Design and Historic Preservation Chapter

INVOLVEMENT

- 2015 "Conversations with Alumni Spotlight" Focus Cal Poly Planning Journal Vol12
- 2014 National APA Conference "Advanced Urban Design : Theory and Practice" Atlanta, GA
- 2008/2010/2011/2012/2013 Park(ing) Day Participant
- 2013 Product Runway Design Competition (1st place 2013)
- 2012 APA National Conference "Urban Infill for a New Demography and Economy" Los Angeles, CA
- 2012 "Beyond the Boomer Housing Boom" Build Small, Live Large Conference, Portland, OR
- 2011 November APA Planning Magazine "Room Housing Redux" (co-authored)
- 2011 May Seattle Home and Lifestyle: Architecture Meets Couture (featured designer)
- 2010 Grand Prize and People's Choice for Green Alley Design Competition
- 2010 Seattle Pecha Kucha #16 "What Was Old Is Now New"
- 2010 Grand Prize and People's Choice for Green Alley Design Competition

SKILLS

- Design Development, Writing, Public Presentation, Community Involvement,
- Project Management, Marketing and Business Development
- Graphics: Adobe Suite (Photoshop, InDesign, Illustrator)
- 3D Modelling: Revit, Sketchup, Rhino, Grasshopper
- Mapping: ArcView GIS, Meerkat

Seattle Design Commission

The Seattle Design Commission is comprised of 10 members, all of which are appointed by the Mayor and confirmed by City Council. Commissioners serve a two-year term and are eligible for one reappointment. Commissioners include 2 licensed architects, a fine artist, an at large member, and at least one (but not more than two) members from the following professions:

- Urban planner
- Environmental or Urban Designer
- Landscape Architect
- Licensed Engineer

The commission also participates in the YMCA's Get Engaged program. Names in **bold** are being appointed and names in **red** are being reappointed.

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
6	F	2	1.	Urban Planner (Chair – 3/1/20)	Brianna Holan	3/1/19	2/28/21	2	Mayor
9	M	3	2.	Get Engaged	Lucas Whitesell	9/1/19	8/31/20	1	Mayor
2	M	2	3.	Engineer (Civil/Transportation)	Justin Clark	3/1/20	2/28/22	2	Mayor
6	M	4	4.	At Large	Rick Krochalis	3/1/19	2/28/21	2	Mayor
6	M	1	5.	Architect	Mark Johnson	3/1/20	2/28/22	2	Mayor
5	F	5	6.	Landscape Architect	Vinita Sidhu	3/1/19	2/28/21	1	Mayor
6	F	6	7.	Architect	Elaine Wine	3/1/19	2/28/21	1	Mayor
2	F	7	8.	Urban Designer	Azzurra Cox	3/1/20	2/28/22	1	Mayor
6	F	6	9.	Planner (Civil/Transportation)	Amalia Leighton Cody	3/1/19	2/28/21	1	Mayor
6	F	NA	10.	Fine Artist	Elizabeth Conner	3/1/20	2/28/22	1	Mayor

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	4	6				2			1	6			1
Council													
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Key:

***D** List the corresponding *Diversity Chart* number (1 through 9)

****G** List *gender*, **M**= Male, **F**= Female, **T**= Transgender, **NB**= Non-Binary **O**= Other **U**= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

File #: Appt 01605, **Version:** 1

Appointment of Elizabeth Conner as member, Seattle Design Commission, for a term to February 28, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Elizabeth Conner		
Board/Commission Name: Seattle Design Commission		Position Title: Artist
X Appointment OR <input type="checkbox"/> Reappointment		Council Confirmation required? X Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council X Mayor <input type="checkbox"/> Other: Fill in appointing authority	Date Appointed: 6/26/2020	Term of Position: * 3/1/2020 to 3/1/2022 2/28/2022 <i>MLJ</i>
Residential Neighborhood: Vashon Island, Washington**	Zip Code: 98070	Contact Phone No.: [REDACTED]
Background: <p>Elizabeth Conner is a public artist specializing in integration of art into building, landscape and site. Her 30-year career as an artist specializing in creation of public art extends to a variety of public projects for parks, libraries, police stations, fire stations and rights of way. Elizabeth has won commissions both locally and nationally, from the Puget Sound area to North Carolina, Arizona, California and Oregon.</p> <p>Elizabeth has served as a board member on the Washington State Arts Commission, the Vashon Allied Arts commission, and as a member of the King County Metro Public Art Commission. Elizabeth has a significant history in teaching Art in the Pacific NW and in North Carolina, most recently completing an 11-year term as an Instructor in Studio Art at UW Tacoma</p> <p>Elizabeth has a Master of Fine Arts from Vermont College in Montpelier Vermont, a Bachelor's in Fine Arts from Cornish College of the Arts, and a Bachelors in French and Russian literature from University of Rochester in New York</p>		
Authorizing Signature (original signature): <i>Jenny A. Durkan</i>		Appointing Signatory: Jenny A. Durkan Mayor of Seattle

*Term begin and end date is fixed and tied to the position and not appointment date or appointee.

*** Residency is not required for the Seattle Design Commission Last revised August 30, 2016

RESUME:

Elizabeth Conner – [REDACTED] [REDACTED]

PUBLIC ART AND PLANNING COMMISSIONS:

- Current **Colman Dock – Seattle, WA** - ArtsWA (Washington State Arts Commission)
Artwork for major renovation of Colman Dock: Washington State Ferries' largest multi-modal ferry terminal and transportation hub, in collaboration with NBBJ Architects. *Estimated project completion: 2023*
- 2015 **"Trio" for Lincoln Street Station – Portland-Milwaukie Light Rail** - TriMet – Portland, OR
A grouping of three movement-related steel sculptures, with landscape, for the first station on a new light rail line.
- 2014 **"Green Flash" - Pacific Avenue Streetscape**—City of Tacoma Arts Commission/Public Works/Economic Development
Collaborative plan/design: 10 blocks of urban streetscape; 22 sculptures relate to innovative stormwater treatment.
- 2013 **"Drawing the Land" - Jefferson Park** – Seattle Office of Arts & Culture - Seattle, WA
Artwork integrated into a new 52-acre park and utility project includes 2,000 ft. of permanent "contour lines" to mark landforms created by filling/covering two reservoirs. With Berger Partnership, Seattle Public Utilities, Seattle Parks.
- 2012 **"Monitoring" - Tolt River Floodplain Restoration** - 4Culture / King County (WA) Parks and Dept. of Natural Resources
12-month artist residency/blog, with staff in King County's Department of Natural Resources and Parks, Water and Land Resources Division, observing and working with ecologists studying restoration of the Tolt River floodplain.
- 2012 **"Sweet Suite." for Downtown Kent** - City of Kent Arts Commission - Kent, WA
Collaboration on master plan, with the Portico Group, and design of integrated artwork for new urban park.
- 2012 **Master Plan for Park at Town Center** - City of Shoreline, WA
Design team artist collaboration, with Berger Partnership, on park master plan, including concepts & infrastructure for immediate and future temporary artwork and performance, to activate a new urban civic space.
- 2010 **Downtown Cary Streetscape** – Town of Cary, NC
Artist lead, in collaboration with Town of Cary and ARCADIS engineers and landscape architects, to incorporate art throughout the design of two miles of streets and sidewalks in a historic downtown streetscape redevelopment.
- 2010 **Civic Center West Entry Master Plan** – City of Scottsdale, AZ
Collaborative Master Plan, with A. Dye Design, for an updated entry to Scottsdale's cultural and civic center.
- 2009 **Whatcom Creek Estuary Shoreline Restoration and Boardwalk** – City of Bellingham, WA
Collaboration with the City of Bellingham and Anchor Environmental to design an artwork ("*Quiet Middens, Noisy Waters*") to raise awareness of the human and natural histories of a municipal landfill site.
- 2008 **Percival Landing Concept Plan and 30 percent design** - City of Olympia, WA
Collaborative master plan for artwork-related infrastructure and redesign of a central waterfront boardwalk and park in the Capitol of Washington State, with Barker Landscape Architects, Peragine Design, and Anchor Environmental.
- 2006 **Old Town Scottsdale** – Scottsdale Public Art - Scottsdale, AZ
"*Hidden Histories*," artwork integrated into historic commercial district streetscape design, with Dick & Fritsche Design Group, fabrication in collaboration with Benson Shaw, Duke Grenier, and Tawn Endres.
- 2005 **West Valley Branch Library** – City of San Jose, San Jose, CA
Artwork integrated into a new library, in collaboration with library staff and Rob Wellington Quigley Architects.
- 1989 to 2004 **Urban Collaboration** - Seattle Arts Commission, WA Commission for the Humanities, 911 Media Arts, et al
"*Small monuments*": public art for Seattle's Cascade and South Lake Union neighborhoods. Associated projects included a mixed-media window installation, 30-minute video documentary, a residency in the City of Seattle Department of Neighborhoods, and two comprehensive art plans.
- 1998 to 2003 **stART - Sound Transit Art Program** - Central Puget Sound Transit Authority – Seattle, WA
One of three lead artists participating in the creation and implementation of an integrated art program for multi-modal regional transit system (commuter rail, light rail, express bus and transit-oriented development).
- 2003 **Police and Fire Training Academy** – Arts and Science Council, Charlotte, NC
Artwork for a new training academy in North Carolina's Mecklenburg County, with Morris Berg Architects.
- 2003 **Thea Foss Waterway Public Esplanade** - City of Tacoma, Tacoma, WA
Collaborative master plan and schematic design, with integrated artwork, for a major urban public space, in collaboration with Thomas Cook Reed Reinvald Architects, Zimmer Gunsul Frasca, Bruce Dees & Associates.
- 2002 **Waterfront to Market** – City of Seattle, Port of Seattle, Seattle, WA
W/Cascade Design Collaborative open space plan under elevated highway separating downtown from waterfront.
- 2001 **Indian Creek Stormwater Facility** - City of Olympia (WA) Art in Public Places Program
Collaborative design, w/City of Olympia, WA State DOT & others: a functional natural stormwater treatment facility.
- 1999 **West Precinct** - Seattle Arts Commission, Seattle, WA
Design collaboration to integrate artwork throughout a new police precinct, with Weinstein-Copeland Architects, Roth-Sheppard Architects, and Murase Associates Landscape Architects.
- 1993 **Waterway 15"** - Municipality of Metropolitan Seattle (Metro) - Seattle, WA
Integrated artwork/public access on Lake Union, in collaboration with Cliff Willwerth, Landscape Architect.

BOARDS AND COMMISSIONS:

Current	TAG advisor	Washington State Arts Commission (ArtsWA)
2008 - 2014	Board member	Washington State Arts Commission (ArtsWA)
2005 - 2008	Services to Artists Committee	College Art Association (2013 nominee for Board membership)
2002 - 2006	President – Board of Trustees	Vashon Allied Arts - Vashon, WA
1993 - 1998	Commissioner	Public Art Commission – Metro / King County, WA

EXHIBITIONS:

2018	big play, small mysteries – Vashon Center for the Arts – 2 month evolving community performance installation
2016	Fleet – Vermont Studio Center - month-long mutating installation of sculptures constructed with woodshop scraps
2013	McColl Center for Visual Art – Charlotte, NC - “Sifting” – environmental artist residency exhibition/pilot project
2009-11	VALISE Gallery – curator / exhibitor / organizer - community-oriented artist collective - Vashon Island, WA
2007	Site Specific – Northwest Installation Art – Whatcom Museum, Bellingham, WA (curator: Kathleen Moles)
2006	Personally Public - Crawl Space, Seattle, WA – group show - new public projects (curator: Diana Falchuk)
2005	Locus - Cornish College of the Arts, Seattle, WA – an invitational solo installation and collaborative performances
2005	Improvisations for Two or More , On The Boards (12 Minutes Max) - Seattle, WA - performance installation
2002-05	Art Outside - Port Angeles (WA) Fine Arts Center –site-related installations (curator: Jake Seniuk)
1998	The Spirit of Place: Art, Environment, Community - Ackland Art Museum, UNC Chapel Hill (NC) Invitational exhibition – five artists (curator: Barbara Matilsky)
1996	Standard Symbols - Commencement Gallery, Tacoma, WA – one-person site-specific installation
1993	There's No Place Like Home! - Bellevue Art Museum - Bellevue, WA - invitational group show
1991	Pleas and Thank Yous - Tacoma Art Museum, Tacoma, WA - included in "Collaborators" group biennial

HONORS & AWARDS:

2014	Pacific Avenue Streetscape - 3CMA Savvy Award - innovative community engagement during construction
2002	Indian Creek - Award for Excellence - Environmental Enhancements - Federal Highway Administration
2001	Peninsula Park - Award for Work in Progress - WA Chapter: American Society of Landscape Architects
2000	Waterway 15 - Cultural Achievement Award - WA Chapter American Society of Interior Designers (ASID)
1999	West Precinct - Honor Award - American Institute of Architects (AIA)
1993	Waterway 15 - Honor Award for Design - Washington Chapter: American Society of Landscape Architects

TEACHING AND RELATED EXPERIENCE:

2008-2019	Instructor – Studio Art	UW Tacoma - School of Interdisciplinary Arts and Sciences
2011-2013	Instructor – Public Art in Depth	Trainer/mentor: public art practices for studio artists - Tacoma, WA
2007	Instructor – Art	Puget Sound Early College (Highline), Federal Way, WA
1999, 2002	Instructor - Public Art	Penland School of Crafts, Penland (NC) – two summer sessions
1989 - 1997	Freelance Graphics / CAD	Engineering and environmental consulting firms - Seattle, WA
1980 - 1987	Ship's purser, program support	Lindblad Special Expeditions natural and cultural history tours
1974 - 1980	Director, U.S. Programs	AFS International Exchange Programs - New York, NY
1972 - 1973	English Instructor (Lectrice)	Université de Haute-Bretagne - Rennes, France

EDUCATION:

2005	M.F.A. in Visual Art	Vermont College	Montpelier, VT
1987	Architectural Drafting/AutoCAD	Seattle Central Community College	Seattle, WA
1986	B.F.A. - Sculpture	Cornish College of the Arts	Seattle, WA
1972	B.A., French Literature/Russian	University of Rochester	Rochester, NY
1971	Contemporary French Literature	Université de Paris - I.P.F.E. (Sorbonne)	Paris, France

COLLECTIONS:

Sound Transit/Puget Sound Regional Transit System (Seattle, WA)	Chautauqua Elementary School (Vashon, WA)
Ackland Art Museum - University of North Carolina (Chapel Hill, NC)	City of Seattle Portable Works (Seattle, WA)
University of Washington Medical Center (Seattle, WA)	David and Nancy Solomon (New York, NY)

RESIDENCIES:

2016	Vermont Studio Center – Johnson, VT	one-month residency fellowship and work-study
2013	McColl Center for Visual Art – Charlotte, NC	3-month fellowship - Environmental Artist in Residence
2010	Jentel Artist Residency Program – Banner, WY	one-month residency fellowship

SELECTED BIBLIOGRAPHY AND PUBLICATIONS:

Tacoma News Tribune – Tacoma, WA – “Artist’s orbs brighten rain gardens on Tacoma’s Pacific Avenue” – Dec. 1, 2013
Charlotte Magazine (Charlotte, NC) – May 2013 – Green canvas in north Charlotte, environmental art – Adam Rhew
Arcade: Architecture/Design in the Northwest – Spring 2008 – “There...Where?” (Art Matters) – Elizabeth Conner
C Magazine (Cary, NC) – 2007-08 – “Streetscapes” – Alex Henderson
The Cary News (Cary, NC) – May 16, 2007, p. 6A – Improving ties between city, citizens” – Emily Matchar
Wake Living (Raleigh, NC) – “Downtown Cary’s Streetscape Project Blends Function with Art” (13-19) – Elizabeth Shugg
Art in America, August 2004 survey of public art (“*Nest Set for Police and Fire*” - Training Academy – Charlotte, NC)
The Olympian (Olympia, WA) – October 29, 2001, p. B1 - “New stormwater site a work of natural art”
Public Art Review – Spring/Summer 2001 – “Touching Public Art” – contributor to article by Jean McLaughlin
The News Tribune (Tacoma, WA) – June 24, 2001, p. SL4 - “Public art at transit station engages...”
Arcade: Architecture/Design in the Northwest – Spring 2001 – “Indian Creek Water Weaving” - Laura Haddad
Arcade: Architecture/Design in the Northwest - Fall 1999 - “Steps Towards Meaningful Places” - Cath Brunner
Seattle Times - September 28, 1999, p. B4 - "In new police precinct, even the floor volunteers a statement"
Seattle Post-Intelligencer - September 28, 1999, p. B4 - "Police precinct shows off its artistic side"
The Lake Union Review - March 1993 - pp. 6-7. " New Lake Union public access space ..."
Landscape Architecture - March 1994, pp. 72-73 “Waterway 15 - "Starting Fresh: The New Firms of the '90s"

December 2019

Seattle Design Commission

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- Environmental or Urban Designer
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- Licensed Engineer

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Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
6	F	2	1.	Urban Planner (Chair – 3/1/20)	Brianna Holan	3/1/19	2/28/21	2	Mayor
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2	F	7	8.	Urban Designer	Azzurra Cox	3/1/20	2/28/22	1	Mayor
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6	F	NA	10.	Fine Artist	Elizabeth Conner	3/1/20	2/28/22	1	Mayor

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	4	6				2			1	6			1
Council													
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Key:

- *D List the corresponding *Diversity Chart* number (1 through 9)
- **G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown
- RD Residential Council District number 1 through 7 or N/A
- Diversity information is self-identified and is voluntary.*



Legislation Text

File #: Appt 01606, **Version:** 1

Appointment of Azzurra Cox as member, Seattle Design Commission, for a term to February 28, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Azzurra Cox		
Board/Commission Name: Seattle Design Commission		Position Title: Urban Designer
X Appointment OR <input type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: Fill in appointing authority	Date Appointed: 6/26/2020	Term of Position: * 3/1/2020 to 3/1/2022 2/28/2022 <i>MLJ</i>
Residential Neighborhood: Queen Anne	Zip Code: 98109	Contact Phone No.: [REDACTED]
Background: <p>Azzurra Cox is a landscape architect and urban designer with Gustafson Guthrie Nichols (GGN) a landscape architecture, planning, and urban design firm based in Seattle, Washington. Azzurra focuses on the creation of public realm in a wide range of projects that include the Washington State Convention Center expansion, Hazelwood Park in Pittsburgh, and India Basin Park in San Francisco, California.</p> <p>Azzurra has a wide range of interests outside of her work in landscape architecture including working as an editor at the New Press in New York, internships at Museum of Modern Art, a member of the Seattle Design Review Board, and a member of the Africatown Trust in Seattle's Central District.</p> <p>Azzurra holds an MLA from the Harvard Graduate School of Design and a BA in Social Studies from Harvard College. She was named the 2016 National Olmsted Scholar by the Landscape Architecture Foundation.</p>		
Authorizing Signature (original signature): <i>Jenny A. Durkan</i>		Appointing Signatory: Jenny A. Durkan Mayor of Seattle



EDUCATION

2016 **Harvard Graduate School of Design**
Master of Landscape Architecture

Awards

- **2016 National Olmsted Scholar**, selected by a national jury for leadership potential “to advance sustainable design and foster human and societal benefits.”
- **2015 Penny White Research Fellow**
“Altitudinal Portraits: Transect as Ethnographic Map in Urban Bolivia”
- Studio work published in **Platform 7**; Fall and Spring 2015 studio projects nominated for **ASLA Awards**
- **2015 David Rockefeller Center for Latin American Studies Grant**

Academic

- **Teaching Assistantship** with Silvia Benedito (2015-16)
- **Research Assistantship** with Charles Waldheim (2013-14)

Leadership

- Executive member of **African American Student Union** and **Women in Design**
- Editorial Board member for **Open Letters**

2006 **Harvard University**
Bachelor of Arts in Social Studies, with High Honors

- **Thomas Hoopes Prize for Outstanding Senior Thesis**
“Is there Place for the Architect in Informal-Settlement Reform?”
Advised by Professor Margaret Crawford.
- **Harvard College Research Program Grant Recipient**
Researched the impact of the urban built environment on social reform, power structures, and economic development in Rio de Janeiro’s favelas.
- Coursework included social and cultural theory, urban studies, literature analysis, creative writing, and visual art.

2005 **International Honors Program (study abroad)**
Studied and researched urban planning/development, economics, and sociology in Rio de Janeiro, Cape Town, and Paris.

PROFESSIONAL EXPERIENCE

2017-present **Designer**
Gustafson Guthrie Nichol | Seattle, WA
Concept development, design development, and construction documentation for landscape architecture projects around the world. Design process focuses on incorporating history, culture, and ecology.

2016 **Designer**
PROAP Arquitectura Paisagista | Lisbon, Portugal
Concept development, design development, and construction documentation for landscape architecture projects throughout Europe and North Africa. Projects included a reimagining of the visitor experience at the Palatine Hill, in Rome.

2016 **Intern Designer**
Interboro Partners | New York, NY
Developed strategy and drawings for a stormwater-management and public space system in Hempstead, NY, as part of Rebuild by Design.

2011-13 **Assistant Editor**
The New Press | New York, NY
Acquired and edited trade nonfiction titles for progressive, independent publisher. Researched, pitched, and evaluated editorial ideas. Evaluated and developed book proposals.

2011 **Intern, Department of Architecture & Design**
Museum of Modern Art | New York, NY
Worked with curatorial staff to research and install Talk to Me, a major gallery exhibit.

2007-10 **Program Assistant, Urban Education**
Carnegie Corporation of New York | New York, NY
Worked with Program Officer to develop and implement the Corporation’s grant-making strategy in the area of Human Capital.

2006-07 **Research Assistant / Project Manager**
Institute for Financial Management and Research | Chennai, India
Managed behavioral-economics field research led by Harvard professor Sendhil Mullainathan

2006 **Research-Writer**
Let’s Go Spain & Portugal 2007
Traveled, researched, and wrote for the bestselling budget travel guide.

PUBLICATIONS + LECTURES

Upcoming Rhode Island School of Design, Symposium: “Race and Environment in the United States: African American & Native American Perspectives” (2019)

Society of Architectural Historians Annual Meeting, Panel: “Equity, Diversity and Cultural Preservation in Seattle’s older neighborhoods” (2020)

2019 University of Washington, Design Trouble Panel: “Roundtable 1: Activism + Ordinary Ethics”

2018 University of Virginia, Panel: “Landscape Perspectives for Future Publics”

2017 “Landscape as Narrative.” The New Landscape Declaration: A Call to Action for the Twenty-First Century (Rare Bird Books), ed. Landscape Architecture Foundation

2017 “‘My Hopes Were Never Brighter Than Now:’ Race and Remembrance in Washington Park Cemetery.” Exhibition catalog for Higher Ground: Honoring Washington Park Cemetery, Its People and Place, at the Sheldon Art Gallery in St. Louis

2017 “Case Study: The National Forest.” Wood Urbanism: From the Molecular to the Territorial (Actar Press), ed. Jane Hutton, Daniel Ibanez, Kiel Moe

2016 Landscape Architecture Foundation Annual Conference Presentation

2015 “A Park That Moves Around the City.” CityLab/The Atlantic

2015-16 Student writer for Loeb Design Blog

2011 Chapters 4-6 of Talk to Me: Design and the Communication Between People and Objects (The Museum of Modern Art), ed. Paola Antonelli

SERVICE

2018-present **Central Area Design Review Board** Member
2017-present **Africatown Community Land Trust** Volunteer
2018 **Affordable Housing Design Leadership Institute** Design Jury Member

SKILLS

Languages
Italian (native speaker), Spanish (proficient), French (basic), Portuguese (basic)

Music
Member of Orchestra Seattle (violin)

Hobbies
A fan of fiction, travel, high-altitude locations, aspens in autumn, dogs, landscapes of production, and Grom’s extranoir chocolate sorbet.

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Legislation Text

File #: Appt 01607, **Version:** 1

Reappointment of Justin Clark as member, Seattle Design Commission, for a term to February 28, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Justin Clark</i>		
Board/Commission Name: <i>Seattle Design Commission</i>		Position Title: <i>Engineer</i>
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Reappointed: 6/26/2020	Term of Position: * 3/1/2020 to 3/1/2022 2/28/2022 <i>MLG</i>
Residential Neighborhood: <i>Beacon Hill</i>	Zip Code: <i>98134</i>	Contact Phone No.: [REDACTED]
Background: <p>Justin Clark is a senior structural professional engineer with WSP, an international transportation engineering and planning firm. Justin has over 10 years of experience in the design, construction, and inspection of transportation structures, including bridges, piers, transit station buildings, retaining walls, track slabs, and underground utility structures. He has contributed to several high-profile projects for state and regional transportation, transit, and rail clients.</p> <p>Justin is also actively involved in his community. He was a member of the 2014-2014 Leadership Tomorrow cohort. Since 2015 he has been involved in Year Up Seattle!, using his skills as a mentor and work coach. He also mentors emerging professionals in the American Society of Civil Engineers and the Conference of Minority Transportation Officials.</p> <p>Justin holds a Masters Degree in Structural Engineering from University of Washington.</p>		
Authorizing Signature (original signature): <i>Jenny A. Durkan</i>		Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor of Seattle</i>

JUSTIN CLARK, PE, PMP

LEAD BRIDGE ENGINEER, WSP USA



YEARS WITH THE FIRM

11

YEARS TOTAL

11

PROFESSIONAL QUALIFICATIONS

Professional Engineer:
California, 2011 (78767)
Washington (2013, 50316)

Project Management
Professional (PMP), Project
Management Institute
(PMI), 2019

CAREER SUMMARY

Justin Clark is a lead structural professional engineer with WSP who has experience with design, construction, and inspection of transportation structures, including bridges, piers, transit station buildings, retaining walls, track slabs, and underground utility structures. He has contributed to several high-profile projects for department of transportation, transit, and rail agencies. He has led tasks for feasibility study, design, and construction projects, as well as serving as a subject matter expert advising the client during the Alternative Technical Concept (ATC) project phase. Justin's analysis experience includes seismic design, finite element modeling of various structures, quantities and cost estimation, and retaining wall design. He has experience performing quality inspections for segmental bridge construction, working directly with the client and contractor during the construction of the design-build project. Additionally, Justin frequently collaborates with clients, architects, and other engineering disciplines to develop the design of these structures, and has worked closely with contractors in construction support of various projects and in the various design-build projects he worked on.

EDUCATION

BS, Civil Engineering, North Carolina State University, Raleigh, NC	2007
MS, Structural Engineering, University of Washington, Seattle, WA	2009

ADDITIONAL TRAINING

Leadership Tomorrow Seattle	2013-2014
National Science Foundation Undergraduate Researcher, University of Delaware Center for Innovative Bridge Engineering, Newark, DE	2006

PROFESSIONAL AFFILIATIONS

American Public Works Association (APWA) ☞ Asset Management Committee, Washington Chapter	2015-present
Conference of Minority Transportation Officials (COMTO) ☞ Education, Scholarship, and Mentorship Committee, Washington Chapter	2017-present
American Society of Civil Engineers (ASCE) ☞ K-12 Outreach Committee	2009-2013

CIVIC ENGAGEMENT

Year Up! Seattle Mentorship Program & Mock-Interviewer	2015-present
STEM/Engineering Educational Outreach Educational outreach and mentoring, predominately targeted at students of color interested in the field of engineering, through groups including <i>My Brother's Keeper</i> , the <i>AKA Sorority Youth Summit</i> , TAF Academy, Bellevue School District's <i>Breaking Out of the Margins (BOOM)</i> Program, and <i>College Access Now (CAN)</i> .	2010-present

JUSTIN CLARK, PE, PMP

WSP INTERNAL AFFILIATIONS

Professional Growth Network (PGN) WSP's internal national program focusing on the personal and business development of its emerging professionals.	2010-2014
⊗ Seattle Office Co-Chair	2010-2012
⊗ National Mentoring Chair	2011-2014
Bridge Engineering & Design Practice Area Network (PAN) WSP's internal network of over 700 bridge engineering professionals, dedicated to sharing knowledge and experience with respect to bridge design, construction, inspection, and long-term maintenance.	2011-present
⊗ Bridge PAN Co-Coordinator	2014-present
⊗ SPAN Newsletter Contributor	2011-present
⊗ SPAN Newsletter Editor	2012-2014

PROFESSIONAL EXPERIENCE - RELEVANT PROJECTS

Sound Transit Projects

- Downtown Seattle Transit Tunnel (DSTT) GEC Contract, Seattle, WA (2019-present): Project manager for the program to provide state-of-good repair upgrades and capital improvements for the existing transit tunnel.
- Northgate Link Light Rail Extension, Seattle, WA (2011-present): Structural designer of the elevated guideway and elevated Northgate station during the 100% design and served as structural task lead for the design services during construction (DSDC) phase of the project. Scheduled to open in 2021, this project will extend the light rail system north of the University of Washington, connecting these neighborhoods to downtown Seattle.
- Eastlink Link Light Rail Extension, Seattle, WA (2013-2016): Structural task lead for the International District Station (IDS) in the Downtown Seattle Transit Tunnel (DSTT) connection to the future Eastlink extension. Designer performing seismic evaluation of multiple existing highway bridges along the rail alignment to be retrofitted to sustain the proposed light rail loading. This project will extend the light rail system from the DSTT across the I-90 floating bridge to Mercer Island and Bellevue by 2023.
- South 200th Light Rail Extension, SeaTac, WA (2014-2016): as part of the Quality Verification (QV) staff working under the resident engineer that performed construction inspections on behalf of the client, Justin provided inspections for segmental bridge construction, including gantry top-down construction of 42 spans (max span length of 141 feet) and balanced cantilever construction of three spans (max span length of 360 feet). Service began in 2016 for this 1.6-mile-long southern extension of the ST light rail system.

Other Agencies

- City of Redmond, Light Rail Planning and Engineering Assistance On-Call Project, Redmond, WA (2015-2016): subject matter expert consulting the City of Redmond on proposed structures to be constructed in Redmond as part of the Sound Transit E360 Design-Build project. Included within these structures are two pedestrian bridges to be built over SR 520 in Redmond, which will be constructed by Sound Transit but will be owned and maintained by the City of Redmond upon completion of construction in 2023.
- METRO, Exposition Light Rail Transit Phase 2 (EXPO 2), Los Angeles, CA (2010-2013): Structural designer, responsible for the structural analysis and design of underground utilities under the future light rail loading and protection plans for deficient utilities. Included in these protection plans for larger deficient boxes and arches are concrete relieving slabs and slabs supported on deep concrete piles. EXPO 2 extended the Metro Rail System 6.6 miles from Culver City to Santa Monica.
- City of Seattle, Waterfront Seattle Project, Seattle, WA (2012-2014): structural designer responsible for the schematic design (30% design) and design development (60%) for Pier 62/63, which will replace the existing Pier 62/63. The pier consists of a concrete slab, supported by steel piles. Schematic design phase included the evaluation of alternative structure types for both seismic and gravity loading, developing the structural design criteria, and provide preliminary quantities and cost estimates. This project will revitalize the downtown Seattle waterfront, creating a new pedestrian promenade and providing a new Alaskan Way that accommodates all modes of traffic.

Seattle Design Commission

The Seattle Design Commission is comprised of 10 members, all of which are appointed by the Mayor and confirmed by City Council. Commissioners serve a two-year term and are eligible for one reappointment. Commissioners include 2 licensed architects, a fine artist, an at large member, and at least one (but not more than two) members from the following professions:

- Urban planner
- Environmental or Urban Designer
- Landscape Architect
- Licensed Engineer

The commission also participates in the YMCA's Get Engaged program. Names in **bold** are being appointed and names in **red** are being reappointed.

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
6	F	2	1.	Urban Planner (Chair – 3/1/20)	Brianna Holan	3/1/19	2/28/21	2	Mayor
9	M	3	2.	Get Engaged	Lucas Whitesell	9/1/19	8/31/20	1	Mayor
2	M	2	3.	Engineer (Civil/Transportation)	Justin Clark	3/1/20	2/28/22	2	Mayor
6	M	4	4.	At Large	Rick Krochalis	3/1/19	2/28/21	2	Mayor
6	M	1	5.	Architect	Mark Johnson	3/1/20	2/28/22	2	Mayor
5	F	5	6.	Landscape Architect	Vinita Sidhu	3/1/19	2/28/21	1	Mayor
6	F	6	7.	Architect	Elaine Wine	3/1/19	2/28/21	1	Mayor
2	F	7	8.	Urban Designer	Azzurra Cox	3/1/20	2/28/22	1	Mayor
6	F	6	9.	Planner (Civil/Transportation)	Amalia Leighton Cody	3/1/19	2/28/21	1	Mayor
6	F	NA	10.	Fine Artist	Elizabeth Conner	3/1/20	2/28/22	1	Mayor

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Male	Female	Transgender	NB/ O/ U	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	4	6				2			1	6			1
Council													
Other													
Total													

Key:

- *D List the corresponding *Diversity Chart* number (1 through 9)
- **G List *gender*, M= Male, F= Female, T= Transgender, NB= Non-Binary O= Other U= Unknown
- RD Residential Council District number 1 through 7 or N/A
- Diversity information is self-identified and is voluntary.*



Legislation Text

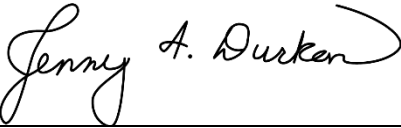
File #: Appt 01608, **Version:** 1

Reappointment of Mark Johnson as member, Seattle Design Commission, for a term to February 28, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: Mark Johnson		
Board/Commission Name: Seattle Design Commission		Position Title: Architect
<input type="checkbox"/> Appointment OR <input checked="" type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: Fill in appointing authority	Date Reappointed: 6/26/2020	Term of Position: * 3/1/2020 to 3/1/2022 2/28/2022 MLJ
Residential Neighborhood: West Seattle	Zip Code: 98199	Contact Phone No.: [REDACTED]
Background: Mark Johnson is a licensed architect and owner of Signal Architecture + Research in Seattle. Mark has been an architect and designer for over 20 years, specializing in a broad range of publicly funded projects including parks, museums, water quality facilities and educational/interpretive centers. Mark's professional experience extends into unique collaborations ranging from rehabilitation of historic structures at Fort Worden in Port Townsend to a Zuni Art and Cultural Center in Zuni, New Mexico. Mark has extensive experience as a lecturer and educator, including his recent tenure as an Associate Professor of Architecture at University of Washington. Mark holds his Bachelors and Masters Degrees from the Savannah College of Art and Design.		
Authorizing Signature (original signature): 		Appointing Signatory: Jenny A. Durkan Mayor of Seattle

Mark Johnson
AIA, LEED™ AP BD+C, ENV SP
Principal
Curriculum Vitae

EDUCATION

1995 M. Arch, Savannah College of Art & Design
 1994 B. Arch, Savannah College of Art & Design

PROFESSIONAL REGISTRATION

Registered Architect: State of Washington (2005), State of Oregon (2017)
 American Institute of Architects (AIA), Seattle Chapter
 LEED Accredited Professional, BD+C, 2005
 Envision Sustainability Professional, 2013
 NCARB Certificate, National Council of Architectural Registration Boards

PROFESSIONAL PRACTICE

Principal, Signal Architecture + Research, 2013-present
 Senior Architect, Miller Hull Partnership, 2010 - 2014
 Senior Associate, Jones and Jones Architects and Landscape Architects, 2005-2010
 Project Designer, Project Manager, Jones and Jones Architects and Landscape Architects, 1998-2005
 Project Designer, Boyle Wagoner Architects, 1996-1998
 Intern, Lominack Associates, 1995-1998

ACADEMIC EXPERIENCE

Associate Professor - University of Washington (UW), ARCH 591 - Architecture in the Landscape, 2013-2015
 Guest Studio and Thesis Advisor / Lecturer (Architecture & Landscape) - UW, 2002 - present
 Studio Instructor - University of Washington / University of Oregon: Duwamish Field School 2006-2007

LECTURES, JURIES, PANELS

Video Presentation: Power of Place as a Design Tool: Architecture, Media Politics, Society FLA 2020
 Lecture: Laying the Groundwork for Community-Centric Infrastructure, APWA, Tacoma WA 2019
 Lecture: Narrative Infrastructure: AIA National Conference, New York, NY, 2018
 Lecture: *Power of Story*, World Design Summit, Montreal, 2017
 Lecture: *Ephemeral Ecologies*, Auburn University - Rural Studio, Auburn, AL, 2017
 Panel Moderator, *Powerful Voices of Place: Leveraging the Power of Place to Offset Limited Development Resources*, Western Museums Association, Salt Lake City, UT, 2013
 Panelist, Master Builders of King and Snohomish Counties, net zero green rating system 2012
 Lecture, *2030 Challenge: How Sustainable Environmental Education Centers Can Lead the Way*, North American Association of Environmental Educators (NAAEE) 2011
 Lecture, *Planning a Sustainable Education Center*, NAAEE, 2010
 Lecture, *Stories of Place, Places that Teach*, American Nature Center Administrators, 2009
 Lecture, *Mercer Slough Environmental Education Center*, Green Living Seminar, 2009
 Jury, Artist Selection, 4 Culture, South Park Bridge Replacement, 2008
 Jury, Artist Selection, City of Auburn Public Works, 2008
 Lecture, *Can a Building Teach? Environmental Education Centers as Learning Tools*, Environmental Educators of Washington, 2008
 Lecture, *Landscape Ecology*, AIA Committee on the Environment, 2008
 Lecture, *Integration of Architecture, Landscape and Civil Engineering*, Seattle Green Conference. 2007
 Jury, Artist Selection, City of Seattle Joint Training Facility, 2007
 Lecture, *Community Series*, AIA Committee on the Environment, 2005
 Lecture, *Green Design for Communities*, Carkeek Park Environmental Education Center, 2004
 Lecture, *Cultural Centers: Sustaining Communities*, Washington Museum Association, 2004

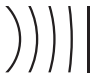
LEADERSHIP

Commissioner (Architect), Seattle Design Commission, 2018-present
 Vice Chair, 4Culture Public Art Advisory Committee, Vice Chair, 2015
 Board Member, ECOSS (Environmental Coalition of South Seattle), 2012-2015
 Mentor - Sustainability Ambassadors, Friends of the Cedar River Watershed, 2010-2014
 Project Chair, River City Skatepark, 2005-present

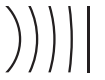
AWARDS

Cottonwood Canyon Experience Center, Arch Newspaper, 2019 Best of: Education and Building of the Year Finalist
 Living Cities Design Competition: Fight for Your Right of Way, International Living Futures Institute, 2013
 Mercer Slough Environmental Education Center
 American Institute of Architects, Seattle Chapter Honor Awards - Merit Award, 2009
 King County Green Globe Awards, 2009
 Cascade Land Conservancy John H. Stanford Education Achievement Award, 2007
 American Institute of Architects, Seattle Chapter, What Makes it Green?, Unbuilt, 2007
 Cascade EcoRenovation, Seattle, Washington
 American Institute of Architects, Seattle Chapter, What Makes it Green? Unbuilt 2004
 Icicle Creek Music Center
 American Institute of Architects, Seattle Chapter What Makes it Green? 2003

SELECTED PROJECTS + PUBLICATIONS



- 2019 Graham Visitor Center, Seattle, WA
Puyallup Fisheries HQ Study, Puyallup, WA
Georgetown Steam Plant, Seattle, WA
NW Railway Museum Roundhouse Gallery, Snoqualmie, WA (LEED Silver)
Encompass Pediatric Therapy Center, Snoqualmie, WA (LEED Silver)
Port Townsend Marine Science Center, Port Townsend, WA
Yosemite Residence, Wawona, CA
North Bend Skatepark Canopy Study, North Bend, WA
- 2018 Green Lake Presbyterian Church - Seismic Retrofit and Acoustic Analysis
Vaughn Residence, North Bend, WA
Fort Worden Marine Area Study, Port Townsend, WA
Gas Works Play Barn and Picnic Shelter, Seattle, WA
Ebey Waterfront Park and Small Watercraft Center, Marysville, WA
Microsoft Spatial Design Programming, Redmond, WA
- 2017 Chelan Avenue CSO Facility, Seattle, WA (Envision Platinum)
Cottonwood Canyon Education and Research Center, Wasco, OR
Fort Worden Bldg. 305 Arts & Edu. Center, Port Townsend, WA (designing for LEED Silver)
Beacon Station, Seattle, WA (designed for LEED Silver)
Everett Riverfront Park, Everett, WA
Power of Consequence, Seattle Design Festival, Seattle, WA
E9 Trekking Cabins Competition, Bee Breeders
- 2016 Northwest Railway Museum Archives, Snoqualmie, WA
Fort Worden Program Development + Capital Improvement Plan
Play Impossible Pavilion, Seattle, WA
Sage Lodge Master Plan, Emigrant, MT
University Place Special Care Community, University Place, WA
Sonic Still Life, Arcade Magazine, Dialogue on Design
- 2015 MIT Solve Pavilion, Cambridge, MA
eBay NYC Collaboration Studio, New York, NY
Coos Historical and Maritime Museum, Coos Bay, OR
Northwest Railway Museum Archives, Snoqualmie, WA (LEED Silver)
- 2014 Georgetown Wet Weather Treatment Station, Seattle, WA (Envision)
Edgewood Special Care Community, Edgewood, WA
Equinox Art Studios, Seattle, WA
KEXP 90.3 LEED Documentation, Seattle, WA
Tin Dog Brewery Taproom, Seattle, WA
- 2013* Lions Gate Wastewater Treatment Plant Indicative Design*, Vancouver, BC (Envision)
- 2012* Columbia Breaks Wildfire Interpretive Center, Entiat, WA: Project Architect
Living Cities Competition, Fight for Your Right of Way, Seattle, WA
- 2011* SPU South Transfer Station*, Seattle, WA (LEED Gold)
- 2010* South Tacoma Community Center*, Tacoma WA (LEED Gold)
- 2009^ Mercer Slough Environmental Education Center, Bellevue, WA: Project Manager/Project Architect
Capturing Stories of Place, Creating Places that Teach, Journal of American Nature Centers
Administrators, co-author with Kari Stiles
- 2008^ Mt. Baker Viewpoint Park, Project Architect, Project Manager
Cesar Chavez Park, Seattle, WA Project Architect, Project Manager
- 2007^ Icicle Creek Music Center*, Leavenworth, WA
McCartney Creek Conservation and Research Center, Ephrata, WA, Project Architect



- 2006[^] Jack Hunter O'Dell Reflection and Education Center, Covington, WA, Project Manager/Architect
 Flooded Forest Pavilion, Miami Metrozoo, Miami, FL, Project Architect
School's Design Reflects Its Humanist Curriculum, Daily Journal of Commerce
- 2005[^] Cascade EcoRenovation, Seattle, Washington: Project Manager/Designer
 Pullman Arts Pavilion, Pullman, WA: Project Manager/Project Architect
 Condor Boulders Pavilion, San Diego Wild Animal Park, San Diego, CA
Education Centers Show How to Tread Lightly on the Environment, Daily Journal of Commerce, co-author with Paul Olson
- 2004[^] Cedar River Watershed Visitors Center, Cedar Falls, Washington: Designer
 Zuni Art and Cultural Center*, Project Architect, Project Manager, Zuni, NM
 Fairgrounds Community Park, Vancouver, Washington: Project Architect
 Duwamish Riverfront Revival, Seattle, Seattle, Washington: Project Designer
A Sustainable Seed Grows in South Lake Union, Daily Journal of Commerce, 2004 Building Green Issue, March 11, 2004

* Denotes work performed with Miller Hull Partnership

[^] Denotes work performed with Jones and Jones Architects and Landscape Architects

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6	M	1	5.	Architect	Mark Johnson	3/1/20	2/28/22	2	Mayor
5	F	5	6.	Landscape Architect	Vinita Sidhu	3/1/19	2/28/21	1	Mayor
6	F	6	7.	Architect	Elaine Wine	3/1/19	2/28/21	1	Mayor
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Mayor	4	6				2			1	6			1
Council													
Other													
Total													

Key:

***D** List the corresponding *Diversity Chart* number (1 through 9)

****G** List *gender*, **M**= Male, **F**= Female, **T**= Transgender, **NB**= Non-Binary **O**= Other **U**= Unknown

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

File #: CB 119835, **Version:** 2

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to land use and zoning; correcting typographical errors, correcting section references, clarifying regulations, and making minor amendments; amending Sections 22.214.040, 22.214.050, 23.22.062, 23.22.100, 23.24.040, 23.24.045, 23.28.030, 23.40.060, 23.41.004, 23.41.012, 23.42.048, 23.42.112, 23.44.008, 23.44.010, 23.44.014, 23.44.016, 23.44.026, 23.44.041, 23.45.506, 23.45.512, 23.45.518, 23.45.522, 23.45.545, 23.47A.008, 23.47A.012, 23.47A.013, 23.48.005, 23.48.020, 23.48.025, 23.48.220, 23.48.225, 23.48.245, 23.48.720, 23.48.724, 23.48.740, 23.49.008, 23.49.011, 23.49.014, 23.49.056, 23.49.166, 23.52.008, 23.54.015, 23.54.025, 23.54.030, 23.54.040, 23.58C.040, 23.58D.006, 23.66.342, 23.69.032, 23.73.009, 23.73.012, 23.84A.004, 23.84A.032, 23.84A.036, 23.86.007, 23.90.018, and 25.09.060 of the Seattle Municipal Code; and adding a new Section 23.48.007 to the Seattle Municipal Code.

The full text of the Council Bill is attached to this file.

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

..title

AN ORDINANCE relating to land use and zoning; correcting typographical errors, correcting section references, clarifying regulations, and making minor amendments; amending Sections 22.214.040, 22.214.050, 23.22.062, 23.22.100, 23.24.040, 23.24.045, 23.28.030, 23.40.060, 23.41.004, 23.41.012, 23.42.048, 23.42.112, 23.44.008, 23.44.010, 23.44.014, 23.44.016, 23.44.026, 23.44.041, 23.45.506, 23.45.512, 23.45.518, 23.45.522, 23.45.545, 23.47A.008, 23.47A.012, 23.47A.013, 23.48.005, 23.48.020, 23.48.025, 23.48.220, 23.48.225, 23.48.245, 23.48.720, 23.48.724, 23.48.740, 23.49.008, 23.49.011, 23.49.014, 23.49.056, 23.49.166, 23.52.008, 23.54.015, 23.54.025, 23.54.030, 23.54.040, 23.58C.040, 23.58D.006, 23.66.342, 23.69.032, 23.73.009, 23.73.012, 23.84A.004, 23.84A.032, 23.84A.036, 23.86.007, 23.90.018, and 25.09.060 of the Seattle Municipal Code; and adding a new Section 23.48.007 to the Seattle Municipal Code.

..body

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 22.214.040 of the Seattle Municipal Code, last amended by Ordinance 125705, is amended as follows:

22.214.040 Rental housing registration, compliance declaration, and renewals

A. With the exception of rental housing units identified in subsection 22.214.030.A, all properties containing rental housing units shall be registered with the Department according to the registration deadlines in this subsection 22.214.040.A. After the applicable registration deadline, no one shall rent, subrent, lease, sublease, let, or sublet to any person or entity a rental housing unit without first obtaining and holding a current rental housing registration for the property where the rental housing unit is located. The registration shall identify all rental housing units on the property and shall be the only registration required for the rental housing units on the property. For condominiums and cooperatives, the property required to be registered shall be the individual housing unit being rented, and common areas accessible to the tenant of the housing unit, and not the entire condominium building, cooperative building, or development. If a

property owner owns more than one housing unit in a condominium or cooperative building, the owner may submit a single registration application for the units owned in the building. Properties with rental housing units shall be registered according to the following schedule:

1. By July 1, 2014 all properties with ten or more rental housing units, and any property that has been subject to two or more notices of violation or one or more emergency orders of the Director for violating the standards in Chapters 22.200 through 22.208 where enforced compliance was achieved by the Department or the violation upheld in a final court decision;

2. By January 1, 2015 all properties with five to nine rental housing units; and

3. Between January 1, 2015 and December 31, 2016, all properties with one to four rental housing units shall be registered according to a schedule established by Director's rule. The schedule shall include quarterly registration deadlines; and shall be based on dividing the city into registration areas that are, to the degree practicable, balanced geographically and by rough numbers of properties to be registered in each area.

* * *

E. The fees for rental housing registration, renewal, or reinstatement, or other fees necessary to implement and administer the Rental Registration and Inspection Ordinance program, shall be adopted by amending Chapter 22.900. A rental housing registration or renewal shall not be issued until all fees required under this Chapter 22.214 have been paid.

* * *

H. A rental housing registration must be renewed according to the following procedures:

1. A registration renewal application and the renewal fee shall be submitted ((at least 30 days)) before the current registration expires;

2. All information required by subsection 22.214.040.G shall be updated as needed; and,

3. A new declaration as required by subsection 22.214.040.G.6 shall be submitted.

* * *

Section 2. Section 22.214.050 of the Seattle Municipal Code, last amended by Ordinance 125851, is amended as follows:

22.214.050 Inspection and certificate of compliance required

A. The Department shall periodically select, from registered properties containing rental housing units, the properties that shall be inspected by a qualified rental housing inspector for certification of compliance. The property selection process shall be based on a random methodology adopted by rule, and shall include at least ten percent of all registered rental properties per year. Newly constructed or substantially altered properties that receive final inspections or a first certificate of occupancy and register after January 1, 2014, shall not be included in the random property selection process (~~((after the date the property registration is required to be renewed for the first time))~~) for five years. After a property is selected for inspection, the Department shall provide at least 60 days' advance written notice to the owner or owner's agent to notify them that an inspection of the property is required. If a rental property owner chooses to hire a private qualified rental housing inspector, and also chooses not to inspect 100 percent of the rental housing units, the property owner or owner's agent shall notify the Department a minimum of five and a maximum of ten calendar days prior to the scheduled inspection, at which time the Department shall inform the property owner or owner's agent of the units selected for inspection. If the rental property owner chooses to hire a Department inspector,

the Department shall inform the property owner or owner's agent of the units selected for inspection no earlier than ten calendar days prior to the inspection.

* * *

E. A certificate of compliance shall be issued by a qualified rental housing inspector, based upon the inspector's physical inspection of the interior and exterior of the rental housing units, and the inspection shall be conducted not more than 60 days prior to the certificate of compliance date. A certificate of compliance shall not be issued until all fees required under this Chapter 22.214 have been paid.

* * *

Section 3. Section 23.22.062 of the Seattle Municipal Code, last amended by Ordinance 125815, is amended as follows:

23.22.062 Unit lot subdivisions

A. The provisions of this Section 23.22.062 apply exclusively to the unit subdivision of land for residential development including single-family dwelling units, townhouse, rowhouse, and cottage housing developments, and existing apartment structures built prior to January 1, 2013, but not individual apartment units, in all zones in which these uses are permitted, or any combination of the above types of residential development as permitted in the applicable zones.

B. Except for any site for which a permit has been issued pursuant to Sections 23.44.041 or 23.45.545 for a detached accessory dwelling unit, lots developed or proposed to be developed with uses described in subsection 23.22.062.A (~~above~~) may be subdivided into individual unit lots. The development as a whole shall meet development standards applicable at the time the permit application is vested. As a result of the subdivision, development on individual unit lots may be nonconforming as to some or all of the development standards based on analysis of the

individual unit lot, except that any private usable open space or private amenity area for each dwelling unit shall be provided on the same unit lot as the dwelling unit it serves.

* * *

Section 4. Section 23.22.100 of the Seattle Municipal Code, last amended by Ordinance 124378, is amended as follows:

23.22.100 Design standards

Except as provided in Section 23.22.106, design of all subdivisions shall conform to the standards set forth in this Section 23.22.100:

* * *

D. Special (~~Exception~~) exception. The Director's recommendation on a proposed subdivision, as a Type II special exception decision, may modify the standards of subsection 23.22.100.C.3, if the applicant demonstrates that the proposed plat meets the following criteria:

1. The property has one of the following conditions not created by the applicant:

a. (~~Natural topographic features or~~) Topography, natural obstructions, configuration of existing lot lines prior to platting, existing platting patterns, or street alignment that prevent the platting of one or more lots according to the standards of subsection 23.22.100.C.3;

b. Location of existing principal structures that are retained on a lot existing prior to the proposed platting require a platting configuration of one or more lots that cannot reasonably meet the standards of subsection 23.22.100.C.3;

c. Location of existing easements or feasibility of access to portions of the property prevents the configuration of proposed plat lines that meet the standards of subsection 23.22.100.C.3.

2. Modification of the standards of subsection 23.22.100.C.3 shall be the minimum necessary to allow platting of lots that each contain a building area for development meeting the development standards of the zone in which the proposed plat is located.

3. Lots created under the special exception standards of this subsection 23.22.100.D shall not have a configuration that requires a variance from setbacks and yard requirements of the Land Use Code or a variance or exception from ~~((the Regulations for Environmentally Critical Areas))~~ Chapter 25.09 for any development that may be proposed on the lots.

* * *

Section 5. Section 23.24.040 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.24.040 Criteria for approval

* * *

B. Special ~~((Exception))~~ exception. The Director may modify the standards of subsection 23.24.040.A.8, as a Type II special exception decision, if the applicant demonstrates that the proposed plat meets the following criteria:

1. The property has one of the following conditions not created by the applicant:
 - a. ~~((Natural topographic features or))~~ Topography, natural obstructions, configuration of existing lot lines prior to platting, existing platting patterns, or street alignment that prevent the platting of one or more lots according to the standards of subsection 23.24.040.A.8;

b. Location of existing principal structures that are retained on lots existing prior to the proposed platting require a platting configuration of one or more lots that cannot reasonably meet the standards of subsection 23.24.040.A.8;

c. Location of existing easements or feasibility of access to portions of the property prevents the configuration of proposed plat lines that meet the standards of subsection 23.24.040.A.8.

2. Modification of the standards of subsection 23.24.040.A.8 shall be the minimum necessary to allow platting of lots that each contain a building area for development meeting the development standards of the zone in which the proposed plat is located.

3. Lots created under the special exception standards of this subsection 23.24.040.B shall not have a configuration that requires a variance from setbacks and yard requirements of the Land Use Code or a variance or exception from ~~((the Regulations for Environmentally Critical Areas))~~ Chapter 25.09 for any development that may be proposed on the lots.

Section 6. Section 23.24.045 of the Seattle Municipal Code, last amended by Ordinance 125815, is amended as follows:

23.24.045 Unit lot subdivisions

A. The provisions of this Section 23.24.045 apply exclusively to the unit subdivision of land for residential development including single-family dwelling units, townhouse, rowhouse, and cottage housing developments, and existing apartment structures built prior to January 1, 2013, but not individual apartment units, in all zones in which these uses are permitted, or any combination of the above types of residential development as permitted in the applicable zones.

1 B. Except for any lot for which a permit has been issued pursuant to Sections 23.44.041
2 or 23.45.545 for a detached accessory dwelling unit, lots developed or proposed to be developed
3 with uses described in subsection 23.24.045.A (~~((above))~~) may be subdivided into individual unit
4 lots. The development as a whole shall meet development standards applicable at the time the
5 permit application is vested. As a result of the subdivision, development on individual unit lots
6 may be nonconforming as to some or all of the development standards based on analysis of the
7 individual unit lot, except that any private, usable open space or private amenity area for each
8 dwelling unit shall be provided on the same unit lot as the dwelling unit it serves.

9 C. Subsequent platting actions, additions, or modifications to the structure(s) may not
10 create or increase any nonconformity of the parent lot.

11 D. Access easements and joint use and maintenance agreements shall be executed for use
12 of common garage or parking areas, common open space (such as common courtyard open space
13 for cottage housing), and other similar features, as recorded with the (~~((Director of the))~~) King
14 County (~~((Department of Records and Elections))~~) Recorder's Office. For common parking areas
15 and garages, access easements and joint use and maintenance agreements shall include the right
16 to use any required electric vehicle charging infrastructure and the terms of use.

17 E. Within the parent lot, required parking for a dwelling unit may be provided on a
18 different unit lot than the lot with the dwelling unit, as long as the right to use that parking is
19 formalized by an easement on the plat, as recorded with the (~~((Director of the))~~) King County
20 (~~((Department of Records and Elections))~~) Recorder's Office.

21 F. The facts that the unit lot is not a separate buildable lot, and that additional
22 development of the individual unit lots may be limited as a result of the application of

development standards to the parent lot, shall be noted on the plat, as recorded with the
((Director of the)) King County ((Department of Records and Elections)) Recorder's Office.

Section 7. Section 23.28.030 of the Seattle Municipal Code, last amended by Ordinance
125603, is amended as follows:

23.28.030 Criteria for approval

A. The Director shall approve an application for a lot boundary adjustment if it is
determined that:

1. No additional lot, tract, parcel, site, or division is created by the proposed
adjustment;

2. No lot contains insufficient area and dimensions to meet the minimum
requirements for development as calculated under the development standards of the zone in
which the lots affected are situated, except as provided in Section 23.44.010, and under any
applicable regulations for siting development on parcels with riparian corridors, wetlands,
wetland buffers, or steep slopes in Chapter 25.09 or Section 23.60A.156. Adjusted lots shall
continue to be regarded as existing lots for purposes of Chapter 25.09. Any required
nondisturbance area shall be legibly shown and described on the site plan, and a covenant shall
be required as set out in Section 25.09.335;

3. Every proposed adjusted lot shall conform to the following standards for lot
configuration, unless a modification is authorized under subsection 23.28.030.A.4:

a. If an adjusted lot is proposed with street frontage, then one lot line shall
abut the street for at least 10 feet; and

b. No adjusted lot shall be less than 10 feet wide for a distance of more
than 10 feet as measured at any point; and

1 c. No adjusted lot shall have more than six separate lot lines. The lot lines
2 shall be straight lines unless the irregularly shaped lot line is caused by an existing right-of-way
3 or existing lot line; and

4 d. If a lot to be adjusted abuts upon an alley, and that alley is either
5 improved or required to be improved according to the standards of Section 23.53.030, then no
6 adjusted lot shall be proposed that does not provide alley access, except that access from a street
7 to an existing use or structure is not required to be changed to alley access. Either the proposed
8 adjusted lots shall have sufficient frontage on the alley to meet access standards for the zone in
9 which the property is located or an access easement from the adjusted lot or lots shall be
10 provided to the alley that meets access standards for the zone in which the property is located.

11 4. Modification. The ~~((Director's recommendation on a proposed lot adjustment~~
12 ~~may modify the))~~ standards of subsection 23.28.030.A.3 ~~((if the applicant demonstrates that the~~
13 ~~proposed lot boundary adjustment meets the following criteria))~~ may be modified if at least one
14 of the following criteria applies:

15 a. ~~((The property has one of the following conditions not created by the~~
16 ~~applicant:))~~ One or more of the existing lots prior to the lot boundary adjustment is irregular in
17 shape;

18 ~~((1))~~ b. ((Natural topographic features or)) Topography, natural
19 obstructions, configuration of existing lot lines prior to lot line adjustment, existing platting
20 patterns, or street alignment prevent the reconfiguration of one or more lots according to the
21 standards of subsection 23.28.030.A.3;

((2)) c. Location of existing principal structures that are retained on lots existing prior to the proposed lot boundary adjustment require a reconfiguration of one or more lots that cannot reasonably meet the standards of subsection 23.28.030.A.3;

((3)) d. Location of existing easements or feasibility of access to portions of the property prevents the reconfiguration of lot lines that meet the standards of subsection 23.28.030.A.3((-)) ; or

e. The lot boundary adjustment establishes an irregular lot line that resulted from an adverse possession claim.

~~((b. Modification of the standards of subsection 23.28.030.A.3 shall be the minimum necessary to allow adjusted lots that each contain a building area for development that meets the development standards of the zone in which the proposed lot boundary adjustment is located.))~~

5. ((The)) No adjusted lot shall be approved for development without a determination that it is capable of being served by existing or extended infrastructure for ((has adequate)) drainage; a determination that the lot has water supply and sanitary sewage disposal; and a determination that there is access for vehicles, utilities, and fire protection;

6. The lot boundary adjustment is consistent with applicable provisions of this Title 23 including, for lots in the Shoreline District, conformance with the applicable provisions of Section 23.60A.168.

* * *

Section 8. Section 23.40.060 of the Seattle Municipal Code, last amended by Ordinance 125612, is amended as follows:

23.40.060 Living Building Pilot Program

* * *

B. Minimum standards. A project shall qualify for the Living Building Pilot Program if it is located outside of the shoreline jurisdiction, is reviewed in accordance with the full design review process provided in Section 23.41.014, and meets full Living Building Certification by achieving either all of the imperatives of the International Living Future Institute's (ILFI) Living Building Challenge SM 3.1 or 4.0 certification or all of the following:

1. The project meets ILFI Living Building Challenge SM Petal certification ((~~by attaining at least three of the seven performance areas, or "Petals," of the ILFI Living Building Challenge SM program, (Place, Water, Energy, Health and Happiness, Materials, Equity, and Beauty), including at least one of the following three petals: Water, Energy, or Materials~~));

2. Total annual building energy use that is 25 percent less than a baseline defined as the Energy Use Intensity (EUI) targets in the Target Performance Path of Seattle Energy Code Section C401.3;

3. None of the space heating and water heating in the project shall be provided using on-site combustion of fossil fuel; and

4. The project uses only nonpotable water to meet the demand for toilet and urinal flushing, irrigation, hose bib, cooling tower (make up water only), and water features, except to the extent other applicable local, state, or federal law requires the use of potable water.

* * *

Section 9. Section 23.41.004 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.41.004 Applicability

A. Design review required

1 1. Subject to the exemptions in subsection 23.41.004.B, design review is required
2 in the following areas or zones when development is proposed that exceeds a threshold in Table
3 A or Table B for 23.41.004:

- 4 a. Multifamily;
5 b. Commercial;
6 c. Seattle Mixed;
7 d. Downtown; and
8 e. Stadium Transition Area Overlay District as shown in Map A for
9 23.74.004, when the width of the lot exceeds 120 feet on any street frontage.

10 2. Subject to the exemptions in subsection 23.41.004.B, design review is required
11 in the following areas or zones when commercial or institution development is proposed that
12 exceeds a threshold in Table A or Table B for 23.41.004:

- 13 a. Industrial Buffer; and
14 b. Industrial Commercial.

15 3. The gross floor area of the following uses is not included in the total gross floor
16 area of a development for purposes of determining if a threshold is exceeded:

- 17 a. Religious facilities;
18 b. Elementary and secondary schools;
19 c. Uses associated with a Major Institution Master Plan (MIMP); or
20 d. Development of a major institution use within a Major Institution
21 Overlay (MIO) district.

22 4. Any development proposal participating in the Living Building or 2030
23 Challenge High Performance Existing Building Pilot Program according to Sections 23.40.060

1 and 23.40.070, including a development proposal for an existing structure, regardless of size or
2 site characteristics, is subject to full design review according to Section 23.41.014.

3 5. Any development proposal, regardless of size or site characteristics, is subject
4 to the administrative design review process according to Section 23.41.016 if it receives public
5 funding or an allocation of federal low-income housing tax credits, and is subject to a regulatory
6 agreement, covenant or other legal instrument recorded on the property title and enforceable by
7 The City of Seattle, Washington State Housing Finance Commission, State of Washington, King
8 County, U.S. Department of Housing and Urban Development, or other similar entity as
9 approved by the Director of Housing, which restricts at least 40 percent of the units to occupancy
10 by households earning no greater than 60 percent of median income, and controls the rents that
11 may be charged, for a minimum period of 40 years.

12 6. Any development proposal that is located in a Master Planned Community
13 zone and that includes a request for departures, regardless of size or site characteristics, is subject
14 to full design review according to Section 23.41.014. If a development proposal in a Master
15 Planned Community zone does not include a request for departures, the applicable design review
16 procedures are in Section 23.41.020.

17 7. Subject to the exemptions in subsection 23.41.004.B, design review is required
18 for additions to existing structures when the size of the proposed addition or expansion exceeds a
19 threshold in Table A or Table B for 23.41.004. Administrative design review, as described in
20 Section 23.41.016, is required for certain other additions to existing structures according to rules
21 promulgated by the Director.

Table A for 23.41.004

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

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.

A. Category	Site Characteristic
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.	Development on a lot containing any of the specific site characteristics in part A of this table is subject to the thresholds below.
Amount of gross floor area of development	Design review type ¹
B.1. Less than 8,000 square feet	No design review ^{2, 3}
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 ⁴

Table A for 23.41.004

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

C.	Development on a lot not containing any of the specific site characteristics in part A of this table is subject to the thresholds below.	
	Amount of gross floor area of development	Design review type ¹
	C.1. Less than 8,000 square feet	No design review ^{2, 3}
	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 ⁴

Footnotes to Table A for 23.41.004

¹Applicants 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.

²The 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))~~ November 4, 2017. This requirement shall only apply to applications for new development submitted on or before December 31, 2023.

³The 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))~~ November 4, 2017. This requirement shall only apply to applications for new development submitted on or before December 31, 2023.

⁴Development proposals that would be subject to the full design review, may elect to be

Table A for 23.41.004

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

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 4 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.

* * *

Section 10. Section 23.41.012 of the Seattle Municipal Code, last amended by Ordinance 125927, is amended as follows:

23.41.012 Development standard departures

* * *

B. Departures may be granted from any Land Use Code standard or requirement, except for the following:

* * *

11. Structure height, except that:

a. Within the Roosevelt Commercial Core building height departures up to an additional 3 feet may be granted for properties zoned ((~~NC3-65~~)) NC3-75 (Map A for 23.41.012, Roosevelt Commercial Core);

b. Within the Uptown Urban Center building height departures up to 3 feet of additional height may be granted if the top floor of the structure is set back at least 6 feet from all lot lines abutting streets;

c. Within the Queen Anne Residential Urban Village and Neighborhood Commercial zones as shown on Map B for 23.41.012, Upper Queen Anne Commercial Areas,

1 building height departures up to 3 feet of additional height may be granted if the top floor of the
2 structure is set back at least 6 feet from all lot lines abutting streets;

3 d. Within the PSM 85-120 zone in the area shown on Map A for
4 23.49.180, departures may be granted from development standards that apply as conditions to
5 additional height, except for floor area ratios and provisions for adding bonus floor area above
6 the base FAR;

7 e. Within the Pike/Pine Conservation Overlay District shown on Map A
8 for 23.73.004, departures may be granted from:

9 1) Development standards that apply as conditions to additional
10 height in subsections 23.73.014.A and 23.73.014.B; and

11 2) The provision for receiving sites for transfer of development
12 potential in subsection 23.73.024.B.5;

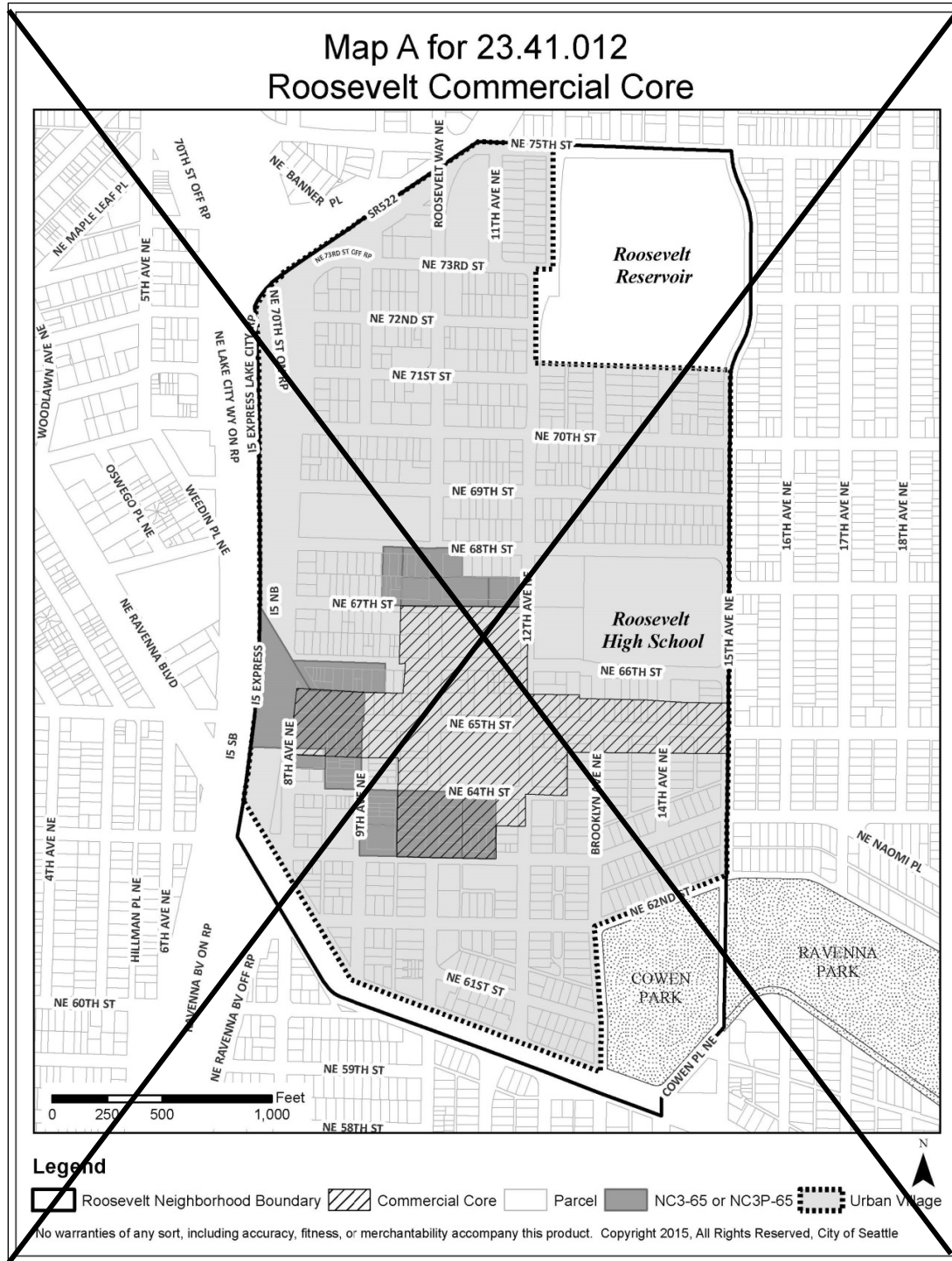
13 f. Departures of up to 10 feet of additional height may be granted if the
14 applicant demonstrates that:

15 1) The departure is needed to protect a tree that is located on the lot
16 that is either an exceptional tree, as defined in Section 25.11.020, or a tree greater than 2 feet in
17 diameter measured 4.5 feet above the ground; and

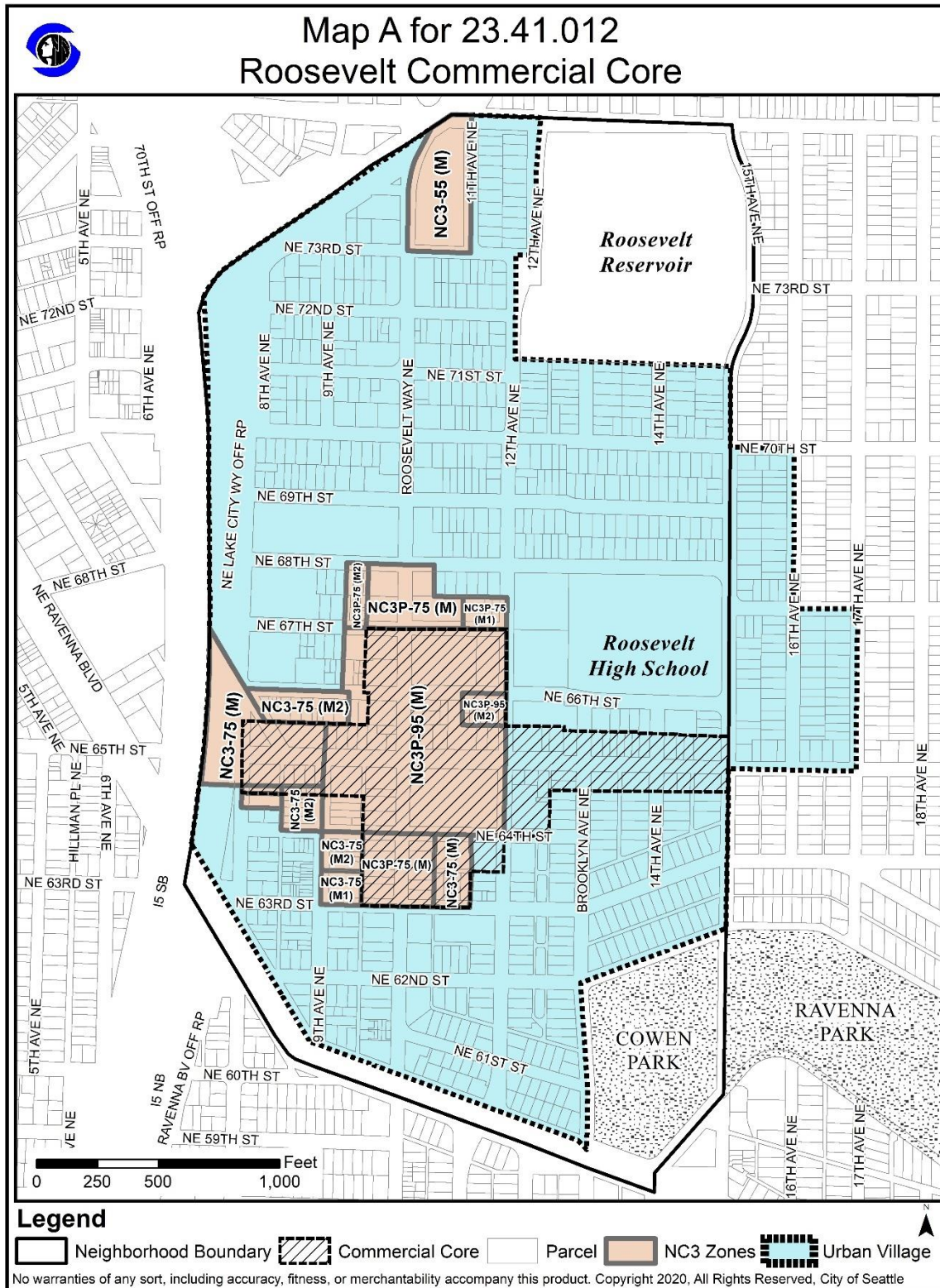
18 2) Avoiding development in the tree protection area will reduce the
19 total development capacity of the site((-)) ;

20 g. In Midrise and Highrise zones, Seattle Mixed, and in all commercial
21 and Downtown zones, departures for rooftop features may be granted from rooftop coverage
22 limits and setback standards from the roof edge, but not from the height limits for rooftop
23 features.

Map A for 23.41.012 Roosevelt Commercial Core

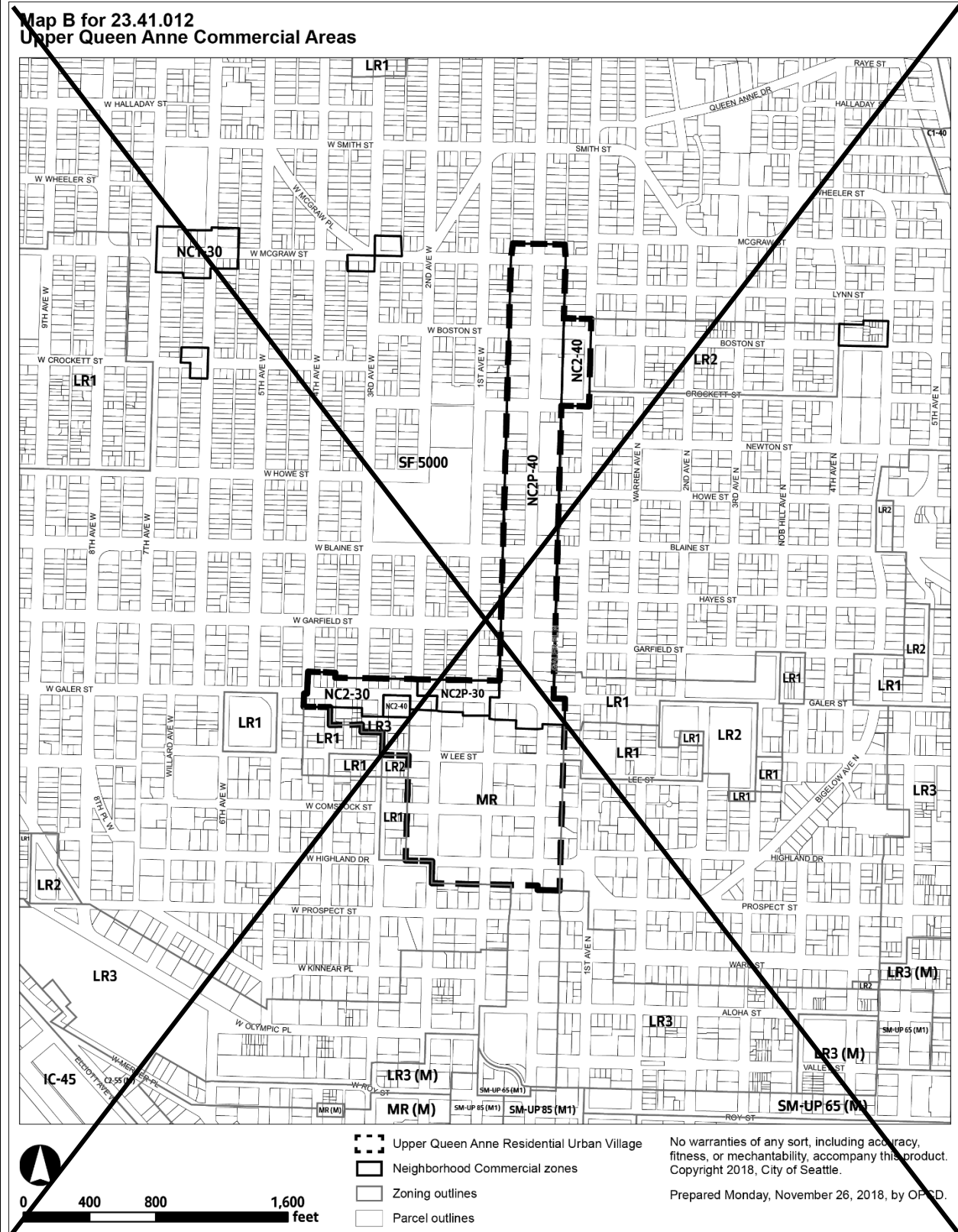


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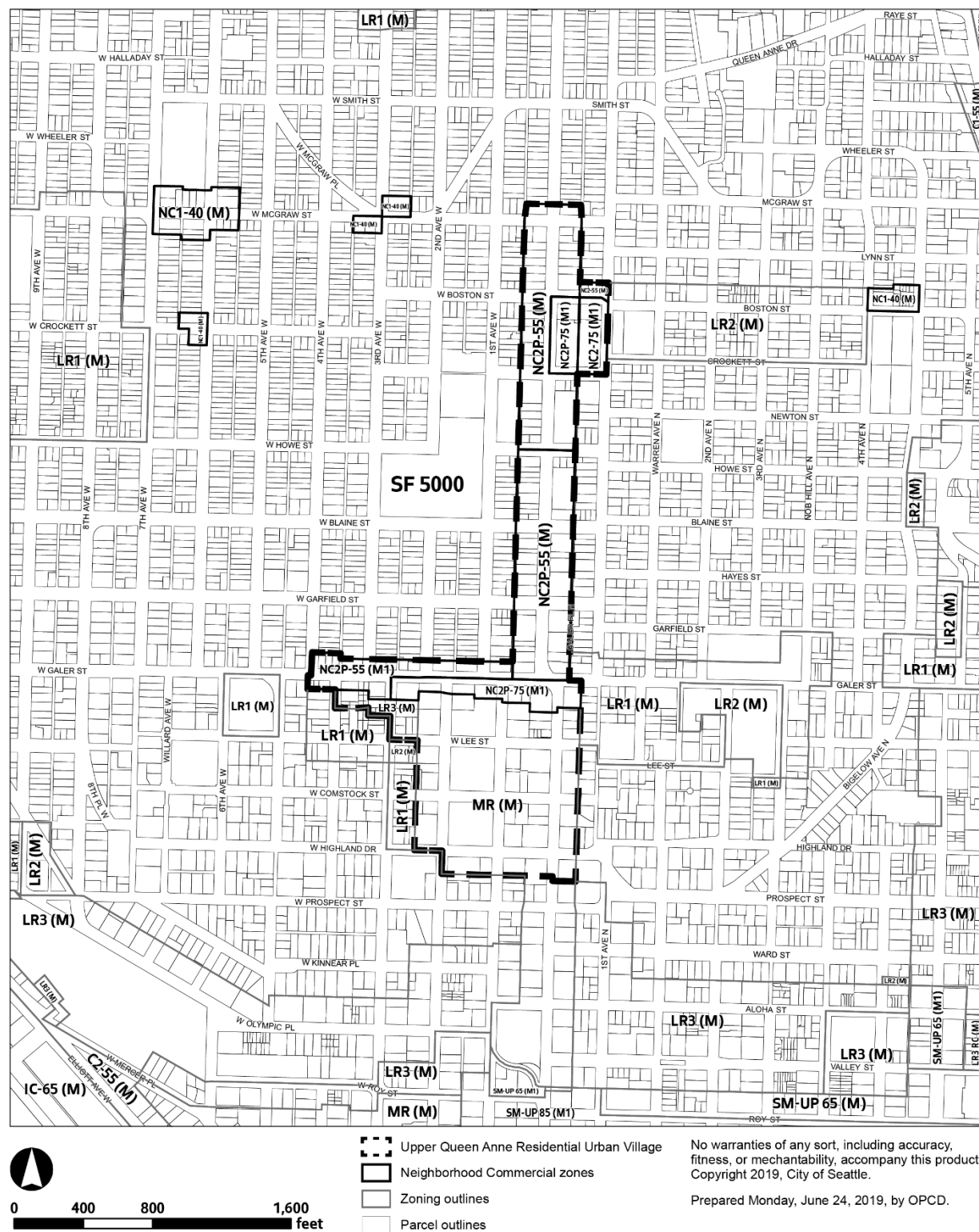


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3
4

Map B for 23.41.012 Upper Queen Anne Commercial Areas



Map B for 23.41.012
Upper Queen Anne Commercial Areas



Section 11. Section 23.42.048 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.42.048 Configuration of dwelling units

A. Dwelling units. In all zones a dwelling unit exists if the ~~((use))~~ area meets the requirements of subsection 23.42.048.A.1 or ~~((23.41.048.A.2))~~ 23.42.048.A.2 and if the ~~((use))~~ area is not ~~((an adult family home,))~~ a congregate residence~~((, assisted living facility,))~~ or nursing home, and is not located in a hotel, motel, or public facility such as a fire station.

1. A separate or separable area within a building, including:

a. ~~((a))~~ A complete food preparation area. A room or portion of a room designed, arranged, intended, or used for cooking or otherwise making food ready for consumption that contains a sink, and a stove or range, a refrigerator, and a countertop, shall be considered a complete food preparation area; and

b. ~~((a))~~ A bathroom containing a toilet, and a shower or bathtub; and

c. ~~((one))~~ One or more sleeping rooms.

2. A sleeping room with an associated private bathroom including a toilet, and a shower or bathtub, within a separate or separable area of a building that contains more than ~~((4))~~ four sleeping rooms, if:

a. ~~((fifty))~~ Fifty percent or more of the sleeping rooms in the separate or separable area have an associated private bathroom including a toilet, and a shower or bathtub; or

b. ~~((less))~~ Less than 30 percent of the floor area of the separate or separable area is in shared space such as a living or dining room.

3. For the purposes of this subsection 23.42.048.A, a separate or separable area is an area having direct access to the exterior of the building or access to the exterior via hallways

and stairways that are primarily ingress/egress routes to the exterior rather than leading to common kitchens and living areas.

* * *

Section 12. Subsection 23.42.112.B of the Seattle Municipal Code, which section was last amended by Ordinance 123649, is amended as follows:

23.42.112 Nonconformity to development standards

* * *

B. A structure nonconforming to development standards and occupied by or accessory to a residential use may be rebuilt or replaced but may not be expanded or extended in any manner that increases the extent of nonconformity unless specifically permitted by this code.

1. A survey by a licensed Washington surveyor, or other documentation acceptable to the Director, documenting the extent of nonconformity and confirming that the plans to rebuild or replace a residential structure create no unpermitted increase in nonconformity shall be required prior to approval of any permit to rebuild or replace a nonconforming residential structure.

2. Additions to a rebuilt nonconforming residential structure that meet current development standards are allowed.

3. Nonconforming development that is not structural, including but not limited to access or location of parking, may be maintained if a structure is rebuilt according to the requirements of this subsection 23.42.112.B.

* * *

Section 13. Subsection 23.44.008.C of the Seattle Municipal Code, which section was last amended by Ordinance 125791, is amended as follows:

23.44.008 Development standards for uses permitted outright

* * *

C. Floating homes are subject to the provisions of Chapter 23.60A(~~(, Shoreline District,))~~ and are also subject to the parking provisions of this (~~(Section 23.44.008))~~ Chapter 23.44.

* * *

Section 14. Section 23.44.010 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.44.010 Minimum lot area and lot coverage

* * *

B. Exceptions to minimum lot area requirements. The following exceptions to minimum lot area requirements are allowed in SF 5000, SF 7200, and SF 9600 zones, subject to the requirements in subsection 23.44.010.B.2, and further subject to the requirements in subsection 23.44.010.B.3 for any lot less than 3,200 square feet in area:

1. A lot that does not satisfy the minimum lot area requirements of its zone may be developed or redeveloped under one of the following circumstances:

a. "The Seventy-Five/Eighty Rule." The Seventy-Five/Eighty Rule exception may be applied to allow separate development of lots already in existence in their current configuration, or new lots resulting from a full subdivision, short subdivision, or lot boundary adjustment. In order to qualify for this exception, the lot must have an area at least 75 percent of the minimum required for the zone and also at least 80 percent of the mean area of the lots within the same block front, subject to the following provisions:

1) To be counted as a separate lot for the purposes of calculating the mean area of the lots on a block front, a lot must be entirely within a single-family zone, and

must be currently developed as a separate building site or else currently qualify for separate development based on facts in existence as of the date a building permit, full or short subdivision, or lot boundary adjustment application is filed with the Department. The existence of structures or portions of structures on the property that is the subject of the application may be disregarded when the application indicates the structures or portions of structures will be demolished. In cases where this exception is applied for the purpose of a lot boundary adjustment, the calculation shall be based on the existing lots as they are configured before the adjustment.

2) To be counted as a separate lot for the purposes of calculating the mean area of the lots on a block front, a lot must have at least 10 feet of frontage on the street the calculation is applied to.

3) ~~((Lots))~~ Publicly owned properties and public or private lots developed with ~~((institutional uses, parks, or nonconforming))~~ non-residential uses such as parks or institutional uses may be excluded from the calculation. There must, however, be at least one lot on the block front used for the calculation other than the property that is the subject of the platting, lot boundary adjustment, or building permit application that this exception is being applied to.

4) If property is to be subdivided or its lot lines are modified by a lot boundary adjustment that increases the number of lots that qualify for separate development, the property subject to the subdivision, or the lots modified by the lot boundary adjustment, shall be excluded from the block front mean area calculation.

5) For purposes of this subsection 23.44.010.B.1.a, if the platting pattern is irregular, the Director will determine which lots are included within a block front.

6) If an existing or proposed lot has frontage on more than one street, the lot may qualify for this exception based on the calculation being applied to any street on which the lot has at least 30 feet of frontage. If a proposed lot has frontage on multiple streets but does not have 30 feet of frontage on any street, the exception may be applied based on the calculation along the street on which the lot has the most frontage, provided the lot has at least 10 feet of frontage on that street. If the lot has less than 30 feet of frontage on any one street but equal frontage on multiple streets, the rule may be applied based on the calculation along any one of the streets, provided the lot has at least 10 feet of frontage on that street.

7) New lots created pursuant to subsection 23.44.010.B.1.a shall comply with the following standards:

a) For a lot that is subdivided or short platted, the configuration requirements of subsections 23.22.100.C.3 and 23.24.040.A.9 or with the modification provisions of subsections 23.22.100.D and 23.24.040.B, as applicable; or

b) For an existing lot that is reconfigured under the provisions of Chapter 23.28, the configuration requirements of subsection 23.28.030.A.3 or with the modification provisions of subsection 23.28.030.A.4.

b. The lot area deficit is the result of a dedication or sale of a portion of the lot to the City or state for street or highway purposes, payment was received for only that portion of the lot, and the lot area remaining is at least 2,500 square feet.

c. The lot would qualify as a legal building site under subsection 23.44.010.B but for a reduction in the lot area due to court-ordered adverse possession, and the amount by which the lot was so reduced was less than ten percent of the former area of the lot. This exception does not apply to lots reduced to less than 2,500 square feet.

1 d. The historic lot exception. The historic lot exception may be applied to
2 allow separate development of lots already in existence if the lot has an area of at least 2,500
3 square feet, and was established as a separate building site in the public records of the county or
4 City prior to July 24, 1957, by deed, contract of sale, platting, or building permit. The qualifying
5 lot shall be subject to the following provisions:

6 1) A lot is considered to have been established as a separate
7 building site by deed if the lot was held under separate ownership from all abutting lots for at
8 least one year after the date the recorded deed transferred ownership. A lot is considered to have
9 been established as a separate building site by contract of sale only if that sale would have
10 caused the property to be under separate ownership from all abutting lots.

11 2) If two contiguous lots have been held in common ownership at
12 any time after January 18, 1987, and a principal structure extends onto or over both lots, neither
13 lot qualifies for the exception. If the principal structure does not extend onto or over both lots,
14 but both lots were required to meet development standards other than parking requirements in
15 effect at the time the structure was built or expanded, neither lot qualifies for the exception
16 unless the vacant lot is not needed to meet current development standards other than parking
17 requirements. If the combined property fronts on multiple streets, the orientation of the principal
18 structure shall not be considered when determining if it could have been built to the same
19 configuration without using the vacant lot or lots as part of the principal structure's building site.

20 3) Lots that do not otherwise qualify for this exception cannot
21 qualify as a result of all or part of a principal structure being removed or destroyed by fire or act
22 of nature that occurred on or after January 18, 1987. Lots may, however, qualify as a result of

1 removing from the principal structure minor features that do not contain enclosed interior space,
2 including but not limited to eaves and unenclosed decks.

3 4) If parking for an existing principal structure on one lot has been
4 provided on an abutting lot and parking is required under Chapter 23.54 the required parking for
5 the existing house shall be relocated onto the same lot as the existing principal structure in order
6 for either lot to qualify for the exception.

7 e. The lot is within a clustered housing planned development pursuant to
8 Section 23.44.024, a planned residential development pursuant to Section 23.44.034, or a
9 development approved as an environmentally critical areas conditional use pursuant to Section
10 25.09.260.

11 f. If a lot qualifies for an exception to the lot area requirement under
12 subsection 23.44.010.B.1.a, 23.44.010.B.1.b, 23.44.010.B.1.c, 23.44.010.B.1.d, or
13 23.44.010.B.1.e, the boundaries between that lot and contiguous lots on the same block face that
14 also qualify for separate development may be adjusted through the lot boundary adjustment
15 process if the adjustment maintains the existing lot areas, increases the area of a qualifying
16 substandard lot without reducing another lot below the minimum permitted lot area, or causes the
17 areas of the lots to become more equal provided the number of parcels qualifying for separate
18 development is not increased.

19 2. Limitations

20 a. Development may occur on a substandard lot containing a riparian
21 corridor, a wetland and wetland buffer, or a steep slope and steep slope buffer pursuant to the
22 provisions of Chapter 25.09 or containing priority freshwater habitat or priority saltwater habitat
23 described in Section 23.60A.160, only if one of the following conditions applies:

1 1) The substandard lot is not held in common ownership with an
2 abutting lot or lots at any time after October 31, 1992, or

3 2) The substandard lot is held in common ownership with an
4 abutting lot or lots, or has been held in common ownership at any time after October 31, 1992, if
5 proposed and future development will not intrude into the environmentally critical area or buffer
6 or priority freshwater habitat or priority saltwater habitat described in Section 23.60A.160.

7 b. Lots on totally submerged lands do not qualify for any minimum lot
8 area exceptions.

9 3. Special exception review for lots less than 3,200 square feet in area. A special
10 exception Type II review as provided for in Section ((~~23.76.004~~)) 23.76.006 is required for
11 separate development of any lot ((~~with~~)) that has not been previously developed as a separate lot
12 and has an area less than 3,200 square feet that qualifies for any lot area exception in subsection
13 23.44.010.B.1. The special exception application shall be subject to the following provisions:

14 a. The depth of any structure on the lot shall not exceed two times the
15 width of the lot. If a side yard easement is provided according to subsection 23.44.014.C.3, the
16 portion of the easement within 5 feet of the structure on the lot qualifying under this subsection
17 23.44.010.B.3 may be treated as a part of that lot solely for the purpose of determining the lot
18 width for purposes of complying with this subsection 23.44.010.B.3.a.

19 b. Windows in a proposed principal structure facing an existing abutting
20 lot that is developed with a house shall be placed in manner that takes into consideration the
21 interior privacy in abutting houses, provided that this subsection 23.44.010.B.3.b shall not
22 prohibit placing a window in any room of the proposed house.

1 c. In approving a special exception review, additional conditions may be
2 imposed that address window placement to address interior privacy of existing abutting houses.

3 * * *

4 Section 15. Subsection 23.44.014.C of the Seattle Municipal Code, which section was
5 last amended by Ordinance 125854, is amended as follows:

6 **23.44.014 Yards**

7 * * *

8 C. Exceptions from standard yard requirements. No structure shall be placed in a required
9 yard except as follows:

10 1. Garages. ((Garages)) Attached and detached garages may be located in a
11 required yard subject to the standards of Section 23.44.016.

12 * * *

13 3. A principal residential structure or a detached accessory dwelling unit may
14 extend into one side yard if an easement is provided along the side or rear lot line of the abutting
15 lot, sufficient to leave a 10-foot separation between that structure and any principal structure or
16 detached accessory dwelling unit on the abutting lot. The 10-foot separation shall be measured
17 from the wall of the principal structure or the wall of the detached accessory dwelling unit that is
18 proposed to extend into a side yard to the wall of the principal structure or detached accessory
19 dwelling unit on the abutting lot.

20 a. No structure or portion of a structure may be built on either lot within
21 the 10-foot separation, except as provided in this Section 23.44.014.

22 b. Accessory structures, other than detached accessory dwelling units, and
23 features of and projections from principal structures, such as porches, eaves, and chimneys, are

permitted in the 10-foot separation area required by this subsection 23.44.014.C.3 if otherwise allowed in side yards by this subsection 23.44.014.C. For purposes of calculating the distance a structure or feature may project into the 10-foot separation, assume the property line is 5 feet from the wall of the principal structure or detached accessory dwelling unit proposed to extend into a side yard and consider the 5 feet between the wall and the assumed property line to be the required side yard.

c. ~~((NØ))~~ Notwithstanding subsection 23.44.014.C.3.b, no portion of any structure, including eaves or any other projection, shall cross the actual property line.

d. The easement shall be recorded with the King County Recorder's Office. The easement shall provide access for normal maintenance activities to the principal structure on the lot with less than the required 5-foot side yard.

4. Certain additions. Certain additions to an existing single-family structure, or an existing accessory structure if being converted to a detached accessory dwelling unit, may extend into a required yard if the existing single-family structure or existing accessory structure is already nonconforming with respect to that yard. The presently nonconforming portion must be at least 60 percent of the total width of the respective facade of the structure prior to the addition. The line formed by the existing nonconforming wall of the structure is the limit to which any additions may be built, except as described in subsections 23.44.014.C.4.a through 23.44.014.C.4.e. Additions may extend up to the height limit and may include basement additions. New additions to the nonconforming wall or walls shall comply with the following requirements (Exhibit A for 23.44.014):

1 a. Side yard. If the addition is a side wall, the existing wall line may be
2 continued by the addition except that in no case shall the addition be closer than 3 feet to the side
3 lot line;

4 b. Rear yard. If the addition is a rear wall, the existing wall line may be
5 continued by the addition except that in no case shall the addition be closer than 20 feet to the
6 rear lot line or centerline of an alley abutting the rear lot line or, in the case of an existing
7 accessory structure being converted to a detached accessory dwelling unit, 3 feet to the rear lot
8 line;

9 * * *

10 5. Uncovered porches or steps. Uncovered, unenclosed porches or steps may
11 project into any required yard, if ~~((each component is))~~ the surface of porches or steps are no
12 higher than 4 feet above existing grade, no closer than 3 feet to any side lot line, and has ((no
13 horizontal distance)) a width and depth no greater than 6 feet within the required yard. For each
14 entry to a principal structure, one uncovered, unenclosed porch and/or associated steps are
15 permitted in the required yards.

16 * * *

17 7. ~~((Covered-unenclosed))~~ Unenclosed decks and roofs over patios. ~~((Covered,~~
18 ~~unenclosed))~~ Unenclosed decks and roofs over patios, if attached to a principal structure or a
19 detached accessory dwelling unit, may extend into the required rear yard, but shall not be within
20 12 feet of the centerline of any alley, or within ~~((12))~~ 5 feet of any rear lot line that is not an alley
21 lot line, or closer to any side lot line in the required rear yard than the side yard requirement of the
22 principal structure along that side, or closer than 5 feet to any accessory structure. The height of

the roof over unenclosed decks and patios shall not exceed 12 feet. The roof over such decks or patios shall not be used as a deck.

* * *

17. Stormwater management

a. Above-grade green stormwater infrastructure (GSI) features are allowed without yard restrictions if:

1) Each above-grade GSI feature is ~~((less))~~ no more than 4.5 feet tall, excluding piping;

2) Each above-grade GSI feature is ~~((less))~~ no more than 4 feet wide; and

3) The total storage capacity of all above-grade GSI features is no greater than 600 gallons.

* * *

19. Below grade structures. Structures below grade, measured from existing or finished grade, whichever is lower, may be located below required yards.

* * *

Section 16. Subsection 23.44.016.D of the Seattle Municipal Code, which section was last amended by Ordinance 125791, is amended as follows:

23.44.016 Parking and garages

* * *

D. Parking and garages in required yards. Parking and garages are regulated as described in subsections 23.44.016.D.1 through 23.44.016.D.12. Unless otherwise specified, the terms

1 “garage” or “garages” as used in this subsection 23.44.016.D refer to both attached and detached
2 garages.

3 1. Parking and garages shall not be located in the required front yard except as
4 provided in subsections 23.44.016.D.7, 23.44.016.D.9, 23.44.016.D.10, 23.44.016.D.11 and
5 23.44.016.D.12.

6 2. Parking and garages shall not be located in a required side yard abutting a street
7 or the first 10 feet of a required rear yard abutting a street except as provided in subsections
8 23.44.016.D.7, 23.44.016.D.9, 23.44.016.D.10, 23.44.016.D.11 and 23.44.016.D.12.

9 3. Garages shall not be located in a required side yard that abuts the rear or side
10 yard of another lot or in that portion of the rear yard of a reversed corner lot within 5 feet of the
11 key lot's side lot line unless:

12 a. The garage is a detached garage (~~((located entirely in))~~) and extends only
13 into that portion of a side yard that is either within 35 feet of the centerline of an alley or within
14 25 feet of any rear lot line that is not an alley lot line; or

15 b. An agreement between the owners of record of the abutting properties,
16 authorizing the garage in that location, is executed and recorded, pursuant to subsection
17 23.44.014.C.2.a.

18 4. Detached garages with vehicular access facing an alley shall not be located
19 within 12 feet of the centerline of the alley except as provided in subsections 23.44.016.D.9,
20 23.44.016.D.10, 23.44.016.D.11, and 23.44.016.D.12.

21 5. Attached garages shall not be located within 12 feet of the centerline of any
22 alley, nor within 12 feet of any rear lot line that is not an alley lot line, except as provided in
23 subsections 23.44.016.D.9, 23.44.016.D.10, 23.44.016.D.11 and 23.44.016.D.12.

1 6. On a reversed corner lot, no garage shall be located in that portion of the
2 required rear yard that abuts the required front yard of the adjoining key lot unless the provisions
3 of subsection 23.44.016.D.9 apply.

4 7. If access to required parking passes through a required yard, automobiles,
5 motorcycles and similar vehicles may be parked on the open access located in a required yard.

6 8. Trailers, boats, recreational vehicles and similar equipment shall not be parked
7 in required front and side yards or the first 10 feet of a rear yard measured from the rear lot line,
8 or measured 10 feet from the centerline of an alley if there is an alley adjacent to the rear lot line,
9 unless fully enclosed in a structure otherwise allowed in a required yard by this subsection
10 23.44.016.D.

11 9. Lots with uphill yards abutting streets. In SF 5000, SF 7200, and SF 9600
12 zones, parking for one two-axle or one up to four-wheeled vehicle may be established in a
13 required yard abutting a street according to subsection 23.44.016.D.9.a or 23.44.016.D.9.b only
14 if access to parking is permitted through that yard pursuant to subsection 23.44.016.B.

15 a. Open parking space

16 1) The existing grade of the lot slopes upward from the street lot
17 line an average of at least 6 feet above sidewalk grade at a line that is 10 feet from the street lot
18 line; and

19 2) The parking area shall be at least an average of 6 feet below the
20 existing grade prior to excavation and/or construction at a line that is 10 feet from the street lot
21 line; and

3) The parking space shall be no wider than 10 feet for one parking space at the parking surface and no wider than 20 feet for two parking spaces if permitted as provided in subsection 23.44.016.D.12.

b. Terraced garage

1) The height of a terraced garage is limited to no more than 2 feet above existing or finished grade, whichever is lower, for the portions of the garage that are 10 feet or more from the street lot line. The ridge of a pitched roof on a terraced garage may extend up to 3 feet above this 2-foot height limit. All parts of the roof above the 2-foot height limit shall be pitched at a rate of not less than 4:12. No portion of a shed roof shall be permitted to extend beyond the 2-foot height limit of this provision. Portions of a terraced garage that are less than 10 feet from the street lot line shall comply with the height standards in subsection 23.44.016.E.2;

2) The width of a terraced garage structure shall not exceed 14 feet for one two-axle or one up to four-wheeled vehicle, or 24 feet if permitted to have two two-axle or two up to four-wheeled vehicles as provided in subsection 23.44.016.D.12;

3) All above ground portions of the terraced garage shall be included in lot coverage; and

4) The roof of the terraced garage may be used as a deck and shall be considered to be a part of the garage structure even if it is a separate structure on top of the garage.

10. Lots with downhill yards abutting streets. In SF 5000, SF 7200, and SF 9600 zones, parking, either open or enclosed in an attached or detached garage, for one two-axle or one up to four-wheeled vehicle may be located in a required yard abutting a street if the following conditions are met:

1 a. The existing grade slopes downward from the street lot line that the
2 parking faces;

3 b. For front yard parking, the lot has a vertical drop of at least 20 feet in
4 the first 60 feet, measured along a line from the midpoint of the front lot line to the midpoint of
5 the rear lot line;

6 c. Parking is not permitted in required side yards abutting a street;

7 d. Parking in a rear yard complies with subsections 23.44.016.D.2,
8 23.44.016.D.5, and 23.44.016.D.6; and

9 e. Access to parking is permitted through the required yard abutting the
10 street by subsection 23.44.016.B.

11 11. Through lots. On through lots less than 125 feet in depth in SF 5000, SF 7200,
12 and SF 9600 zones, parking, either open or enclosed in an attached or detached garage, for one
13 two-axle or one up to four-wheeled vehicle may be located in one of the required front yards.
14 The front yard in which the parking may be located shall be determined by the Director based on
15 the location of other garages or parking areas on the block. If no pattern of parking location can
16 be determined, the Director shall determine in which yard the parking shall be located based on
17 the prevailing character and setback patterns of the block.

18 12. Lots with uphill yards abutting streets or downhill or through lot front yards
19 fronting on streets that prohibit parking. In SF 5000, SF 7200, and SF 9600 zones, parking for
20 two two-axle or two up to four-wheeled vehicles may be located in uphill yards abutting streets
21 or downhill or through lot front yards as provided in subsections 23.44.016.D.9, 23.44.016.D.10
22 or 23.44.016.D.11 if, in consultation with the Seattle Department of Transportation, it is found
23 that uninterrupted parking for 24 hours is prohibited on at least one side of the street within 200

1 feet of the lot line over which access is proposed. The Director may authorize a curb cut wider
2 than would be permitted under Section 23.54.030 if necessary, for access.

3 * * *

4 Section 17. Section 23.44.026 of the Seattle Municipal Code, last amended by Ordinance
5 124378, is amended as follows:

6 **23.44.026 Use of landmark structures or sites**

7 A. The Director may authorize a use not otherwise permitted in the zone as an
8 administrative conditional use within a structure or on a site designated as a landmark pursuant
9 to Chapter 25.12(~~(, Landmark preservation ordinance,)~~) subject to the following development
10 standards:

11 1. The use shall be compatible with the existing configuration of the site and with
12 the existing design and/or construction of the structure without significant alteration; and

13 2. The use shall be allowed only when it is demonstrated that uses permitted in the
14 zone are impractical because of site configuration or structure design and/or that no permitted
15 use can provide adequate financial support necessary to sustain the structure or site in a
16 reasonably good physical condition; and

17 3. The use shall not be detrimental to other properties in the zone or vicinity or to
18 the public interest.

19 B. The parking requirements for a use allowed in a landmark are those listed in Section
20 23.54.015. These requirements may be waived pursuant to (~~(Section)~~) subsection 23.54.020.C.

21 Section 18. Section 23.44.041 of the Seattle Municipal Code, last amended by Ordinance
22 125854, is amended as follows:

23 **23.44.041 Accessory dwelling units**

1 A. General provisions. The Director may authorize an accessory dwelling unit, and that
2 dwelling unit may be used as a residence, only under the following conditions:

3 1. Number of accessory dwelling units allowed on a lot

4 a. In an SF 5000, SF 7200, or SF 9600 zone, a lot with or proposed for a
5 principal single-family dwelling unit may have up to two accessory dwelling units, provided that
6 the following conditions are met:

7 1) Only one accessory dwelling unit may be a detached accessory
8 dwelling unit; and

9 2) A second accessory dwelling unit is allowed only if((-):

10 ~~(((+)))~~ a) The second accessory dwelling unit is added by
11 converting floor area within an existing structure; or

12 b) For a new structure, the applicant makes a commitment
13 that the new principal structure containing an attached accessory dwelling unit or the new
14 accessory structure containing a detached accessory dwelling unit will meet a green building
15 standard and shall demonstrate compliance with that commitment, all in accordance with
16 Chapter 23.58D~~((--A second accessory dwelling unit that is proposed within an existing structure~~
17 ~~does not require the structure to be updated to meet the green building standard))~~; or ~~(((2) if))~~

18 c) the second accessory dwelling unit is a rental unit
19 affordable to and reserved solely for “income-eligible households,” as defined in Section
20 23.58A.004, and is subject to an agreement specifying the affordable housing requirements under
21 this subsection approved by the Director of Housing to ensure that the housing shall serve only
22 income-eligible households for a minimum period of 50 years. The monthly rent, including basic
23 utilities, shall not exceed 30 percent of the income limit for the unit, all as determined by the

1 Director of Housing, and the housing owner shall submit a report to the Office of Housing
2 annually that documents how the affordable housing meets the terms of the recorded agreement.

3 Prior to issuance, and as a condition to issuance, of the first
4 building permit for a project, the applicant shall execute and record a declaration in a form
5 acceptable to the Director that shall commit the applicant to satisfy the conditions to establishing
6 a second accessory dwelling unit as approved by the Director.

7 b. In an RSL zone, each principal dwelling unit may have no more than
8 one accessory dwelling unit.

9 2. In the Shoreline District, accessory dwelling units shall be as provided in
10 Chapter 23.60A; where allowed in the Shoreline District, they are also subject to the provisions
11 in this Section 23.44.041.

12 3. In an SF 5000, SF 7200, or SF 9600 zone, ((A))any number of related persons
13 may occupy each unit on a lot with one or more accessory dwelling units. If unrelated persons
14 occupy any dwelling unit, the total number of persons occupying all dwelling units may not
15 altogether exceed eight if there is one accessory dwelling unit on the lot. If two accessory
16 dwelling units exist on the lot, the total number of unrelated persons occupying all units may not
17 altogether exceed 12.

18 4. In RSL zones, any number of related persons may occupy each principal unit,
19 or each principal unit plus an associated accessory dwelling unit. If unrelated persons occupy
20 either unit, the total number of persons occupying the principal unit plus an associated accessory
21 dwelling unit may not altogether exceed eight.

22 5. In an SF 5000, SF 7200, or SF 9600 zone, accessory dwelling units are subject
23 to the tree requirements in subsection 23.44.020.A.2.

((5))6. No off-street parking is required for accessory dwelling units. An existing required parking space may not be eliminated to accommodate an accessory dwelling unit unless it is replaced elsewhere on the lot.

* * *

C. Detached accessory dwelling units. Detached accessory dwelling units are subject to the following additional conditions:

1. Detached accessory dwelling units are required to meet the additional development standards set forth in Table A for 23.44.041.

Table A for 23.44.041

Development standards for detached accessory dwelling units ^{1, 2}

a. Minimum lot size	3,200 square feet
b. Minimum lot width	25 feet
c. Minimum lot depth	70 feet ³
d. Maximum lot coverage	Detached accessory dwelling units are subject to the requirements governing maximum lot coverage and lot coverage exceptions in subsections 23.44.010.C and 23.44.010.D.
e. Maximum rear yard coverage	Detached accessory dwelling units, together with any other accessory structures and other portions of the principal structure, are subject to the requirements governing maximum rear yard coverage exceptions in subsections 23.44.014.D.
f. Maximum size	The gross floor area of a detached accessory dwelling unit may not exceed 1,000 square feet excluding garage and storage areas, <u>covered</u> porches and covered decks that are less than 25 square feet in area, and gross floor <u>area</u> that is underground. Up to 35 square feet of floor area dedicated to long-term bicycle parking shall be exempt from the gross floor area calculation for a detached accessory dwelling unit. The bicycle parking area shall be provided in a safe((7)) and convenient location, emphasizing user convenience and theft deterrence, and shall be located where bicyclists are not required to carry bicycles on stairs to access the parking. Where practicable, long-term bicycle parking shall include a variety of rack types to accommodate different types of bicycles.

Table A for 23.44.041

Development standards for detached accessory dwelling units ^{1, 2}

g. Front yard	A detached accessory dwelling unit may not be located within the front yard required by subsection 23.44.014.B, except on a through lot pursuant to Section 23.40.030 or Section 23.40.035.			
h. Minimum side yard	A detached accessory dwelling unit may not be located within the side yard required by subsection 23.44.014.B except as provided in subsection 23.44.014.C.3 or 23.44.014.C.4. ⁴			
i. Minimum rear yard	A detached accessory dwelling unit may be located within a required rear yard if it is not within 5 feet of any lot line, unless the lot line is adjacent to an alley, in which case a detached accessory dwelling unit may be located at that lot line. ^{4, 5, 6}			
j. Location of entry	If the entrance to a detached accessory dwelling unit is located on a facade facing a side lot line or a rear lot line, the entrance may not be within 10 feet of that lot line unless that lot line abuts an alley or other public right-of-way.			
k. Maximum height limits ^{7, 8, 9}	Lot width (feet)			
	Less than 30	30 up to 40	40 up to 50	50 or greater
(1) Base structure height limit (in feet) ¹⁰	14	16	18	18
(2) Height allowed for pitched roof above base structure height limit (in feet)	3	7	5	7
(3) Height allowed for shed or butterfly roof above base structure height limit (in feet); see Exhibit A for 23.44.041	3	4	4	4
l. Minimum separation from	5 feet			

Table A for 23.44.041
Development standards for detached accessory dwelling units ^{1, 2}

principal
(~~dwelling~~
~~unit~~)
structure

Footnotes to Table A for 23.44.041

¹The Director may allow an exception to standards a through f and h through k pursuant to subsection 23.44.041.C.2, for converting existing accessory structures to a detached accessory dwelling unit, including additions to an existing accessory structure.

²The Director may allow an exception to standards i and j if the exception allows for the preservation of an exceptional tree or a tree over 2 feet in diameter measured 4.5 feet above the ground.

³For lots that do not meet the lot depth requirement but have a greater width than depth and an area greater than 5,000 square feet, a detached accessory dwelling unit is permitted, provided the detached accessory dwelling unit is not located in a required yard.

⁴External architectural details with no living area, such as chimneys, eaves, cornices, and columns, may project no closer than 3 feet from any lot line. Bay windows are limited to 8 feet in width and may project no closer than 3 feet from any lot line. Other projections that include interior space, such as garden windows, must start a minimum of 30 inches above the finished floor, have a maximum dimension of 6 feet in height and 8 feet in width, and project no closer than 3 feet from any lot line.

⁵If the lot line is adjacent to an alley and a detached accessory dwelling unit includes a garage with a vehicle entrance that faces the alley, the garage portion of the structure may not be located within 12 feet of the centerline of the alley.

⁶On a reversed corner lot, no detached accessory dwelling unit shall be located in that portion of the required rear yard that abuts the required front yard of the adjoining key lot.

⁷Features such as chimneys, antennas, and flagpoles may extend up to 4 feet above the maximum allowed height.

⁸Projections that accommodate windows and result in additional interior space, including dormers, clerestories, and skylights, may extend no higher than the ridge of a pitched roof permitted pursuant to ~~((row))~~ standard k if all conditions of subsection 23.44.012.C.3 are satisfied.

⁹Any structure with a green roof or other features necessary to meet a green building standard, as defined by the Director by rule, may extend up to 2 feet above the maximum allowed height.

¹⁰Open railings that accommodate roof decks may extend 4 feet above the base structure height limit.

* * *

Section 19. Section 23.45.506 of the Seattle Municipal Code, last amended by Ordinance 125558, is amended as follows:

23.45.506 Administrative conditional uses

1 A. Uses permitted as administrative conditional uses in Section 23.45.504((;)) may be
2 permitted by the Director when the provisions of Section 23.42.042 and this Section 23.45.506
3 are met.

4 B. Unless otherwise specified in this Chapter 23.45, conditional uses shall meet the
5 development standards for uses permitted outright. If an existing structure is nonconforming to
6 development standards, then no conditional use is required for any alterations that do not
7 increase the nonconformity.

8 * * *

9 Section 20. Section 23.45.518 of the Seattle Municipal Code, last amended by Ordinance
10 125791, is amended as follows:

11 **23.45.518 Setbacks and separations**

12 * * *

13 H. Projections permitted in required setbacks and separations

14 1. Cornices, eaves, gutters, roofs, and other forms of weather protection may
15 project into required setbacks and separations a maximum of 4 feet if they are no closer than 3
16 feet to any lot line.

17 2. Garden windows and other features that do not provide floor area may project a
18 maximum of 18 inches into required setbacks and separations if they:

- 19 a. Are a minimum of 30 inches above the finished floor;
20 b. Are no more than 6 feet in height and 8 feet wide; and
21 c. Combined with bay windows and other features with floor area, make
22 up no more than 30 percent of the area of the facade.

1 3. Bay windows and other features that provide floor area may project a
2 maximum of 2 feet into required setbacks and separations if they:
3 a. ~~((are))~~ Are no closer than 5 feet to any lot line;
4 b. ~~((are))~~ Are no more than 10 feet in width; and
5 c. ~~((combined))~~ Combined with garden windows and other features
6 included in subsection 23.45.518.H.2, make up no more than 30 percent of the area of the facade.

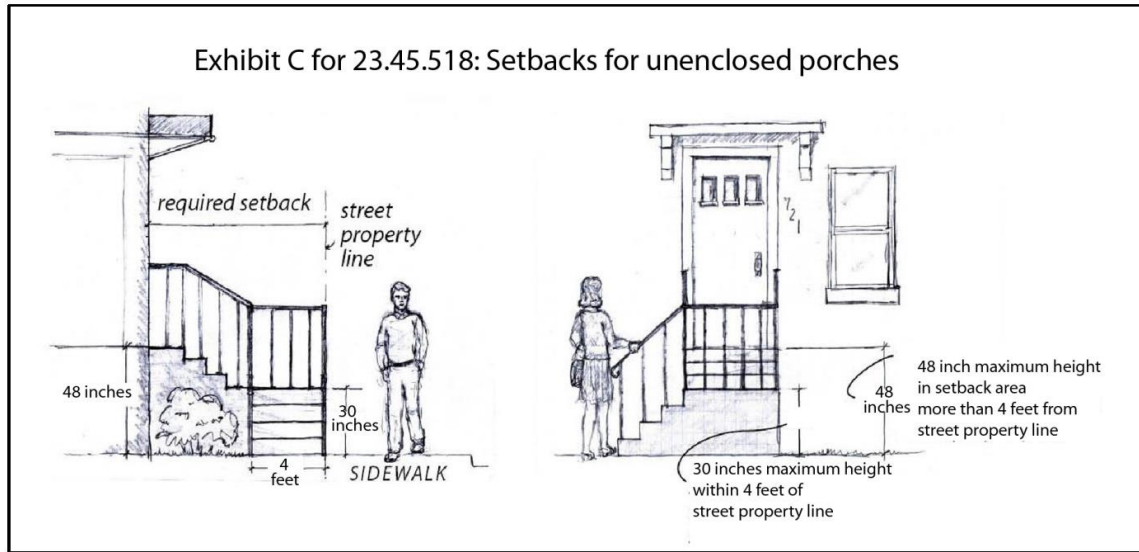
7 4. Unenclosed decks up to 18 inches above existing or finished grade, whichever
8 is lower, may project into required setbacks or separations ~~((to the lot line))~~.

9 5. Unenclosed porches or steps
10 a. Unenclosed porches or steps no higher than 4 feet above existing grade,
11 or the grade at the street lot line closest to the porch, whichever is lower, may extend to within 4
12 feet of a street lot line, except that portions of entry stairs or stoops not more than 2.5 feet in
13 height from existing or finished grade, whichever is lower, excluding guard rails or hand rails,
14 may extend to a street lot line. See Exhibit C for 23.45.518.

15 b. Unenclosed porches or steps no higher than 4 feet above existing grade
16 may project into the required rear setback or required separation between structures a maximum
17 of 4 feet provided they are a minimum of 5 feet from a rear lot line.

18 c. Unenclosed porches or steps permitted in required setbacks and
19 separations shall be limited to a combined maximum width of 20 feet.

Exhibit C for 23.45.518 Setbacks for unenclosed porches



d. Permitted porches or steps may be covered, provided that no portions of the cover-structure, including any supports, are closer than 3 feet to any lot line.

6. Fireplaces and chimneys may project up to 18 inches into required setbacks or separations.

7. Unenclosed decks and balconies may project a maximum of 4 feet into required setbacks if each one is:

- a. No closer than 5 feet to any lot line;
- b. No more than 20 feet wide; and
- c. Separated from other decks and balconies on the same facade of the structure by a distance equal to at least 1/2 the width of the projection.

8. Mechanical equipment. Heat pumps and similar mechanical equipment, not including incinerators, are permitted in required setbacks if they comply with the requirements of Chapter 25.08. Any heat pump or similar equipment shall not be located within 3 feet of any lot

1 line. Charging devices for electric cars are considered mechanical equipment and are permitted
2 in required setbacks if not located within 3 feet of any lot line.

3 I. Structures in required setbacks or separations, except upper-level setbacks

4 * * *

5 10. Above-grade green stormwater infrastructure (GSI) features are allowed
6 without setback or separation restrictions if:

7 a. Each above-grade GSI feature is ((less)) no more than 4.5 feet tall,
8 excluding piping;

9 b. Each above-grade GSI feature is ((less)) no more than 4 feet wide; and

10 c. The total storage capacity of all above-grade GSI features is no greater
11 than 600 gallons.

12 11. Above-grade GSI features larger than what is allowed in subsection
13 23.45.518.I.10 are allowed within a required setback or separation if:

14 a. Above-grade GSI features do not exceed ten percent coverage of any
15 one setback or separation area;

16 b. No portion of an above-grade GSI feature is located closer than 2.5 feet
17 from a side lot line; and

18 c. No portion of an above-grade GSI feature projects more than 5 feet into
19 a front or rear setback area.

20 * * *

21 Section 21. Subsection 23.45.522.D of the Seattle Municipal Code, which section was
22 last amended by Ordinance 125791, is amended as follows:

23 **23.45.522 Amenity area**

* * *

D. General requirements. Required amenity areas shall meet the following conditions:

1. All units shall have access to a common or private amenity area.

2. Enclosed amenity areas

a. In LR zones, an amenity area shall not be enclosed within a structure.

b. In MR and HR zones, except for cottage housing, no more than 50 percent of the amenity area may be enclosed, and this enclosed area shall be provided as common amenity area.

3. Projections into amenity areas. Structural projections that do not provide floor area, such as garden windows, may extend up to 2 feet into an amenity area if they are at least 8 feet above finished grade.

4. Private amenity areas

a. There is no minimum dimension for private amenity areas, except that if a private amenity area (~~abuts~~) is located between the structure and a side lot line that is not a side street lot line, the minimum horizontal dimension shall be measured from the side lot line and is required to be a minimum of 10 feet.

b. An unenclosed porch that is a minimum of 60 square feet in size and that faces a street or a common amenity area may be counted as part of the private amenity area for the rowhouse, townhouse, or cottage to which it is attached.

5. Common amenity areas for rowhouse and townhouse developments and apartments shall meet the following conditions:

a. No common amenity area shall be less than 250 square feet in area, and common amenity areas shall have a minimum horizontal dimension of 10 feet.

b. Common amenity areas shall be improved as follows:

1) At least 50 percent of a common amenity area provided at ground level shall be landscaped with grass, ground cover, bushes, bioretention facilities, and/or trees.

2) Elements that enhance the usability and livability of the space for residents, such as seating, outdoor lighting, weather protection, art, or other similar features, shall be provided.

c. The common amenity area required at ground level for apartments shall be accessible to all apartment units.

6. Parking areas, vehicular access easements, and driveways do not qualify as amenity areas, except that a woonerf may provide a maximum of 50 percent of the amenity area if the design of the woonerf is approved through a design review process pursuant to Chapter 23.41.

7. Swimming pools, spas, and hot tubs may be counted toward meeting the amenity area requirement.

8. Rooftop areas excluded because they are near minor communication utilities and accessory communication devices, pursuant to subsection 23.57.011.C.1, do not qualify as amenity areas.

* * *

Section 22. Subsection 23.45.545.C of the Seattle Municipal Code, which section was last amended by Ordinance 125854, is amended as follows:

23.45.545 Standards for certain accessory uses

* * *

C. Solar collectors

1. Solar collectors that meet minimum written energy conservation standards administered by the Director are permitted in required setbacks, subject to the following:

a. Detached solar collectors are permitted in required rear setbacks, no closer than 5 feet to any other principal or accessory structure.

b. Detached solar collectors are permitted in required side setbacks, no closer than 5 feet to any other principal or accessory structure, and no closer than 3 feet to the side lot line.

2. Sunshades that provide shade for solar collectors that meet minimum written energy conservation standards administered by the Director may project into southern front or rear setbacks. Those that begin at 8 feet or more above finished grade may be no closer than 3 feet from the lot line. Sunshades that are between finished grade and 8 feet above finished grade may be no closer than 5 feet to the lot line.

3. Solar collectors on roofs. Solar collectors (~~((that meet minimum written energy conservation standards administered by the Director and))~~) that are located on a roof are permitted as follows:

a. In LR zones up to 4 feet above the maximum height limit or 4 feet above the height of stair or elevator penthouse(s), whichever is higher; and

b. In MR and HR zones up to 10 feet above the maximum height limit or 10 feet above the height of stair or elevator penthouse(s), whichever is higher.

c. If the solar collectors would cause an existing structure to become nonconforming, or increase an existing nonconformity, the Director may permit the solar collectors as a special exception pursuant to Chapter 23.76. ~~((Such s))~~ Solar collectors may be

permitted under this subsection 23.45.545.C.3.c even if the structure exceeds the height limits established in this subsection 23.45.545.C.3, ~~((when))~~ if the following conditions are met:

1) There is no feasible alternative solution to placing the collector(s) on the roof; and

2) ~~((Such))~~ The collector(s) are located so as to minimize view blockage from surrounding properties and the shading of property to the north, while still providing adequate solar access for the solar collectors.

* * *

Section 23. Section 23.47A.008 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.47A.008 Street-level development standards

* * *

C. In addition to the provisions of subsections 23.47A.008.A and 23.47A.008.B, the following standards also apply in pedestrian designated zones:

* * *

5. Maximum width and depth limits

a. The maximum width and depth of a structure, or of a portion of a structure for which the limit is calculated separately according to subsection 23.47A.008.C.5.b, is 250 feet, except as otherwise provided in subsection 23.47A.008.C.5.c. Structure width may exceed 250 feet if the structure complies with the modulation standards in subsection 23.47A.014.D.

b. For purposes of this subsection 23.47A.008.C.5, the width and depth limits shall be calculated separately for a portion of a structure if:

1 1) There are no connections allowing direct access, such as
2 hallways, bridges, or stairways, between that portion of a structure and other portions of a
3 structure; or

4 2) The only connections between that portion of a structure and
5 other portions of a structure are in stories, or portions of ((a)) stories, that are underground or
6 extend no more than 4 feet above the sidewalk, measured at any point above the sidewalk
7 elevation to the floor above the partially below-grade story, excluding access.

8 c. For purposes of this subsection 23.47A.008.C.5, the following portions
9 of a structure shall not be included in measuring width and depth:

10 1) Designated Landmark structures that are retained on the lot.

11 2) Stories of a structure on which more than 50 percent of the total
12 gross floor area is occupied by any of the following uses:

13 a) Arts facilities;

14 b) Community clubs or community centers;

15 c) Child care centers;

16 d) Elementary or secondary schools;

17 e) Performing arts theaters; or

18 f) Religious facilities.

19 * * *

20 D. Where residential uses are located along a street-level street-facing facade, the
21 following requirements apply unless exempted by subsection 23.47A.008.G:

22 1. At least one of the street-level, street-facing facades containing a residential use
23 shall have a visually prominent pedestrian entry; and

2. The floor of a dwelling unit located along the street-level, street-facing facade shall be at least 4 feet above or 4 feet below sidewalk grade or be set back at least 10 feet from the sidewalk. An exception to the standards of this subsection (~~((23.44.008.D.2))~~ 23.47A.008.D.2) may be granted as a Type I decision if the following criteria are met:

a. An accessible route to the unit is not achievable if the standard is applied or existing site conditions such as topography make access impractical if the standard is applied;

b. The floor is at least 18 inches above average sidewalk grade or 4 feet below sidewalk grade, or is set back at least 10 feet from the sidewalk; and

c. The visually prominent pedestrian entry is maintained.

* * *

Section 24. Section 23.47A.012 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.47A.012 Structure height

* * *

C. Rooftop features

1. Smokestacks, chimneys, flagpoles, and religious symbols for religious institutions are exempt from height controls, except as regulated in Chapter 23.64(~~((Airport Height Overlay District))~~), provided they are a minimum of 10 feet from any side or rear lot line.

2. Open railings, planters, skylights, clerestories, greenhouses, solariums, parapets, and firewalls may extend as high as the highest ridge of a pitched roof permitted by subsection 23.47A.012.B or up to 4 feet above the otherwise applicable height limit, whichever is higher. Insulation material(~~((roof-top decks and other similar features,))~~) or soil for landscaping

located above the structural roof surface may exceed the maximum height limit by up to 2 feet if enclosed by parapets or walls that comply with this subsection 23.47A.012.C.2. Rooftop decks and other similar features may exceed the maximum height limit by up to two feet, and open railings or parapets required by the Building Code around the perimeter of rooftop decks or other similar features may exceed the maximum height limit by the minimum necessary to meet Building Code requirements.

* * *

Section 25. Subsection 23.47A.013.B of the Seattle Municipal Code, which section was last amended by Ordinance 125791, is amended as follows:

23.47A.013 Floor area ratio

* * *

B. The following gross floor area is not counted toward FAR:

1. All stories, or portions of stories, that are underground;
2. All portions of a story that extend no more than 4 feet above existing or finished grade, whichever is lower, excluding access;
3. Gross floor area of a transit station, including all floor area open to the general public during normal hours of station operation but excluding retail or service establishments to which public access is limited to customers or clients, even where such establishments are primarily intended to serve transit riders;
4. On a lot containing a peat settlement-prone environmentally critical area, above-grade parking within or covered by a structure or portion of a structure, if the Director finds that locating a story of parking below grade is infeasible due to physical site conditions such as a high water table, if either:

a. The above-grade parking extends no more than 6 feet above existing or finished grade and no more than 3 feet above the highest existing or finished grade along the structure footprint, whichever is lower, as measured to the finished floor level or roof above, pursuant to subsection 23.47A.012.A.3; or

b. All of the following conditions are met:

1) No above-grade parking is exempted by subsection 23.47A.013.B.4.a;

2) The parking is accessory to a residential use on the lot;

3) Total parking on the lot does not exceed one space for each residential dwelling unit plus the number of spaces required for non-residential uses; and

4) The amount of gross floor area exempted by this subsection 23.47A.013.B.4.b does not exceed 25 percent of the area of the lot in zones with a height limit less than 65 feet, or 50 percent of the area of the lot in zones with a height limit 65 feet or greater; and

5. Rooftop greenhouse areas meeting the standards of subsections 23.47A.012.C.5 and 23.47A.012.C.6;

6. Bicycle commuter shower facilities required by subsection 23.54.015.K.8;

~~((and))~~

7. The floor area of required bicycle parking for small efficiency dwelling units or congregate residence sleeping rooms, if the bicycle parking is located within the structure containing the small efficiency dwelling units or congregate residence sleeping rooms. Floor area of bicycle parking that is provided beyond the required bicycle parking is not exempt from FAR limits~~((:))~~ ; and

1 8. Child care centers.

2 * * *

3 Section 26. Subsection 23.48.005.D of the Seattle Municipal Code, which section was
4 last amended by Ordinance 125603, is amended as follows:

5 **23.48.005 Uses**

6 * * *

7 D. Required street-level uses

8 1. One or more of the following uses listed in this subsection 23.48.005.D.1 are
9 required: (i) at street-level of the street-facing facade along streets designated as Class 1
10 Pedestrian Streets shown on Map A for 23.48.240, except as required in subsection 23.48.205.C;
11 (ii) at street-level of the street-facing facades along streets designated on Map A for 23.48.640;
12 and (iii) at street-level of the street-facing facades along streets designated as Class 1 or Class 2
13 streets shown on Map A for 23.48.740:

14 a. General sales and service uses;

15 b. Eating and drinking establishments;

16 c. Entertainment uses;

17 d. Public libraries;

18 e. Public parks;

19 f. Arts facilities;

20 g. Religious facilities; ~~((and))~~

21 h. Light rail transit stations~~((--))~~ ; and

22 i. Child care centers.

2. Standards for required street-level uses. Required street-level uses shall meet the development standards in subsection 23.48.040.C, and any additional standards for Seattle Mixed zones in specific geographic areas in the applicable subchapter of this Chapter 23.48.

* * *

Section 27. A new Section 23.48.007 is added to the Seattle Municipal Code as follows:

23.48.007 Major Phased Developments

A. An applicant may seek approval of a Major Phased Development, as defined in Section 23.84A.025. A Major Phased Development proposal is subject to the provisions of the zone in which it is located and shall meet the following thresholds:

1. Minimum site size of 5 acres, composed of contiguous parcels or parcels divided only by one or more rights-of-way.

2. The proposed project, which at time of application is a single, functionally interrelated campus, contains more than one building, with a minimum total gross floor area of 200,000 square feet.

3. The first phase of the development consists of at least 100,000 square feet in gross building floor area.

4. At the time of application, the project is consistent with the general character of development anticipated by Land Use Code regulations.

B. A Major Phased Development application shall be submitted, evaluated, and approved according to the following:

1. The application shall contain a level of detail that is sufficient to reasonably assess anticipated impacts, including those associated with a maximum build-out, within the timeframe requested for Master Use Permit extension.

2. A Major Phased Development component shall not be approved unless the Director concludes that anticipated environmental impacts, such as traffic, open space, shadows, construction impacts and air quality, are not significant or can be effectively monitored and conditions imposed to mitigate impacts over the extended life of the permit.

3. Expiration or renewal of a permit for the first phase of a Major Phased Development is subject to the provisions of Chapter 23.76. The Director shall determine the expiration date of a permit for subsequent phases of the Major Phased Development through the analysis provided for above; such expiration shall be no later than 15 years from the date of issuance.

C. Changes to the approved Major Phased Development

1. When an amendment to a Master Use Permit with a Major Phased Development component is requested, the Director shall determine whether the amendment is minor or not.

a. A minor amendment is one that meets the following criteria:

1) Substantial compliance with the approved site plan and conditions imposed in the existing Master Use Permit with the Major Phased Development component with no substantial change in the mix of uses and no major departure from the bulk and scale of structures originally proposed; and

2) Compliance with applicable requirements of this Title 23 in effect at the time of the original Master Use Permit approval; and

3) No significantly greater impact would occur.

2. If the Director determines that the amendment is minor, the Director may approve a revised site plan as a Type I decision. The Master Use Permit expiration date of the original approval shall be retained.

3. If the Director determines that the amendment is not minor, the applicant may either continue under the existing Major Phased Development approval or may submit a revised Major Phased Development application. The revised application shall be the subject of a Type II decision. Only the portion of the site affected by the revision shall be subject to regulations in effect on the date of the revised Major Phased Development application, notwithstanding any provision of Chapter 23.76. The decision may retain or extend the existing expiration date on the portion of the site affected by the revision.

Section 28. Section 23.48.020 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.48.020 Floor area ratio (FAR)

A. General provisions

1. All gross floor area not exempt under subsection 23.48.020.~~((D))~~B counts toward the gross floor area allowed under the FAR limits.

2. The applicable FAR limit applies to the total non-exempt gross floor area of all structures on the lot.

3. If a lot is in more than one zone, the FAR limit for each zone applies to the portion of the lot located in that zone.

B. Floor area exempt from FAR calculations. The following floor area is exempt from maximum FAR calculations:

1. All underground stories or portions of stories.

2. Portions of a story that extend no more than 4 feet above existing or finished grade, whichever is lower, excluding access.

3. As an allowance for mechanical equipment, in any structure 65 feet in height or more, 3.5 percent of the total chargeable gross floor area in a structure is exempt from FAR calculations. Calculation of the allowance includes the remaining gross floor area after all exempt space allowed in this subsection 23.48.020.B has been deducted. Mechanical equipment located on the roof of a structure, whether enclosed or not, is not included as part of the calculation of total gross floor area.

4. All gross floor area for solar collectors and wind-driven power generators.

5. Bicycle commuter shower facilities required by subsection 23.54.015.K.8.

6. The floor area of required bicycle parking for small efficiency dwelling units or congregate residence sleeping rooms, if the bicycle parking is located within the structure containing the small efficiency dwelling units or congregate residence sleeping rooms. Floor area of bicycle parking that is provided beyond the required bicycle parking is not exempt from FAR limits.

7. Child care centers.

* * *

Section 29. Section 23.48.025 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.48.025 Structure height

* * *

C. Rooftop features

* * *

4. The following rooftop features may extend up to 15 feet above the maximum height limit, so long as the combined total coverage of all features listed in this subsection 23.48.025.C.4, including weather protection such as eaves or canopies extending from rooftop features, does not exceed 20 percent of the roof area, or 25 percent of the roof area if the total includes stair or elevator penthouses or screened mechanical equipment:

- a. Solar collectors;
- b. Stair and elevator penthouses;
- c. Mechanical equipment;
- d. Atriums, greenhouses, and solariums;
- e. Play equipment and open-mesh fencing that encloses it, as long as the fencing is at least 15 feet from the roof edge;
- f. Minor communication utilities and accessory communication devices, except that height is regulated according to the provisions of Section 23.57.012; and
- g. Covered or enclosed common amenity area for structures exceeding a height of 125 feet.

* * *

Section 30. Section 23.48.220 of the Seattle Municipal Code, last amended by Ordinance 125927, is amended as follows:

23.48.220 Floor area ratio (FAR) in South Lake Union Urban Center

A. General provisions

1. Except as otherwise specified in this subsection 23.48.220.A, FAR limits for specified SM zones within the South Lake Union Urban Center are as shown in Table A for 23.48.220 and Table B for 23.48.220. In the zones shown on Table A for 23.48.220, all non-

exempt floor area above the base FAR is considered extra floor area. Extra floor area may be obtained, up to the maximum FAR, only through the provision of public amenities according to Section 23.48.021 and Chapter 23.58A.

Table A for 23.48.220
FAR limits for specified zones in South Lake Union Urban Center

Zone	FAR limits for non-residential uses		Maximum FAR for structures that do not exceed the base height limit and include residential use ¹
	Base FAR	Maximum FAR	
SM-SLU 100/65-145	4.5	6.5	4.5
SM-SLU 85/65-160	4.5	7	4.5
SM-SLU 175/85-280	4.5 ²	8	6
SM-SLU 85-280	0.5/3 ³	NA	6
SM-SLU 240/125-440	5 ²	8	10

Footnotes to Table A for 23.48.220

NA (not applicable) refers to zones where uses are not subject to an FAR limit.

¹ All portions of residential structures that exceed the base height, including portions restricted to the podium height limit, are exempt from FAR limits.

² In the SM-SLU 175/85-280, and SM-SLU 240/125-440 zones, an additional increment of 0.5 FAR above the base FAR is permitted on lots meeting the requirements of subsection 23.48.220.A.3.

³ The 3 FAR limit applies to religious facilities. For all other non-residential uses, the 0.5 FAR limit applies.

Table B for 23.48.220
FAR limits for SM-SLU/R 65/95, SM-SLU 100/95, and SM-SLU 145 zones

Zone	FAR limits for all uses	
	Base FAR	Maximum FAR
SM-SLU/R 65/95	Not applicable	Not applicable
SM-SLU 100/95	4.5	6.75
SM-SLU 145	5	9.5 ¹

Footnote to Table B for 23.48.220

¹ The maximum FAR for development with non-residential uses that exceed 85 feet in height is 8.5.

* * *

Section 31. Subsection 23.48.225.A of the Seattle Municipal Code, which section was last amended by Ordinance 125927, is amended as follows:

23.48.225 Structure height in South Lake Union Urban Center

A. Base and maximum height limits

1. In zones listed below in this subsection 23.48.225.A.1, the applicable height limit for portions of a structure that contain non-residential and live-work uses is shown as the first figure after the zone designation and the base height limit for portions of a structure in residential use is shown as the first figure following the "/". The third figure shown is the maximum residential height limit. Except as stated in Section 23.48.025, the base residential height limit is the applicable height limit for portions of a structure in residential use if the structure does not gain extra residential floor area under the provisions of Chapter 23.58A, and the maximum residential height limit is the height limit for portions of a structure in residential use if the structure includes extra floor area under the provisions of Chapter 23.58A ((and if the

~~structure complies with the standards for tower development specified in Section 23.48.240
(Street level development standards in South Lake Union Urban Center) and Section 23.48.245
(Upper level development standards in South Lake Union Urban Center))):~~

SM-SLU 100/65-145

SM-SLU 85/65-160

SM-SLU 175/85-280

SM-SLU 240/125-440

2. In the SM-SLU 85/65-160 zone on the blocks bounded by Valley Street, Mercer Street, Westlake Avenue North, and Fairview Avenue North, hotel use is permitted above 85 feet in height and is subject to the same provisions as residential use exceeding the base height limit for residential use, provided that all development standards that apply to a residential tower also apply to the hotel use, including the provisions of Section 23.48.221 for gaining extra residential floor area.

3. In the SM-SLU 85-280 zone, except as stated in subsections 23.48.225.C and 23.48.225.F, the base height limit is the applicable height limit for portions of a structure if the structure does not gain extra residential floor area under the provisions of Chapter 23.58A, and the maximum residential height limit is the height limit for portions of a structure in residential use if the structure includes extra residential floor area under the provisions of Chapter 23.58A, and if the structure complies with the standards for residential tower development in this Chapter 23.48.

4. In the SM-SLU 100/95 zone, the maximum height for portions of a structure in non-residential or live-work use is 100 feet and the maximum height limit for portions of a structure in residential use is 95 feet.

5. In the SM-SLU 145 zone, the maximum height for all uses is 145 feet.

* * *

Section 32. Section 23.48.245 of the Seattle Municipal Code, last amended by Ordinance 125927, is amended as follows:

23.48.245 Upper-level development standards in South Lake Union Urban Center

Lots in the SM-SLU 100/65-145, SM-SLU 85/65-160, SM-SLU 175/85-280, SM-SLU 85-280, and SM-SLU 240/125-440 zones are subject to upper-level development standards that may include upper-level floor area limits, gross floor area limits and podium heights, upper-level setbacks, facade modulation, maximum facade widths, a limit on the number of towers per block, and tower separation requirements, as specified in this Section 23.48.245. For the purpose of this Section 23.48.245, a tower is a structure that exceeds a height of 65 feet for the SM-SLU 100/65-145 and SM-SLU 85/65-160 zones, 85 feet for the SM-SLU 175/85-280 and SM-SLU 85-280 zones, or 125 feet for the SM-SLU 240/125-440 zone.

A. Upper-level floor area limit. For residential towers, the average gross floor area of all stories above the podium height specified on Map A for 23.48.245 shall not exceed 50 percent of the lot area, provided that:

1. In no case shall the gross floor area of stories above the podium height exceed the gross floor area limits of subsection 23.48.245.B.2; and

2. The limit on towers per block in subsection 23.48.245.F applies.

B. Floor area limits and podium heights. The following provisions apply to development in the SM-SLU 100/65-145, SM-SLU 85-280, SM-SLU 85/65-160, SM-SLU 175/85-280, and SM-SLU 240/125-440 zones located within the South Lake Union Urban Center:

1 1. Floor area limit for structures or portions of structures occupied by non-
2 residential uses:

3 a. Except as specified in subsections 23.48.245.B.1.b and 23.48.245.B.1.c,
4 there is no floor area limit for non-residential uses in a structure or portion of structure that does
5 not contain non-residential uses above 85 feet in height.

6 b. There is no floor area limit for a structure that includes research and
7 development uses and the uses are in a structure that does not exceed a height of 105 feet,
8 provided that the following conditions are met:

9 1) A minimum of two floors in the structure are occupied by
10 research and development uses and have a floor-to-floor height of at least 14 feet; and

11 2) The structure has no more than seven stories above existing or
12 finished grade, whichever is lower, as measured from the lowest story to the highest story of the
13 structure but not including rooftop features permitted under subsection 23.48.025.C. The lowest
14 story shall not include a story that is partially below grade and extends no higher than 4 feet
15 above existing or finished grade, whichever is lower.

16 c. Within locations in the SM-SLU 175/85-280 zone meeting the standards
17 in subsection 23.48.230.B for extra height in South Lake Union Urban Center, there is no floor
18 area limit for structures that do not exceed a height of 120 feet and that are designed for research
19 and development laboratory use and administrative office associated with research and
20 development laboratories.

21 d. For structures or portions of structures with non-residential uses that
22 exceed a height of 85 feet, or that exceed the height of 105 feet under the provisions of
23 subsection 23.48.245.B.1.b, or 120 feet under subsection 23.48.245.B.1.c, each story of the

1 structure above the specified podium height indicated for the lot on Map A for 23.48.245,
2 excluding rooftop features or stories with rooftop features that are otherwise permitted above the
3 height limit under the provisions of subsection 23.48.025.C, is limited to a maximum gross floor
4 area of 24,000 square feet per story, except that the average gross floor area for stories above the
5 specified podium height is 30,000 square feet for structures on a lot that meets the following
6 conditions:

7 1) The lot has a minimum area of 60,000 square feet; and
8 2) The lot includes an existing open space or a qualifying
9 Landmark structure and is permitted an additional increment of FAR above the base FAR, as
10 permitted in subsection ((~~23.48.020.A.3~~)) 23.48.220.A.3.

11 2. Floor area limit for residential towers. For a structure with residential use that
12 exceeds the base height limit established for residential uses in the zone under subsection
13 23.48.225.A.1, the following maximum gross floor area limit applies:

14 a. For a structure that does not exceed a height of 160 feet, excluding
15 rooftop features or stories with rooftop features that are otherwise permitted above the height
16 limit under the provisions of subsection 23.48.025.C, the gross floor area for stories with
17 residential use that extend above the podium height indicated for the lot on Map A for 23.48.245
18 shall not exceed 12,500 square feet for each story, or the floor size established by the upper-level
19 floor area limit in subsection 23.48.245.A, whichever is less.

20 b. For a structure that exceeds a height of 160 feet, the following limits
21 apply:

22 1) The average gross floor area for all stories with residential use
23 that extend above the podium height indicated for the lot on Map A for 23.48.245, and extending

up to the maximum height limit, shall not exceed 10,500 square feet, or the floor size established by the upper-level floor area limit in subsection 23.48.245.A, whichever is less, except as allowed in subsection 23.48.245.A.

2) The gross floor area of any single residential story above the podium height shall not exceed 11,500 square feet.

3. Floor area limit for mixed-use development. This subsection 23.48.245.B.3 applies to structures or portions of structures that include both residential and non-residential uses, as provided for in subsection 23.48.220.A.2.

a. For a story that includes both residential and non-residential uses, the gross floor area limit for all uses combined shall not exceed the floor area limit for non-residential uses, provided that the floor area occupied by residential use shall not exceed the floor area limit otherwise applicable to residential use.

b. For a mixed-use structure with residential uses located on separate stories from non-residential uses, the floor area limits shall apply to each use at the applicable height limit.

4. Podium standards. The standards for podiums apply only to structures or portions of structures that include a tower that is subject to a floor area limit.

a. Height limit for podiums. The specific podium height for a lot is shown on Map A for 23.48.245, and the height limit extends from the street lot line to the parallel alley lot line, or, where there is no alley lot line parallel to the street lot line, from the street lot line to a distance of 120 feet from the street lot line, or to the rear lot line, if the lot is less than 120 feet deep. If the street lot line is not straight, the measurement will be from the point where the distance between the street lot line and the rear lot line is the narrowest. The podium height is

1 measured from the grade elevation at the street lot line. In the SM-SLU 85/65-160 and the SM-
2 175/85-280 zones on the blocks bounded by Valley Street or Roy Street, Mercer Street, ((9th))
3 Dexter Avenue North, and Fairview Avenue North, the line on Map A for 23.48.245 demarcating
4 the different podium heights within these blocks is located 120 feet north of the northerly line of
5 Mercer Street.

6 b. Podium floor area limits. For the podiums of structures with residential
7 uses that exceed the base height limit established for the zone under subsection 23.48.225.A.1
8 ~~((and for structures with non-residential uses that exceed a height of 85 feet,))~~ the average gross
9 floor area ~~((coverage of required lot area, pursuant to subsection 23.48.245.A,))~~ for all the stories
10 below the podium height specified on Map A for 23.48.245((;)) shall not exceed 75 percent of
11 the lot area required for residential tower development, except that floor area is not limited for
12 each story if the total number of stories below the podium height is three or fewer stories, or if
13 the conditions in subsection 23.48.245.B.4.c apply.

14 c. The floor area limit on podiums in subsection 23.48.245.B.4.b does not
15 apply if a lot includes one of the following:

16 1) Usable open space that meets the provisions of subsection
17 23.48.240.F; or

18 2) A structure that has been in existence prior to 1965 and the
19 following conditions are met:

20 a) The structure is rehabilitated and maintained to comply
21 with applicable codes and shall have a minimum useful life of at least 50 years from the time that
22 it was included on the lot with the project allowed to waive the podium area limit;

b) The owner agrees that the structure shall not be significantly altered for at least 50 years from the time that it was included on the lot with the project allowed to waive the podium area limit. Significant alteration means the following:

i. Alteration of the exterior facades of the structure, except alterations that restore the facades to their original condition;

ii. Alteration of the floor-to-ceiling height of the street-level story, except alterations that restore the floor-to-ceiling height to its original condition; or

iii. The addition of stories to the structure, unless the proposed addition is no taller than the maximum height to which the structure was originally built, or the addition is approved through the design review process as compatible with the original character of the structure and is necessary for adapting the structure to new uses; or

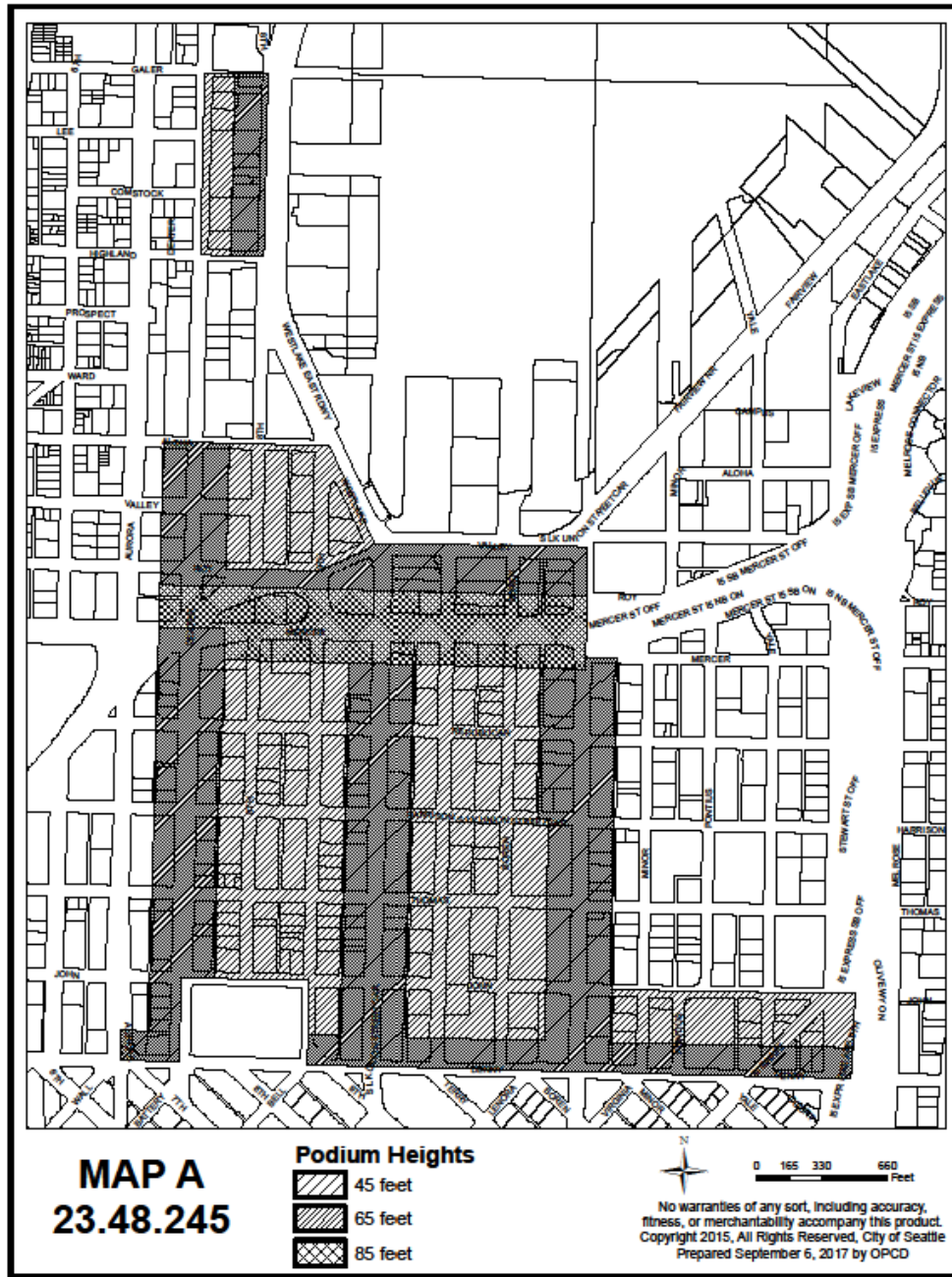
c) If the structure is removed from the lot, then any use of the portion of the lot previously occupied by the structure shall be limited to usable open space.

The portion of the lot previously occupied by the structure shall be defined by a rectangle enclosing the exterior walls of the structure as they existed at the time it was included on the lot with the project allowed to waive the podium area limit, with the rectangle extended to the nearest street frontage.

d. Additional height for podiums abutting Class 1 Pedestrian Streets.
Podium height for structures fronting on Class 1 Pedestrian Streets pursuant to Section 23.48.240 may exceed podium height limits shown on Map A for 23.48.245 by 5 feet provided that floor-to-ceiling clearance at the ground floor is at least 15 feet.

1 5. Aerial connections. Structures that use an additional increment of floor area
2 provided in subsection 23.48.220.B.3.b may be connected by up to three aerial connections. The
3 combined floor area in all aerial connections may not exceed 2,130 square feet and no one aerial
4 connection may exceed 805 square feet. The floor area of aerial connections does not count
5 toward the floor area limits of subsections 23.48.245.B.1 or 23.48.245.B.2. For purposes of this
6 subsection 23.48.245.B.5, "aerial connections" are enclosed connections between structures that
7 are located on the same block and that do not cross above public right-of-way.

1 Map A for 23.48.245 Podium Heights



- 2
- 3 C. Upper-level setbacks
- 4 1. The following requirements for upper-level setbacks in this subsection
- 5 23.48.245.C.1 apply to development that meets the following conditions:

a. The development is on a lot abutting a street segment shown on Table A for 23.48.245; and

b. For lots in the SM-SLU 85-280, SM-SLU 85/65-160, SM-SLU 175/85-280, and SM-SLU 240/125-440 zones located within the South Lake Union Urban Center, the development includes a tower structure with residential uses exceeding the base height limit established for residential uses in the zone under subsection 23.48.225.A.1, or includes a structure with non-residential uses that exceed a height of ~~((85))~~ 95 feet.

2. The required upper-level setbacks for development specified in subsection 23.48.245.C.1 shall be provided as follows:

a. For portions of a structure facing the applicable street, the maximum height above which a setback is required is specified on Column 2 of Table A for 23.48.245.

b. For portions of a structure exceeding the maximum height above which a setback is required, the minimum depth of the setback, measured from the abutting applicable street lot line, is specified on Column 3 of Table A for 23.48.245.

Table A for 23.48.245
Required upper-level setbacks for development meeting the conditions of subsection 23.48.245.C

Column 1: Location of lot	Column 2: Height above which setback is required (in feet)	Column 3: Minimum depth of setback from applicable street lot line (in feet)
Thomas Street, south side, between Aurora Ave N to 8 th Ave N	45	50
Thomas Street, south side, between 8 th Ave N and 9 th Ave N	45	40

Table A for 23.48.245

Required upper-level setbacks for development meeting the conditions of subsection 23.48.245.C

Thomas Street, south side, between 9 th Ave N and alley between Fairview Ave N and Minor Ave N	45	30
John Street, north side, between Aurora Ave N and 9 th Ave N	45	30
John Street, north side, between 9 th Ave N and Boren Ave N	45	15
John Street, south side, between Aurora Ave N and Minor Ave N	45	30
Boren Ave N, both sides, between Mercer Street and John Street	65 ¹	10 ¹
Fairview Ave N, west side, between Mercer Street and John Street	65	10
Fairview Ave N, east side, between Mercer Street to John Street	65	10

Footnotes to Table A for 23.48.245

¹On corner lots at intersections with Thomas and John Streets, for the portion of the lot subject to the setback requirements on these cross streets, the lower height above which setbacks are required and the greater distance of the setback from the cross streets apply.

* * *

F. Limit on towers per block or block front

1. For purposes of this subsection 23.48.245.F and subsection 23.48.245.G, a tower is considered to be "existing" and must be taken into consideration when other towers are proposed, under any of the following circumstances:

1 a. The tower is physically present, except that a tower that is physically
2 present is not considered "existing" if the owner of the lot where the tower is located has applied
3 to the Director for a permit to demolish the tower and provided that no building permit for the
4 proposed tower is issued until the demolition of the tower that is physically present has been
5 completed;

6 b. The tower is a proposed tower for which a complete application for a
7 Master Use Permit or building permit has been submitted, provided that:

8 1) ~~((the))~~ The application has not been withdrawn or cancelled
9 without the tower having been constructed; and

10 2) ~~((if))~~ If a decision on that application has been published or a
11 permit on the application has been issued, the decision or permit has not expired, and has not
12 been withdrawn, cancelled, or invalidated, without the tower having been constructed.

13 c. The tower is a proposed tower for which a complete application for
14 early design guidance has been filed and a complete application for a Master Use Permit or
15 building permit has not been submitted, provided that the early design guidance application will
16 not qualify a proposed tower as an existing tower if a complete Master Use Permit application is
17 not submitted within 90 days of the date of the early design guidance public meeting if one is
18 required, or within 90 days of the date the Director provides guidance if no early design meeting
19 is required, or within 150 days of the first early design guidance public meeting if more than one
20 early design guidance public meeting is held.

21 2. Only one residential tower, or one tower with non-residential uses exceeding 85
22 feet in height, is permitted on a single block front, except as modified by subsections
23 23.48.245.F.3, 23.48.245.F.4, and 23.48.245.F.5.

1 3. In the SM-SLU 85/65-160 zone, only one residential tower structure or one
2 non-residential tower structure with a hotel use meeting residential development standards is
3 permitted per block.

4 4. In the SM-SLU 100/65-145 zone, more than one residential tower is permitted
5 on a block front if the lot area is 30,000 square feet or more.

6 5. Only one tower with non-residential uses exceeding 85 feet in height is
7 permitted on a block, unless the tower meets the requirements of Section 23.48.230 or unless all
8 of the following conditions apply:

9 a. The tower is on a lot with a minimum area of 60,000 square feet. The
10 area of one or more lots, separated only by an alley, may be combined for the purposes of
11 calculating the minimum required lot area under this subsection 23.48.245.F.5. The minimum lot
12 area is 59,000 square feet if the lot area was reduced below 60,000 square feet as a result of
13 acquisition of right-of-way by the City;

14 b. A minimum separation of 60 feet is provided between all portions of
15 structures on the lot that exceed the limit on podium height shown on Map A for 23.48.245. If
16 the lot includes a qualifying Landmark structure, an average separation of 60 feet is permitted;

17 c. A minimum of 15 percent of the lot area is provided as landscaped open
18 space at ground level, allowing for some area to be provided above grade to adapt to topographic
19 conditions, provided that such open space is accessible to people with disabilities. The required
20 open space shall have a minimum horizontal dimension of 15 feet and shall be provided as one
21 continuous area;

22 d. A pedestrian connection meeting the development standards of
23 subsection 23.48.240.H for through-block pedestrian connections for large lot developments is

provided through the lot to connect the north/south avenues abutting the lot. If the lot abuts an avenue that has been vacated, the connection shall be to an easement providing public access along the original alignment of the avenue. In addition, if the slope of the lot between the north/south avenues exceeds a slope of ten percent, a hillclimb shall be provided;

e. The application of the provisions in this subsection 23.48.245.F.5 shall not result in more than two structures on a block with either non-residential uses above 85 feet in height or with residential use above the base height limit for residential use, except as allowed by subsection 23.48.245.F.5.f;

f. ~~((For lots that, as a result of a street vacation, exceed 150,000 square feet, the Director shall, as a Type I decision, determine the permitted number of structures with non-residential uses above 85 feet in height or with residential use above the base height limit, based on the limits in subsection 23.48.245.F.5.e as applied to the block conditions existing prior to the street vacation))~~ The block front on the east side of Terry Avenue North between Denny Way and Thomas Street shall be treated as two block fronts, separated by the location of John Street, if extended between Boren Avenue North and Terry Avenue North;

g. The Director shall make a determination of project impacts on the need for pedestrian and bike facilities and complete a voluntary agreement between the property owner and the City to mitigate impacts, if any. The Director may consider the following as impact mitigation:

1) Pedestrian walkways on a lot, including through-block connections on through lots, where appropriate, to facilitate pedestrian circulation by connecting structures to each other and abutting streets;

2) Sidewalk improvements, including sidewalk widening, to accommodate increased pedestrian volumes and streetscape improvements that will enhance pedestrian comfort and safety;

3) Improvements to enhance the pedestrian environment, such as providing overhead weather protection, landscaping, and other streetscape improvements; and

4) Bike share stations; and

h. For development that exceeds 85,000 or more gross square feet of floor area in office use, the Director shall make a determination as to the project's impact on the need for open space. The Director may limit floor area or allow floor area subject to conditions, which may include a voluntary agreement between the property owner and the City to mitigate impacts, if any. The Director shall take into account Section 23.48.250 in assessing the demand for open space generated by an office development in an area permitting high employment densities.

1) The Director may consider the following as mitigation for open space impacts:

a) Open space provided on-site or off-site, consistent with the provisions in subsection 23.49.016.C, or provided through payment-in-lieu, consistent with subsection 23.49.016.D, except that in all cases the open space shall be located on a lot in an SM-SLU zone that is accessible to the development's occupants;

b) Additional pedestrian amenities through on-site or streetscape improvements provided as mitigation for impacts on pedestrian facilities pursuant to subsection 23.48.245.F.5.g; and

c) Public space inside or on the roof of a Landmark building.

2) The Director may approve open space in lieu of that contained or referred to in subsection 23.49.016.C to mitigate project impacts, based on consideration of relevant factors, including the following:

a) The density or other characteristics of the workers anticipated to occupy the development compared to the presumed office employment population providing the basis for the open space standards applicable under Section 23.49.016; and

b) Characteristics or features of the development that mitigate the anticipated open space impacts of workers or others using or occupying the project.

6. The block front on the east side of Terry Avenue N. between Denny Way and Thomas Street N. shall be treated as two block fronts, separated by the location of John Street N., if extended between Boren Avenue N. and Terry Avenue N.

G. Tower separation. The following separation is required between a proposed tower with residential use above the base height limit for residential use and existing towers with residential use above the base height limit for residential use and that are located on the same block. For the purposes of this subsection 23.48.245.G, a block is defined as the area bounded by street lot lines and excluding alley lot lines. Alleys shall not be deemed to bisect a block into two separate blocks:

1. A separation of 60 feet is required between all portions of the structures above the podium height limit for towers that exceed the base height limit for residential use and any tower considered to be existing according to subsection 23.48.245.F.1.

2. No separation is required on blocks within the area bounded by Aurora Avenue North, John Street, Thomas Street, and 9th Avenue North.

3. The first 4 feet of the horizontal projection of unenclosed decks and balconies, and architectural features such as cornices shall be disregarded in calculating tower separation.

Section 33. Subsection 23.48.720.C of the Seattle Municipal Code, which section was enacted by Ordinance 125432, is amended as follows:

23.48.720 Floor area ratio (FAR) in SM-UP zones

* * *

C. Floor area exempt from FAR. In addition to floor area that is exempt from FAR limits according to subsection 23.48.020.B, the following floor area is exempt from FAR limits:

1. The floor area contained in a Landmark structure if the owner of the Landmark has executed and recorded an agreement acceptable in form and content to the Landmarks Preservation Board providing for the rehabilitation of the structure. This exemption does not apply to a lot from which a Landmark TDR or TDP has been transferred under Chapter 23.58A and does not apply for purposes of determining TDR or TDP available for transfer under Chapter 23.58A;

2. Floor area for a preschool, an elementary school, or a secondary school;

3. Floor area used for theaters or arts facilities, which for the purposes of this Section 23.48.720 may be operated either by for-profit or not-for-profit organizations;

4. Floor area of street-level uses identified in subsection 23.48.005.D, whether required or not, that meet the development standards of subsection 23.48.040.C; and

5. Floor area in a vulnerable masonry structure that is included on a list of structures that meet specified criteria in a rule promulgated by the Director under Section 23.48.627, provided that the structure is retained for a minimum of 50 years according to the

provisions that apply to a qualifying vulnerable masonry structure TDR or TDP sending site in subsection 23.58A.042.F.3.

Section 34. Section 23.48.724 of the Seattle Municipal Code, enacted by Ordinance 125432, is amended as follows:

23.48.724 Extra floor area for open space amenities in SM-UP 160 zone

A. In the SM-UP 160 zone, extra floor area may be gained above the base FAR specified for the zone in Section 23.48.720 in projects that provide open space amenities in accordance with Section 23.58A.040 and subject to the limits and conditions of Section 23.48.722 and this Section 23.48.724.

B. Projects that include the following open space amenities are eligible for extra floor area as specified in Section 23.48.722:

1. Green street improvements on designated Neighborhood Green Streets shown on Map A for 23.48.740;

2. Green street setbacks on lots abutting a designated Neighborhood Green Street shown on Map A for 23.48.740; ~~((and))~~

3. Mid-block corridor~~((?))~~ ; and

4. Neighborhood open space.

C. To be eligible for a floor area bonus, open space amenities shall comply with the applicable development standards and conditions specified in Section 23.58A.040, except that for a mid-block corridor the provisions of subsection 23.48.740.C.2 apply in addition to the conditions of Section 23.58A.040.

Section 35. Section 23.48.740 of the Seattle Municipal Code, adopted by Ordinance 125432, is amended as follows:

23.48.740 Street-level development standards in SM-UP zones

Street-level development standards in Section 23.48.040 apply to all streets in the SM-UP zones.

In addition, the following requirements apply:

A. Street-level facade requirements; setbacks from street lot lines

Street-facing facades of a structure (~~are must~~) shall be built to the lot line except as follows:

1. The street-facing facades of structures abutting Class 1 Pedestrian Streets, as shown on Map A for 23.48.740, shall be built to the street lot line for a minimum of 70 percent of the facade length, provided that the street frontage of any required outdoor amenity area, other required open space, or usable open space provided in accordance with subsections 23.48.740.B and 23.48.740.C is excluded from the total amount of frontage required to be built to the street lot line.

2. If a building in the Uptown Urban Center faces both a Class 1 Pedestrian Street and a Class 2 Pedestrian Street a new structure is only required to provide a primary building entrance on the Class 1 Pedestrian Street.

* * *

3. For streets designated as Class II and Class III Pedestrian Streets and Green Streets as shown on Map A for 23.48.740, and as specified in subsection 23.48.740.B.1, the street-facing facade of a structure may be set back up to 12 feet from the street lot line subject to the following (as shown on Exhibit B for 23.48.740):

a. The setback area shall be landscaped according to the provisions of subsection 23.48.055.A.~~((2))~~3;

b. Additional setbacks are permitted for up to 30 percent of the length of portions of the street-facing facade that are set back from the street lot line, provided that the additional setback is located 20 feet or more from any street corner; and

c. Any required outdoor amenity area, other required open space, or usable open space provided in accordance with subsection 23.48.740.B is not considered part of the setback area and may extend beyond the limit on setbacks from the street lot line that would otherwise apply under subsection 23.48.740.B.

* * *

Section 36. Section 23.49.008 of the Seattle Municipal Code, which section was last amended by Ordinance 125603, is amended as follows:

23.49.008 Structure height

The following provisions regulating structure height apply to all property in Downtown zones except the DH1 zone. Structure height for PSM, IDM, and IDR zones is regulated by this Section 23.49.008, and by Sections 23.49.178, 23.49.208, and 23.49.236.

* * *

B. Structures located in DMC 240/290-440, ~~((or))~~ DMC 340/290-440, or DOC2 500/300-550 zones may exceed the maximum height limit for residential use, or if applicable the maximum height limit for residential use as increased under subsection 23.49.008.A.4, by ten percent of that limit, as so increased if applicable, if:

1. The facades of the portion of the structure above the limit do not enclose an area greater than 9,000 square feet, and

2. The enclosed space is occupied only by those uses or features otherwise permitted in this Section 23.49.008 as an exception above the height limit. The exception in this

subsection 23.49.008.B shall not be combined with any other height exception for screening or rooftop features to gain additional height.

* * *

Section 37. Subsection 23.49.011.B of the Seattle Municipal Code, which section was last amended by Ordinance 125603, is amended as follows:

23.49.011 Floor area ratio

* * *

B. Exemptions and deductions from FAR calculations

1. The following are not included in chargeable floor area, except as specified below in this Section 23.49.011:

a. Uses listed in subsection 23.49.009.A in a DRC zone and in the FAR Exemption Area identified on Map 1J up to a maximum FAR of 2 for all such uses combined, provided that for uses in the FAR Exemption Area that are not in the DRC zone the uses are located no higher than the story above street level;

b. Street-level uses meeting the requirements of Section 23.49.009, Street-level use requirements, whether or not street-level use is required pursuant to Map 1G, if the uses and structure also satisfy the following standards:

1) The street level of the structure containing the exempt space has a minimum floor-to-floor height of 13 feet, except that in the DMC 170 zone the street level of the structure containing the exempt space has a minimum floor-to-floor height of 18 feet;

2) The exempt space extends a minimum depth of 15 feet from the street-level, street-facing facade; ~~((and))~~

3) Overhead weather protection is provided satisfying Section
23.49.018; and

4) A mezzanine within a street level use is not included in
chargeable floor area, if the mezzanine does not interrupt the floor-to-floor heights for the
minimum depth stated in subsection 23.49.011.B.1.b.2. Stairs leading to the mezzanine are
similarly not included in chargeable floor area;

* * *

Section 38. Subsection 23.49.014.A of the Seattle Municipal Code, which section was
last amended by Ordinance 125371, is amended as follows:

23.49.014 Transfer of development rights

A. General standards

1. The following types of TDR may be transferred to the extent permitted in Table
A for 23.49.014, subject to the limits and conditions in this Chapter 23.49:

- a. Housing TDR;
- b. DMC housing TDR;
- c. Landmark housing TDR;
- d. Landmark TDR;
- e. Open space TDR; and
- f. South Downtown Historic TDR.

2. In addition to transfers permitted under subsection 23.49.014.A.1, TDR may be
transferred from any lot to another lot on the same block, as within-block TDR, to the extent
permitted in Table A for 23.49.014, subject to the limits and conditions in this Chapter 23.49.

3. A lot's eligibility to be either a sending or receiving lot is regulated by Table A for 23.49.014.

4. Except as expressly permitted pursuant to this Chapter 23.49, development rights or potential floor area may not be transferred from one lot to another.

5. No permit after the first building permit, and in any event, no permit for any construction activity other than excavation and shoring or for occupancy of existing floor area by any use based upon TDR, will be issued for development that includes TDR until the applicant's possession of TDR is demonstrated according to rules promulgated by the Director to implement this Section 23.49.014.

Table A for 23.49.014
Permitted use of TDR

Zones ¹	Types of TDR					
	Within-block TDR	Housing TDR	DMC Housing TDR	Landmark TDR and Landmark Housing TDR	Open Space TDR	South Downtown Historic TDR
DOC1 and DOC2	S, R	S, R	X	S, R	S, R	R
DRC	S, R ⁽⁽²⁾⁾	S, R ⁽⁽²⁾⁾	X	S, R ⁽⁽²⁾⁾	S, R ⁽⁽²⁾⁾	R
DMC 340/290-440	S, R	S, R	S	S, R	S, R	R
DMC 145 and DMC 240/290-440	S ⁽⁽³⁾⁾²	S, R	S, R	S, R	S, R	R
DMC 170	X	S, R	S, R	S, R	S, R	R
DMC 95 and DH2	X	S, R	X	S, R	S, R	R

Table A for 23.49.014
Permitted use of TDR

DMC 75 and DMC 85/75- 170	X	S	X	S	S	R
DMR	X	S, R ⁽⁽⁴⁾⁾³	X	S, R ⁽⁽⁴⁾⁾³	S, R ⁽⁽⁴⁾⁾³	R ⁽⁽⁴⁾⁾³
IDR	X	S	X	X	S	S
IDR/C	X	S	X	X	S, R ⁽⁽⁵⁾⁾⁴	S
IDM	X	S, R	X	X	S, R ⁽⁽⁵⁾⁾⁴	S, R
PSM	X	S	X	X	S ⁽⁽⁵⁾⁾⁴	S, R

S = Eligible sending lot.

R = Eligible receiving lot.

X = Not permitted.

Footnotes to Table A for 23.49.014:

¹Development rights may not be transferred to or from lots in the PMM or DH1 zones.

²~~((Transfers to lots in a DRC zone are permitted only from lots that also are zoned DRC.))~~

⁽⁽³⁾⁾Transfers are permitted only from lots zoned DMC to lots zoned DOC1.

⁽⁽⁴⁾⁾³Transfers to lots in a DMR zone are permitted only from lots that also are zoned DMR except that transfer of TDR to a lot in a DMR zone located in South Downtown is permitted from any eligible sending lot in South Downtown.

⁽⁽⁵⁾⁾⁴Transfers of open space TDR to lots in South Downtown are permitted only from lots that are also located in South Downtown.

* * *

D. Transfer of development rights deeds and agreements

1. The fee owners of the sending lot shall execute a deed, shall obtain the release of the TDR from all liens of record, and shall obtain the written consent of all holders of

1 encumbrances on the sending lot other than easements and restrictions, unless the requirement for
2 a release or consent is waived by the Director for good cause. The deed shall be recorded in the
3 King County real property records. If TDR are conveyed to the owner of a receiving lot described
4 in the deed, then unless otherwise expressly stated in the deed or any subsequent instrument
5 conveying such lot or the TDR, the TDR shall pass with the receiving lot whether or not a structure
6 using such TDR shall have been permitted or built prior to any conveyance of the receiving lot.
7 Any subsequent conveyance of TDR previously conveyed to a receiving lot shall require the
8 written consent of all parties holding any interest in or lien on the receiving lot from which the
9 conveyance is made. If the TDR are transferred other than directly from the sending lot to the
10 receiving lot using the TDR, then after the initial transfer, all subsequent transfers also shall be by
11 deed, duly executed, acknowledged and recorded, each referring by King County recording
12 number to the prior deed. Any deed conveying any South Downtown Historic TDR from the
13 sending lot shall include a sworn certification by the grantor to the effect that one or more
14 structures on the sending lot have been finally determined to be contributing structures pursuant
15 to Section 23.66.032, and that since the date of such determination there have been no material
16 changes to any contributing structure on the sending lot, except pursuant to a certificate of approval
17 specifically stating that the authorized change will not affect the status of the structure as a
18 contributing structure. Any false certification by the grantor in a deed under this subsection
19 23.49.014.D.1 is a violation of this Title 23.

20 2. Any person may purchase any TDR that are eligible for transfer by complying
21 with the applicable provisions of this Section 23.49.014, whether or not the purchaser is then an
22 applicant for a permit to develop downtown real property. Any purchaser of such TDR (including
23 any successor or assignee) may use such TDR to obtain chargeable floor area above the applicable

1 base on a receiving lot to the extent such use of TDR is permitted under the Land Use Code
2 provisions in effect on the date of building permit issuance or vesting, under applicable law, of
3 such person's rights with respect to the issuance of permits for development of the project intended
4 to use such TDR. The Director may require, as a condition of processing any permit application
5 using TDR or for the release of any security posted in lieu of a deed for TDR to the receiving lot,
6 that the owner of the receiving lot demonstrate that the TDR have been validly transferred of
7 record to the receiving lot, and that such owner has recorded in the real estate records a notice of
8 the filing of such permit application, stating that such TDR are not available for retransfer.

9 3. For transfers of housing TDR, Landmark housing TDR, or DMC housing
10 TDR, the owner of the sending lot shall execute and record an agreement, with the written consent
11 of all holders of encumbrances on the sending lot, unless such consent is waived by the Director
12 of Housing for good cause, to provide for the maintenance of the required housing on the sending
13 lot for a minimum of 50 years. Such agreement shall commit to limits on rent and occupancy,
14 consistent with the definition of housing TDR site, Landmark housing TDR site, or DMC housing
15 TDR site, as applicable, and acceptable to the Director of Housing.

16 4. For transfers of Landmark TDR or Landmark housing TDR, the owner of the
17 sending lot shall execute and record an agreement in form and content acceptable to the Landmarks
18 Preservation Board providing for the rehabilitation and maintenance of the historically significant
19 features of the structure or structures on the lot.

20 5. For transfers of South Downtown Historic TDR, the owner of the sending lot
21 shall execute and record an agreement in form and content acceptable to the Director of
22 Neighborhoods in consultation with the International Special Review District Board or the Pioneer

1 Square Preservation Board providing for the rehabilitation and maintenance of historically or
2 architecturally significant features of a contributing structure or structures on the lot.

3 6. A deed conveying TDR may require or permit the return of the TDR to the
4 sending lot under specified conditions, but notwithstanding any such provisions:

5 a. The transfer of TDR to a receiving lot shall remain effective so long as
6 any portion of any structure for which a permit was issued based upon such transfer remains on
7 the receiving lot; and

8 b. The City shall not be required to recognize any return of TDR unless
9 it is demonstrated that all parties in the chain of title have executed, acknowledged and recorded
10 instruments conveying any interest in the TDR back to the sending lot and any lien holders have
11 released any liens thereon.

12 7. Any agreement governing the use or development of the sending lot shall
13 provide that its covenants or conditions shall run with the land and shall be specifically enforceable
14 by The City of Seattle.

15 * * *

16 Section 39. Section 23.49.056 of the Seattle Municipal Code, last amended by Ordinance
17 125173, is amended as follows:

18 **23.49.056 Downtown Office Core 1 (DOC1), Downtown Office Core 2 (DOC2), and**
19 **Downtown Mixed Commercial (DMC) street facade, landscaping, and street setback**
20 **requirements**

21 Standards are established in this Section 23.49.056 for DOC1, DOC2, and DMC zones, for the
22 following elements:

1 Minimum facade heights,
2 Setback limits,
3 Facade transparency,
4 Blank facade limits,
5 Street trees, and
6 Setback and landscaping requirements in the Denny Triangle.

7 These standards apply to each lot line that abuts a street designated on Map 1F or another map
8 identified in a note to Map 1F as having a pedestrian classification, except lot lines of open space
9 TDR sites, and apply along other lot lines and to circumstances as expressly stated in this Section
10 23.49.056. The standards for each street frontage shall vary according to the pedestrian
11 classification of the street on Map 1F or another map identified in a note to Map 1F and to the
12 property line facades ~~((are))~~ as required by Map 1H. Standards for street landscaping and setback
13 requirements in subsection 23.49.056.F also apply along lot lines abutting streets in the Denny
14 Triangle, as shown on Map A for 23.49.056.

15 * * *

16 B. Facade setback limits

17 1. Setback limits for property line facades. The following setback limits apply to
18 all streets designated on Map 1H as requiring property line facades, except as specified in
19 subsection 23.49.056.B.1.d.

20 * * *

21 d. In the DMC ~~((160))~~ 170 zone, on lots that abut Alaskan Way, as an
22 alternative to the standards for required property line facades in subsections 23.49.056.B.1.a,
23 23.49.056.B.1.b, and 23.49.056.B.1.c, a continuous setback of up to 16 feet from the lot line

abutting Alaskan Way is allowed for the street-facing facade. If the alternative setback allowed by this subsection 23.49.056.B.1.d is provided, the setback area shall be used for outdoor uses related to abutting street-level uses, for landscaped open space, for a partially above-grade story that meets the conditions of subsection 23.49.011.B.1.u, or to widen the abutting sidewalk for pedestrian use.

* * *

Section 40. Section 23.49.166 of the Seattle Municipal Code, last amended by Ordinance 123589, is amended as follows:

23.49.166 Downtown Mixed Residential, side setback, and green street setback requirements

A. Side (~~Setbacks~~) setback

1. In DMR zones outside South Downtown, except in DMR/R (~~(85/65)~~) 95/65 zones, setbacks are required from side lot lines that are not street lot lines as established in Table A for 23.49.166. The setback requirement applies to all portions of the structure above a height of 65 feet. The amount of the setback requirement is determined by the length of the frontage of the lot on an avenue:

**Table A for 23.49.166
Required Side Setbacks Above 65 Feet, DMR Zones Outside South Downtown
Except DMR/R (~~(85/65)~~) 95/65 Zones**

Frontage on Avenue	Required Setback Above 65 Feet
120 feet or less	Not required
Greater than 120 feet up to 180 feet	20 feet
Greater than 180 feet	40 feet

2. In DMR zones within South Downtown, setbacks of 10 feet are required from side lot lines that are not street lot lines, for portions of structures above a height of 65 feet.

B. Green (~~((Street Setbacks))~~) street setbacks. In DMR zones outside South Downtown, except in DMR/R (~~((85/65))~~) 95/65 zones, a setback is required from the street lot line abutting a green street designated on Map 1B. The setback shall be as follows:

1. Ten feet for portions of structures above 65 feet in height to a maximum of 85 feet; and

2. For each portion of a structure above 85 feet in height, an additional setback is required at a rate of one foot of setback for every five feet that the height of such portion exceeds 85 feet.

C. Green (~~((Street Setbacks))~~) street setbacks in South Downtown. In DMR zones in South Downtown, a setback from the street lot line is required on designated green streets for buildings greater than 65 feet in height. The required setback is determined by Table (~~((€))~~) B for 23.49.166:

Table (~~((€))~~) B for 23.49.166

Required Setbacks on Designated Green Streets For Buildings Greater Than 65 Feet in Height in DMR Zones in South Downtown

Height of Portion of Structure	Required Setback in Feet
Greater than 45 feet up to 85 feet	10
Greater than 85 feet up to 150 feet	15

Section 41. Section 23.52.008 of the Seattle Municipal Code, last amended by Ordinance 125757, is amended as follows:

23.52.008 Applicability of this Subchapter II

A. Applicability. The requirements of this Subchapter II apply to proposed new development as described in Table A for 23.52.008. Development located within an urban center or urban village that is subject to SEPA environmental review per Chapter 25.05 is exempt from this Subchapter II of Chapter 23.52.

Table A for 23.52.008

Development Location and Thresholds

Development location	Number of dwelling units	Gross square feet of non-residential uses ¹ when located in a mixed-use development ²
Urban centers, other than the Downtown Urban Center	31 to 200	Greater than 12,000 up to 30,000
Downtown Urban Center	81 to 250	Greater than 12,000 up to 30,000
<u>Urban villages</u>	<u>31 to 200</u>	<u>Greater than 12,000 up to 30,000</u>
<u>Outside urban centers and urban villages</u>	NA	NA

NA: Not applicable

Footnotes to Table A for 23.52.008:

¹Not including gross floor area dedicated to accessory parking.

²The mixed-use development must contain at least one dwelling unit.

* * *

Section 42. Section 23.54.015 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.54.015 Required parking and maximum parking limits

A. Required parking. The minimum number of off-street motor vehicle parking spaces required for specific uses is set forth in Table A for 23.54.015 for non-residential uses other than institutional uses, Table B for 23.54.015 for residential uses, and Table C for 23.54.015 for institutional uses, except as otherwise provided in this Chapter 23.54. Required parking is based upon gross floor area of a use within a structure minus gross floor area in parking uses, and the square footage of a use when located outside of an enclosed structure, or as otherwise specified. Maximum parking limits for specific uses and specific areas are set forth in subsection 23.54.015.C. Exceptions to motor vehicle parking requirements set forth in this Section 23.54.015 are provided in: subsections 23.54.015.B and 23.54.015.C; and in Section 23.54.020((

~~Parking quantity exceptions,))~~ unless otherwise specified. This Chapter 23.54 does not apply to parking for construction activity, which is regulated by Section 23.42.044.

* * *

D. Parking waivers for non-residential uses

1. In all commercial zones (~~and in pedestrian designated zones~~), no parking is required for the first 1,500 square feet of each business establishment or the first 15 fixed seats for motion picture and performing arts theaters.

2. In all other zones, no parking is required for the first 2,500 square feet of gross floor area of non-residential uses in a structure, except for the following:

a. (~~structures~~) Structures or portions of structures occupied by restaurants with drive-in lanes,

b. (~~motion~~) Motion picture theaters,

c. (~~offices~~) Offices, or

d. (~~institution~~) Institution uses, including Major Institution uses.

When two or more uses with different parking ratios occupy a structure, the 2,500 square foot waiver is prorated based on the area occupied by the non-residential uses for which the parking waiver is permitted.

* * *

K. Bicycle parking. The minimum number of (~~off-street~~) parking spaces for bicycles required for specified uses is set forth in Table D for 23.54.015. Long-term parking for bicycles shall be for bicycles parked four or more hours. Short-term parking for bicycles shall be for bicycles parked less than four hours. In the case of a use not shown on Table D for 23.54.015, one bicycle parking space per 10,000 gross square feet of either short- or long-term bicycle

1 parking is required, except single-family residential use is exempt from bicycle parking
2 requirements. The minimum requirements are based upon gross floor area of the use in a
3 structure minus gross floor area in parking uses, or the square footage of the use when located
4 outside of an enclosed structure, or as otherwise specified.

5 1. Rounding. For long-term bicycle parking, calculation of the minimum
6 requirement shall round up the result to the nearest whole number. For short-term bicycle
7 parking, calculation of the minimum requirement shall round up the result to the nearest whole
8 even number.

9 2. Performance standards. Provide bicycle parking in a highly visible, safe, and
10 convenient location, emphasizing user convenience and theft deterrence, based on rules
11 promulgated by the Director of the Seattle Department of Transportation that address the
12 considerations in this subsection 23.54.015.K.2.

13 a. Provide secure locations and arrangements of long-term bicycle
14 parking, with features such as locked rooms or cages and bicycle lockers. The bicycle parking
15 should be installed in a manner that avoids creating conflicts with automobile accesses and
16 driveways.

17 b. ((Provide)) For a garage with bicycle parking and motor vehicle parking
18 for more than two dwelling units, provide pedestrian and bicycle access to long-term bicycle
19 parking that is separate from other vehicular entry and egress points or uses the same entry or
20 egress point but has a marked walkway for pedestrians and bicyclists.

21 c. Provide adequate lighting in the bicycle parking area and access routes
22 to it.

d. If short-term bicycle parking facilities are not clearly visible from the street or sidewalk or adjacent on-street bicycle facilities, install directional signage in adequate amounts and in highly visible (~~((indoor and outdoor))~~) locations in a manner that promotes easy wayfinding for bicyclists. (~~((Wayfinding signage shall be visible from adjacent on-street bicycle facilities.))~~)

e. Provide signage to long-term bicycle parking that is oriented to building users.

~~((e.))~~ f. Long-term bicycle parking shall be located where bicyclists are not required to carry bicycles on stairs with more than five steps to access the parking.

~~((f.))~~ g. Where practicable, long-term bicycle parking shall include a variety of rack types to accommodate different types of bicycles.

~~((g.))~~ h. Install bicycle parking hardware so that it can perform to its manufacturer's specifications and any design criteria promulgated by the Director of the Seattle Department of Transportation, allowing adequate clearance for bicycles and their riders.

~~((h.))~~ i. Provide full weather protection for all required long-term bicycle parking.

3. Location of bicycle parking

a. ~~((Bicycle))~~ Long-term bicycle parking required for residential uses shall be located on-site except as provided in subsection 23.54.015.K.3.c.

b. Short-term bicycle parking may be provided on the lot or in an adjacent right-of-way, subject to approval by the Director of the Seattle Department of Transportation, or as provided in subsection 23.54.015.K.3.c.

1 c. Both long term and short-term bicycle parking for residential uses may
2 be provided off-site if within 600 feet of the residential use to which the bicycle parking is
3 accessory and if the site of the bicycle parking is functionally interrelated to the site of the
4 residential use to which the bicycle parking is accessory, such as within a unit lot subdivision or
5 if the sites are connected by access easements, or if a covenant or similar property right is
6 established to allow use of the off-site bicycle parking.

7 4. ~~((Bicycle))~~ Long-term bicycle parking required for small efficiency dwelling
8 units and congregate residence sleeping rooms is required to be covered for full weather
9 protection. If the required, covered long-term bicycle parking is located inside the building that
10 contains small efficiency dwelling units or congregate residence sleeping rooms, the space
11 required to provide the required long-term bicycle parking shall be exempt from ~~((Floor Area~~
12 ~~Ratio))~~ floor are ratio (FAR) limits. Covered long-term bicycle parking that is provided beyond
13 the required bicycle parking shall not be exempt from FAR limits.

14 5. Bicycle parking facilities shared by more than one use are encouraged.

15 6. Except as provided in subsection 23.54.015.K.7, bicycle parking facilities
16 required for non-residential uses shall be located:

17 a. On the lot; or

18 b. For a functionally interrelated campus containing more than one
19 building, in a shared bicycle parking facility within 600 feet of the lot; or

20 c. Short-term bicycle parking may be provided in an adjacent right-of-
21 way, subject to approval by the Director of the Seattle Department of Transportation.

22 7. ~~((Both long term and short term bicycle parking for))~~ For non-residential uses
23 on a functionally interrelated campus containing more than one building, both long-term and

short-term bicycle parking may be located in an off-site location within 600 feet of the lot, and short-term public bicycle parking may be provided in a ~~((public place))~~ right-of-way, subject to approval by the Director of the Seattle Department of Transportation. The Director of the Seattle Department of Transportation may consider whether bicycle parking in the public place shall be sufficient in quality to effectively serve bicycle parking demand from the site.

8. Bicycle commuter shower facilities. Structures containing 100,000 square feet or more of office use floor area shall include shower facilities and clothing storage areas for bicycle commuters. Two showers shall be required for every 100,000 square feet of office use. They shall be available in a manner that results in equal shower access for all users. The facilities shall be for the use of the employees and occupants of the building, and shall be located where they are easily accessible to bicycle parking facilities, which may include in places accessible by elevator from the bicycle parking location.

9. Bicycle parking spaces within dwelling units, other than a private garage, or on balconies do not count toward the bicycle parking requirement.

* * *

Table B for 23.54.015
Required ~~((Parking))~~ parking for residential uses

Use		Minimum parking required
I. General residential uses		
* * *		
K.	Single-family dwelling units ³	1 space for each dwelling unit

* * *

Footnotes to Table B for 23.54.015

¹The minimum amount of parking prescribed by Part I of Table B for 23.54.015 does not apply if

a use, structure, or development qualifies for a greater or a lesser amount of minimum parking, including no parking, under any other provision of this Section 23.54.015. If more than one such provision may apply, the provision requiring the least amount of minimum parking applies, except that if item O in Part II of Table B applies, it shall supersede any other applicable requirement in Part I or Part II of this Table B for 23.54.015. The minimum amount of parking prescribed by Part III of Table B for 23.54.015 applies to individual units within a use, structure, or development instead of any requirements in Parts I or II of Table B for 23.54.015.

²For development within single-family zones the Director may waive some or all of the minimum parking requirements according to Section 23.44.015 as a special or reasonable accommodation. In other zones, if the applicant can demonstrate that less parking is needed to provide a special or reasonable accommodation, the Director may reduce the requirement. The Director shall specify the minimum parking required and link the parking reduction to the features of the program that allow such reduction. The parking reductions are effective only as long as the conditions that justify the waiver are present. When the conditions are no longer present, the development shall provide the amount of minimum parking that otherwise is required.

³No parking is required for single-family residential uses on lots in any residential zone that are less than 3,000 square feet in size or less than 30 feet in width where access to parking is permitted through a required yard or setback abutting a street according to the standards of subsections 23.44.016.B.2, 23.45.536.C.2, or 23.45.536.C.3.

* * *

Table D for 23.54.015
Parking for ((Bieyeles)) bicycles ¹

Use	Bike parking requirements	
	Long-term	Short-term

* * *

D. RESIDENTIAL USES ³

D.1.	Congregate residences ⁴	1 per sleeping room	1 per 20 sleeping rooms. 2 spaces minimum
D.2.	Multi-family structures ^{4,5}	1 per dwelling unit ((and 1 per small efficiency dwelling unit))	1 per 20 dwelling units
D.3.	Single-family residences	None	None

E. TRANSPORTATION FACILITIES

E.1.	Park and ride facilities on surface parking lots	At least 20 ⁽⁽⁵⁾⁾⁶	At least 10
E.2.	Park and ride facilities in parking garages	At least 20 if parking is the principal use of a property; zero if non-parking uses are the principal use of a property	At least 10 if parking is the principal use of a property; zero if non-parking uses are the principal use of a property
E.3.	Flexible-use parking garages and flexible-use parking surface lots	1 per 20 auto spaces	None
E.4.	Rail transit facilities and passenger terminals	Spaces for 5% of projected AM peak period daily ridership ⁽⁽⁵⁾⁾⁶	Spaces for 2% of projected AM peak period daily ridership

Footnotes to Table D for 23.54.015:

¹ Required bicycle parking includes long-term and short-term amounts shown in this table.

² The Director may reduce short-term bicycle parking requirements for theaters and spectator sport facilities that provide bicycle valet services authorized through a Transportation Management Program. A bicycle valet service is a service that allows bicycles to be temporarily stored in a secure area, such as a monitored bicycle corral.

³ For residential uses, after the first 50 spaces for bicycles are provided, additional spaces are required at three-quarters the ratio shown in this Table D for 23.54.015.

⁴ For congregate residences or multifamily structures that are owned by a not-for-profit entity or charity, or that are licensed by the State and provide supportive services for seniors or persons with disabilities, as a Type I decision, the Director shall have the discretion to reduce the amount of required bicycle parking to as few as zero if it can be demonstrated that residents are less likely to travel by bicycle.

⁵ For each dwelling rent and income-restricted at 30 percent of median income and below, there is no minimum required long-term bicycle parking requirement. For each dwelling rent and income-restricted at 60 percent to 31 percent of the median income, long-term bicycle parking requirements may be wholly or partially waived by the Director as a Type I decision if the waiver would result in additional rent and income restricted units meeting the requirements of this footnote to Table D for 23.54.015 and when a reasonable alternative such as, in-unit vertical bicycle storage space is provided. The Directors of the Seattle Department of Construction and Inspections and Seattle Department of Transportation are authorized to promulgate a joint Directors' Rule defining reasonable alternatives for long-term bicycle parking that meets the

standards of this footnote to Table D for 23.54.015. Dwelling units qualifying for this provision shall be subject to a housing covenant, regulatory agreement, or other legal instrument recorded on the property title and enforceable by The City of Seattle or other similar entity, which restricts residential unit occupancy to households at or below 60 percent of median income, without a minimum household income requirement. The housing covenant or regulatory agreement including rent and income restrictions shall be for a term of at least 40 years from the date of issuance of the certificate of occupancy and shall be recorded with the King County Recorder, signed and acknowledged by the owner(s), in a form prescribed by the Director of Housing or the Washington State Housing Finance Commission. If these provisions are applied to a development for housing for persons 55 or more years of age, such housing shall have qualified for exemptions from prohibitions against discrimination against families with children and against age discrimination under all applicable fair housing laws and ordinances.

⁽⁽⁵⁾⁾~~6~~The Director, in consultation with the Director of the Seattle Department of Transportation, may require more bicycle parking spaces based on the following factors: Area topography; pattern and volume of expected bicycle users; nearby residential and employment density; proximity to the Urban Trails system and other existing and planned bicycle facilities; projected transit ridership and expected access to transit by bicycle; and other relevant transportation and land use information.

Section 43. Subsection 23.54.025.A of the Seattle Municipal Code, which section was last amended by Ordinance 125558, is amended as follows:

23.54.025 Off-site required parking

A. Where allowed

1. Off-site parking provided to fulfill required parking may be established by permit on a lot if the parking proposed is otherwise allowed by the provisions of this Title 23 on the lot where the off-site parking is proposed or is already established by permit on the lot where the off-site parking is proposed.

2. ~~((All applicable))~~ The standards in this Chapter 23.54 that apply to ~~((for))~~ parking accessory to the use for which the parking is required shall be met on the lot where off-site parking is proposed, if new parking spaces are proposed to be developed. Existing parking may be used even if nonconforming to current standards provided it is not required for a use on the lot that is the site of the off-site parking.

3. If parking and parking access, including the proposed off-site parking, are or will be the sole uses of a site, or if surface parking outside of structures will comprise more than one-half of the site area, or if parking will occupy more than half of the gross floor area of all structures on a site, then a permit to establish off-site parking may be granted only if flexible-use parking is a permitted use for the lot on which the off-site parking is located.

* * *

Section 44. Section 23.54.030 of the Seattle Municipal Code, which section was last amended by Ordinance 125815, is amended as follows:

23.54.030 Parking space and access standards

All parking spaces provided, whether required by Section 23.54.015 or not, and required barrier-free parking, shall meet the standards of this Section 23.54.030.

* * *

F. Curb cuts. The number of permitted curb cuts is determined by whether the parking served by the curb cut is for residential or nonresidential use, and by the zone in which the use is located. If a curb cut is used for more than one use or for one or more live-work units, the requirements for the use with the largest curb cut requirements shall apply.

* * *

2. Nonresidential uses in all zones except industrial zones

a. Number of curb cuts

1) In all residential zones, RC zones, and within the Major Institution Overlay District, two-way curb cuts are permitted according to Table C for 23.54.030:

Table C for 23.54.030((§)) Number of curb cuts in residential zones, RC zones and the Major Institution Overlay District

Street frontage of the lot	Number of curb cuts permitted
80 feet or less	1
Greater than 80 feet up to 240 feet	2
Greater than 240 feet up to 360 feet	3
Greater than 360 feet up to 480 feet	4
For lots with frontage in excess of 480 feet, one curb cut is permitted for every 120 feet of street frontage.	

2) The Director may allow two one-way curb cuts to be substituted for one two-way curb cut, after determining, as a Type I decision, that there would not be a significant conflict with pedestrian traffic.

3) The Director shall, as a Type I decision, determine the number and location of curb cuts in C1((,)) and C2((, and SM)) zones and the location of curb cuts in SM zones.

4) In downtown zones, a maximum of two curb cuts for one-way traffic at least 40 feet apart, or one curb cut for two-way traffic, are permitted on each street front where access is permitted by subsection 23.49.019.H. No curb cut shall be located within 40 feet of an intersection. These standards may be modified by the Director as a Type I decision on lots with steep slopes or other special conditions, to the minimum extent necessary to provide vehicular and pedestrian safety and facilitate a smooth flow of traffic.

5) For public schools, the Director shall permit, as a Type I decision, the minimum number of curb cuts that the Director determines is necessary.

6) In NC zones, curb cuts shall be provided according to subsection 23.47A.032.A, or, when 23.47A.032.A does not specify the maximum number of curb cuts, according to subsection 23.54.030.F.2.a.1.

7) For police and fire stations the Director shall permit the minimum number of curb cuts that the Director determines is necessary to provide adequate maneuverability for emergency vehicles and access to the lot for passenger vehicles.

* * *

Section 45. Section 23.54.040 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.54.040 Solid waste and recyclable materials storage and access

* * *

F. Access for service providers to the storage space from the collection location shall meet the following requirements:

1. For containers 2 cubic yards or smaller:

a. Containers to be manually pulled shall be placed no more than 50 feet from a curb cut or collection location;

b. Collection location shall not be within a bus stop or within the right-of-way area abutting a vehicular lane designated as a sole travel lane for a bus;

c. Access ramps to the storage space and collection location shall not exceed a grade of ((6)) six percent; and

d. Any gates or access routes for trucks shall be a minimum of 10 feet wide.

2. For containers larger than 2 cubic yards and all compacted refuse containers:

a. Direct access shall be provided from the alley or street to the containers;

b. Any gates or access routes for trucks shall be a minimum of 10 feet wide;

c. Collection location shall not be within a bus stop or within the street right-of-way area abutting a vehicular lane designated as a sole travel lane for a bus;

d. If accessed directly by a collection vehicle, whether into a structure or otherwise, a ((21-foot)) 24-foot overhead clearance shall be provided.

* * *

Section 46. Subsection 23.58C.040.A of the Seattle Municipal Code, which section was last amended by Ordinance 125792, is amended as follows:

23.58C.040 Affordable housing—payment option

A. Payment amount

1. An applicant complying with this Chapter 23.58C through the payment option shall provide a cash contribution to the City, calculated by multiplying the payment calculation amount per square foot according to Table A or Table B for 23.58C.040 and Map A for 23.58C.050, as applicable, by the total gross floor area in the development, excluding the floor area of parking located in stories or portions of stories that are underground, and excluding any floor area devoted to a domestic violence shelter, as follows:

a. In the case of construction of a new structure, the gross floor area in residential use and the gross floor area of live-work units;

b. In the case of construction of an addition to an existing structure that results in an increase in the total number of units within the structure, the gross floor area in residential use and the gross floor area of live-work units in the addition;

c. In the case of alterations within an existing structure that result in an increase in the total number of units within the structure, the gross floor area calculated by dividing the total gross floor area in residential use and gross floor area of live-work units by the

total number of units in the proposed development, and multiplying that quotient by the net increase in units in the ((~~structure~~)) development;

d. In the case of change of use that results in an increase in the total number of units, the gross floor area that changed to residential use or live-work units; or

e. Any combination of the above.

2. Automatic adjustments to payment amounts. On March 1, 2017, and on the same day in 2018 and 2019, the amounts for payment calculations according to Table A and Table B for 23.58C.040 shall automatically adjust in proportion to the annual change for the previous calendar year (January 1 through December 31) in the Consumer Price Index, All Urban Consumers, Seattle-Tacoma- Seattle-Tacoma-Bellevue, WA, All Items (1982-84 = 100), as determined by the U.S. Department of Labor, Bureau of Labor Statistics, or successor index. On March 1, 2020, and on the same day each year thereafter, the amounts for payment calculations according to Table A and Table B for 23.58C.040 shall automatically adjust in proportion to the annual increase for the previous calendar year (January 1 through December 31) in the Consumer Price Index, All Urban Consumers, Seattle-Tacoma-Bellevue, WA, Shelter (1982-84 = 100), as determined by the U.S. Department of Labor, Bureau of Labor Statistics, or successor index.

* * *

Section 47. Section 23.58D.006 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.58D.006 Penalties

A. Failure to timely submit the report required by subsection 23.58D.004.B is a violation of the Land Use Code. The penalty for such violation shall be \$500 per day from the date when

1 the report was due to the date it is submitted. The penalty shall accrue even if the owner is not
2 notified of the violation.

3 B. Failure to demonstrate compliance with the owner's commitment to meet the green
4 building standard is a violation of the Land Use Code. The penalty for each violation is subject to
5 a maximum penalty of two percent of the construction value set forth in the building permit for
6 the development based on the extent of noncompliance with the commitment.

7 C. Failure to comply with the owner's commitment that the development will meet the
8 green building standard is a violation of the Land Use Code independent of the failure to
9 demonstrate compliance; however, failure to comply with the owner's commitment shall not
10 affect the right to occupy any floor area, and if a penalty is paid in the amount determined under
11 subsection 23.58D.006.B, no additional penalty shall be imposed for the failure to comply with
12 the commitment.

13 D. ~~((In addition to the owner, the applicant for the development for which a commitment~~
14 ~~to meet the green building standard was required shall be jointly and severally responsible for~~
15 ~~compliance and liable for any penalty imposed pursuant to this Section 23.58D.006.~~

16 ~~E.))~~ Use of penalties. An account shall be established in the City's General Fund to
17 receive revenue from penalties under this Section 23.58D.006. Revenue from penalties under this
18 Section 23.58D.006 shall be allocated to activities or incentives to encourage and promote the
19 development of sustainable buildings. The Director shall recommend to the Mayor and City
20 Council how these funds should be allocated.

21 Section 48. Subsection 23.66.342.B of the Seattle Municipal Code, which section was
22 last amended by Ordinance 125558, is amended as follows:

23 **23.66.342 Parking and access**

* * *

B. Accessory parking and loading

1. Parking quantity. The number of parking spaces required for any use shall be the number required by the underlying zoning, except that restaurants shall be required to provide one space per 500 square feet for all gross floor area in excess of 2,500 square feet; motion picture theaters shall be required to provide one space per 15 seats for all seats in excess of 150; and other entertainment uses shall be required to provide one space per 400 square feet for all gross floor area in excess of 2,500 square feet.

2. Exceptions to parking quantity. To mitigate the potential impacts of required accessory parking and loading on the District, the Director of the Department of Neighborhoods, after review and recommendation by the Special Review Board, and after consultation with the Director of Transportation, may waive or reduce required parking, ~~((and))~~ loading, and bicycle parking, under the following conditions:

a. After incorporating high-occupancy vehicle alternatives such as carpools and vanpools, required parking spaces exceed the net usable space in all below-grade floors; or

b. Strict application of the parking, ~~((or))~~ loading, or bicycle parking standards would adversely affect desirable characteristics of the District; or

c. An acceptable parking and loading plan is submitted to meet parking demands generated by the use. Acceptable elements of the parking and loading plan may include but shall not be limited to the following:

- 1) Valet parking service;
- 2) Validation system;

- 3) Lease of parking from parking management company;
- 4) Provision of employee parking; and
- 5) Accommodations for commercial deliveries and passenger drop off and pick up.

* * *

Section 49. Subsection 23.69.032.E of the Seattle Municipal Code, which section was last amended by Ordinance 124919, is amended as follows:

23.69.032 Master plan process

* * *

E. Draft ~~((Report))~~ report and ~~((Recommendation))~~ recommendation of the Director~~((:))~~

1. Within five ~~((5))~~ weeks of the publication of the final master plan and EIS, the Director shall prepare a draft report on the application for a master plan as provided in Section 23.76.050~~((, Report of the Director))~~.

2. In the Director's Report, a determination shall be made whether the planned development and changes of the Major Institution are consistent with the purpose and intent of this ~~((chapter))~~ Chapter 23.69, and represent a reasonable balance of the public benefits of development and change with the need to maintain livability and vitality of adjacent neighborhoods. Consideration shall be given to:

a. The reasons for institutional growth and change, the public benefits resulting from the planned new facilities and services, and the way in which the proposed development will serve the public purpose mission of the major institution; and

b. The extent to which the growth and change will significantly harm the livability and vitality of the surrounding neighborhood.

3. In the Director's Report, an assessment shall be made of the extent to which the Major Institution, with its proposed development and changes, will address the goals and applicable policies under (~~(Education and Employability and Health in)~~) the Human Development Element of the Comprehensive Plan.

* * *

Section 50. Section 23.73.009 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.73.009 Floor area

A. For lots with residential uses only, or lots that include both residential and non-residential uses, the total FAR limit shall not exceed 3.75, except as provided in this Section 23.73.009 and in Section 23.73.024 for projects using transfer of development potential.

B. The gross floor area of non-residential uses is limited to a maximum of 2.25 FAR, except as provided in this Section 23.73.009 and in Section 23.73.024 for projects using transfer of development potential.

C. For development on a lot that meets one of the following conditions, the FAR limits in subsections (~~((23.47A.013.A))~~) 23.73.009.A and (~~((23.47A.013.B))~~) 23.73.009.B do not apply and the FAR limits for the underlying zone apply instead:

1. A character structure has not existed on the lot since January 18, 2012; or

2. For lots that include a character structure, all character structures on the lot are retained according to Section 23.73.015 or a departure is approved through the design review process to allow the removal of a character structure based on the provisions of subsection 23.41.012.B. If the lot includes a character structure that has been occupied by residential uses since January 18, 2012, the same amount of floor area in residential uses shall be retained in that

1 structure, unless a departure is approved through the design review process to allow the removal
2 of the character structure based on the provisions of subsection 23.41.012.B. The owner of the
3 lot shall execute and record in the King County real property records an agreement to provide for
4 the maintenance of the required residential uses for the life of the project.

5 D. In addition to the floor area exempt under the provisions of the underlying zone, the
6 following floor area is exempt from the calculation of gross floor area subject to an FAR limit if
7 a character structure is retained on the lot:

8 1. The following street-level uses complying with the standards of Section
9 23.47A.008 and subsection 23.73.008.B:

10 a. General sales and services;
11 b. Major durables retail sales;
12 c. Eating and drinking establishments;
13 d. Museums;
14 e. Religious facilities;
15 f. Libraries; and
16 g. Automotive retail sales and service uses located within an existing
17 structure or within a structure that retains a character structure as provided in Section 23.73.015.

18 2. Floor area used for theaters or arts facilities.

19 3. All floor area in residential use in a development that retains all character
20 structures on the lot as provided in Section 23.73.015, or that uses the transfer of development
21 potential (TDP) on a lot that is a TDP receiving site according to Section 23.73.024, unless a
22 departure is approved through the design review process to allow the removal of a character
23 structure based on the provisions of subsection 23.41.012.B.

4. In areas where the underlying zoning is NC3P-75, all floor area in any use if the lot that is to be developed is 8,000 square feet or less in area and has been either vacant or in parking use since February 27, 1995.

5. Floor area in non-residential use within a character structure that meets the minimum requirements for retaining a character structure in subsection 23.73.024.C.4, provided that the non-residential use does not displace a residential use existing in the structure since January 18, 2012.

Section 51. Subsection 23.73.012.A of the Seattle Municipal Code, which section was last amended by Ordinance 125429, is amended as follows:

23.73.012 Structure width and depth limits

A. Structure width limit outside the Conservation Core. Outside the Conservation Core identified on Map A for 23.73.010, for all portions of a structure that abut Pike, East Pike, Pine, or East Pine Streets, structure width shall be limited to 50 percent of the total width of all lots on the block ((face)) front, measured along the street lot line, on block ((faces)) fronts that exceed 170 feet in width, except that the structure width limit calculation does not include the following:

1. Portions of a character structure that are retained according to the provisions in Section 23.73.015, whether connected to a new structure or not;

2. Portions of a new structure that are separated from the street lot line by another lot;

3. Portions of a new structure that are separated from the street lot line by an adjacent structure located on the same lot that is not a character structure, provided that the adjacent structures are not internally connected above or below grade; and

4. Portions of a new structure that are separated from the street lot line by a character structure that is retained according to the provisions of Section 23.73.015.

* * *

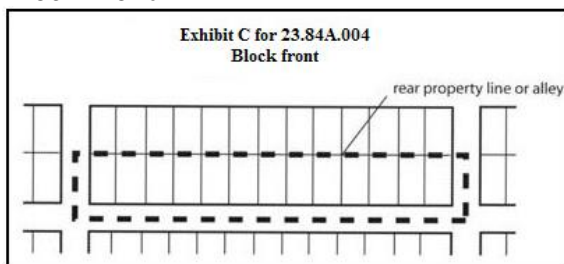
Section 52. Section 23.84A.004 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.84A.004 "B"

* * *

"Block front" means the land area along one side of a street bound on three sides by the centerline of platted streets and on the fourth side by an alley, ~~((or))~~ rear lot lines, or another lot's side lot lines (Exhibit C for 23.84A.004). For blocks in Downtown zones and all Seattle Mixed (SM) zones within specific geographic areas set forth in Table A to 23.48.002, if there is no alley or rear lot line, a line that approximates the centerline of the block shall be used to establish the line dividing the two block fronts of the block, taking into consideration the location of vacated alleys on the block, if any, and the location and orientation of alleys and rear lot lines on surrounding blocks.

Exhibit C for 23.84A.004
Block front



* * *

Section 53. Section 23.84A.032 of the Seattle Municipal Code, last amended by Ordinance 125854, is amended as follows:

23.84A.032 "R"

* * *

"Residential use" means any one or more of the following:

* * *

23. "Townhouse development" means a multifamily residential use that is not a rowhouse development, and in which:

a. Each dwelling unit occupies space from the ground to the roof of the structure in which it is located;

b. No portion of a dwelling unit occupies space above or below another dwelling unit, except for an attached accessory dwelling unit and except for dwelling units constructed over a shared parking garage, including shared parking garages that project up to 4 feet above grade; and

c. Each dwelling unit is attached along at least one common wall to at least one other dwelling unit or live-work unit, with habitable interior space on both sides of the common wall, or abuts another dwelling unit or live-work unit on a common lot line.

* * *

Section 54. Section 23.84A.036 of the Seattle Municipal Code, last amended by Ordinance 125869, is amended as follows:

23.84A.036 "S"

* * *

"Setback" means the minimum required distance between a structure or portion thereof and a lot line of the lot on which it is located, or another line described in a particular section of this ~~((title))~~ Title 23.

“Setback, street-level” means the required distance between all portions of a structure and a street lot line.

“Setback, upper level” means the required distance between a lot line and all portions of a structure above a height specified in a particular section of this title.

"Sewage treatment plant." See "Utility."

* * *

Section 55. Section 23.86.007 of the Seattle Municipal Code, last amended by Ordinance 125854, is amended as follows:

23.86.007 Floor area and floor area ratio (FAR) measurement

A. Gross floor area. Except where otherwise expressly provided in this Title 23, gross floor area shall be as defined in Chapter 23.84A and as measured in this Section 23.86.007. The following are included in the measurement of gross floor area in all zones:

1. Floor area contained in stories above and below grade;
2. The area of stair penthouses, elevator penthouses, and other enclosed rooftop features; ~~((and))~~
3. The area of motor vehicle and bicycle parking that is enclosed ~~((or))~~ ; and
4. The area of motor vehicle parking that is covered by a structure or portion of a structure.

* * *

E. Public rights-of-way are not considered part of a lot when calculating FAR or, in downtown and SM-SLU zones, when calculating gross floor area allowed for residential development not subject to FAR ~~((in a downtown or SM-SLU zone except that, if))~~ . If

dedication of right-of-way is required as a condition of a proposed development, the area of dedicated right-of-way is included in these calculations.

* * *

Section 56. Section 23.90.018 of the Seattle Municipal Code, last amended by Ordinance 125492, is amended as follows:

23.90.018 Civil enforcement proceedings and penalties

A. In addition to any other remedy authorized by law or equity, any person violating or failing to comply with any of the provisions of this Title 23 shall be subject to a cumulative penalty of up to \$150 per day for each violation from the date the violation begins for the first ten days of noncompliance; and up to \$500 per day for each violation for each day beyond ten days of noncompliance until compliance is achieved, except as provided in subsection 23.90.018.B. In cases where the Director has issued a notice of violation, the violation will be deemed to begin for purposes of determining the number of days of violation on the date compliance is required by the notice of violation. In addition to the per diem penalty, a violation compliance inspection charge equal to the base fee set by Section 22.900B.010 shall be charged for the third inspection and all subsequent inspections until compliance is achieved. The compliance inspection charges shall be deposited in the General Fund.

B. Specific violations

1. Violations of Section 23.71.018 are subject to penalty in the amount specified in subsection 23.71.018.H.

2. Violations of the requirements of subsection 23.44.041.C are subject to a civil penalty of \$5,000, which shall be in addition to any penalty imposed under subsection 23.90.018.A. Falsely certifying to the terms of the covenant required by subsection

23.44.041.C.3 or failure to comply with the terms of the covenant is subject to a penalty of \$5,000, in addition to any criminal penalties.

3. Violation of Chapter 23.58D with respect to a failure to timely submit the report required by subsection 23.58D.004.B or to demonstrate compliance with a commitment to meet the green building standard is subject to a penalty in an amount determined by subsection 23.58D.006.

4. Violation of subsection 23.40.007.B with respect to failure to demonstrate compliance with a waste diversion plan for a structure permitted to be demolished under subsection 23.40.006.D is subject to a penalty in an amount determined as follows:

$$P = SF \times .02 \times RDR,$$

where:

P is the penalty;

SF is the total square footage of the structure for which the demolition permit was issued; and

RDR is the refuse disposal rate, which is the per ton rate established in Chapter 21.40, and in effect on the date the penalty accrues, for the deposit of refuse at City recycling and disposal stations by the largest class of vehicles.

5. Violation of subsections 23.55.030.E.3.a.3, 23.55.030.E.3.b, 23.55.034.D.2.a, and 23.55.036.D.3.b, or, if the Seattle Department of Construction and Inspections has issued an on-premises sign permit for a particular sign and the actual sign is not being used for on-premises purposes or does not meet the definition of an on-premises sign as defined in Chapter 23.84A, are subject to a civil penalty of \$1,500 per day for each violation from the date the violation begins until compliance is achieved.

6. In zones where outdoor storage is not allowed or where the use has not been established as either accessory to the primary use or as part of the primary use and there continues to be a violation of these provisions after enforcement action has been taken pursuant to this Chapter 23.90, the outdoor storage activity is declared a nuisance and shall be subject to abatement by the City in the manner authorized by law.

Section 57. Section 25.09.060 of the Seattle Municipal Code, last amended by Ordinance 125292, is amended as follows:

25.09.060 General development standards

The following general development standards apply to development on parcels containing environmentally critical areas or buffers, except as specifically provided in this Chapter 25.09:

* * *

G. All grading in environmentally critical areas shall be completed or stabilized by October 31 of each year unless the applicant demonstrates to the satisfaction of the Director based on approved technical analysis that no environmental harm or safety problems would result from grading between October 31 and April 1. This provision does not apply to grading in liquefaction-prone areas, peat settlement prone areas, flood-prone areas, and abandoned landfills unless the parcel contains another environmentally critical area.

* * *

Section 58. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the _____ day of _____, 2020,
and signed by me in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Construction and Inspections	Bill Mills/206-684-8738	Christie Parker/206-684-5211

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to land use and zoning; correcting typographical errors, correcting section references, clarifying regulations, and making minor amendments; amending Sections 22.214.040, 22.214.050, 23.22.062, 23.22.100, 23.24.040, 23.24.045, 23.28.030, 23.40.060, 23.41.004, 23.41.012, 23.42.048, 23.42.112, 23.44.008, 23.44.010, 23.44.014, 23.44.016, 23.44.026, 23.44.041, 23.45.506, 23.45.518, 23.45.522, 23.45.545, 23.47A.008, 23.47A.012, 23.47A.013, 23.48.005, 23.48.020, 23.48.025, 23.48.220, 23.48.225, 23.48.245, 23.48.720, 23.48.724, 23.48.740, 23.49.008, 23.49.011, 23.49.014, 23.49.056, 23.49.166, 23.52.008, 23.54.015, 23.54.025, 23.54.030, 23.54.040, 23.58C.040, 23.58D.006, 23.66.342, 23.69.032, 23.73.009, 23.73.012, 23.84A.004, 23.84A.032, 23.84A.036, 23.86.007, 23.90.018, and 25.09.060 of the Seattle Municipal Code; and adding a new Section 23.48.007 to the Seattle Municipal Code.

Summary and background of the Legislation: Ongoing maintenance of the Land Use Code and related land use regulations periodically requires amendments that are relatively small scale and have limited scope and impact. Such amendments include correcting typographical errors and incorrect section references, as well as clarifying existing code provisions.

Periodic updating of the Land Use Code is an important part of the regulatory process. Clarifying development regulations is necessary from time to time to correct errors and omissions when they are discovered, and to ensure that the City's policy intent is clear and achievable. Adoption of these Land Use Code amendments will help to facilitate easier understanding and improved administration and application of the Land Use Code. The last omnibus ordinance was adopted in 2018. A more detailed summary of the proposed amendments is included in the Director's Report.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ___ Yes **X** No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ___ Yes **X** No

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?
No.

Is there financial cost or other impacts of *not* implementing the legislation?

No financial impacts. Failure to adopt the proposed cleanup amendments to the Land Use Code and related regulations would continue lack of clarity and cause ongoing interpretive issues.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

No.

b. Is a public hearing required for this legislation?

Yes. The City Council must hold a public hearing, to be scheduled before the Planning, Land Use and Zoning or successor committee.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

Yes. Publication of notice of the Council public hearing will be made in *The Daily Journal of Commerce* and in the City's Land Use Information Bulletin (LUIB). Environmental review under the State Environmental Policy Act (SEPA) is also required for this legislation, and publication of notice of the environmental determination was made in *The Daily Journal of Commerce* and in the Land Use Information Bulletin on October 3, 2019.

e. Does this legislation affect a piece of property?

No. The amendments are of general application throughout the City of Seattle.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

No implications for RSJI are anticipated. The legislation is not likely to impact vulnerable or disadvantaged communities.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

N/A

List attachments/exhibits below:

None.

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

..title

AN ORDINANCE relating to land use and zoning; correcting typographical errors, correcting section references, clarifying regulations, and making minor amendments; amending Sections 22.214.040, 22.214.050, 23.22.062, 23.22.100, 23.24.040, 23.24.045, 23.28.030, 23.40.060, 23.41.004, 23.41.012, 23.42.048, 23.42.112, 23.44.008, 23.44.010, 23.44.014, 23.44.016, 23.44.026, 23.44.041, 23.45.506, 23.45.512, 23.45.518, 23.45.522, 23.45.545, 23.47A.008, 23.47A.012, 23.47A.013, 23.48.005, 23.48.020, 23.48.025, 23.48.220, 23.48.225, 23.48.245, 23.48.720, 23.48.724, 23.48.740, 23.49.008, 23.49.011, 23.49.014, 23.49.056, 23.49.166, 23.52.008, 23.54.015, 23.54.025, 23.54.030, 23.54.040, 23.58C.040, 23.58D.006, 23.66.342, 23.69.032, 23.73.009, 23.73.012, 23.84A.004, 23.84A.032, 23.84A.036, 23.86.007, 23.90.018, and 25.09.060 of the Seattle Municipal Code; and adding a new Section 23.48.007 to the Seattle Municipal Code.

..body

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 22.214.040 of the Seattle Municipal Code, last amended by Ordinance 125705, is amended as follows:

22.214.040 Rental housing registration, compliance declaration, and renewals

A. With the exception of rental housing units identified in subsection 22.214.030.A, all properties containing rental housing units shall be registered with the Department according to the registration deadlines in this subsection 22.214.040.A. After the applicable registration deadline, no one shall rent, subrent, lease, sublease, let, or sublet to any person or entity a rental housing unit without first obtaining and holding a current rental housing registration for the property where the rental housing unit is located. The registration shall identify all rental housing units on the property and shall be the only registration required for the rental housing units on the property. For condominiums and cooperatives, the property required to be registered shall be the individual housing unit being rented, and common areas accessible to the tenant of the housing unit, and not the entire condominium building, cooperative building, or development. If a

property owner owns more than one housing unit in a condominium or cooperative building, the owner may submit a single registration application for the units owned in the building. Properties with rental housing units shall be registered according to the following schedule:

1. By July 1, 2014 all properties with ten or more rental housing units, and any property that has been subject to two or more notices of violation or one or more emergency orders of the Director for violating the standards in Chapters 22.200 through 22.208 where enforced compliance was achieved by the Department or the violation upheld in a final court decision;

2. By January 1, 2015 all properties with five to nine rental housing units; and

3. Between January 1, 2015 and December 31, 2016, all properties with one to four rental housing units shall be registered according to a schedule established by Director's rule. The schedule shall include quarterly registration deadlines; and shall be based on dividing the city into registration areas that are, to the degree practicable, balanced geographically and by rough numbers of properties to be registered in each area.

* * *

E. The fees for rental housing registration, renewal, or reinstatement, or other fees necessary to implement and administer the Rental Registration and Inspection Ordinance program, shall be adopted by amending Chapter 22.900. A rental housing registration or renewal shall not be issued until all fees required under this Chapter 22.214 have been paid.

* * *

H. A rental housing registration must be renewed according to the following procedures:

1. A registration renewal application and the renewal fee shall be submitted ((~~at least 30 days~~)) before the current registration expires;

2. All information required by subsection 22.214.040.G shall be updated as needed; and,

3. A new declaration as required by subsection 22.214.040.G.6 shall be submitted.

* * *

Section 2. Section 22.214.050 of the Seattle Municipal Code, last amended by Ordinance 125851, is amended as follows:

22.214.050 Inspection and certificate of compliance required

A. The Department shall periodically select, from registered properties containing rental housing units, the properties that shall be inspected by a qualified rental housing inspector for certification of compliance. The property selection process shall be based on a random methodology adopted by rule, and shall include at least ten percent of all registered rental properties per year. Newly constructed or substantially altered properties that receive final inspections or a first certificate of occupancy and register after January 1, 2014, shall not be included in the random property selection process (~~((after the date the property registration is required to be renewed for the first time))~~) for five years. After a property is selected for inspection, the Department shall provide at least 60 days' advance written notice to the owner or owner's agent to notify them that an inspection of the property is required. If a rental property owner chooses to hire a private qualified rental housing inspector, and also chooses not to inspect 100 percent of the rental housing units, the property owner or owner's agent shall notify the Department a minimum of five and a maximum of ten calendar days prior to the scheduled inspection, at which time the Department shall inform the property owner or owner's agent of the units selected for inspection. If the rental property owner chooses to hire a Department inspector,

the Department shall inform the property owner or owner's agent of the units selected for inspection no earlier than ten calendar days prior to the inspection.

* * *

E. A certificate of compliance shall be issued by a qualified rental housing inspector, based upon the inspector's physical inspection of the interior and exterior of the rental housing units, and the inspection shall be conducted not more than 60 days prior to the certificate of compliance date. A certificate of compliance shall not be issued until all fees required under this Chapter 22.214 have been paid.

* * *

Section 3. Section 23.22.062 of the Seattle Municipal Code, last amended by Ordinance 125815, is amended as follows:

23.22.062 Unit lot subdivisions

A. The provisions of this Section 23.22.062 apply exclusively to the unit subdivision of land for residential development including single-family dwelling units, townhouse, rowhouse, and cottage housing developments, and existing apartment structures built prior to January 1, 2013, but not individual apartment units, in all zones in which these uses are permitted, or any combination of the above types of residential development as permitted in the applicable zones.

B. Except for any site for which a permit has been issued pursuant to Sections 23.44.041 or 23.45.545 for a detached accessory dwelling unit, lots developed or proposed to be developed with uses described in subsection 23.22.062.A (~~above~~) may be subdivided into individual unit lots. The development as a whole shall meet development standards applicable at the time the permit application is vested. As a result of the subdivision, development on individual unit lots may be nonconforming as to some or all of the development standards based on analysis of the

individual unit lot, except that any private usable open space or private amenity area for each dwelling unit shall be provided on the same unit lot as the dwelling unit it serves.

* * *

Section 4. Section 23.22.100 of the Seattle Municipal Code, last amended by Ordinance 124378, is amended as follows:

23.22.100 Design standards

Except as provided in Section 23.22.106, design of all subdivisions shall conform to the standards set forth in this Section 23.22.100:

* * *

D. Special (~~Exception~~) exception. The Director's recommendation on a proposed subdivision, as a Type II special exception decision, may modify the standards of subsection 23.22.100.C.3, if the applicant demonstrates that the proposed plat meets the following criteria:

1. The property has one of the following conditions not created by the applicant:

a. (~~Natural topographic features or~~) Topography, natural obstructions, configuration of existing lot lines prior to platting, existing platting patterns, or street alignment that prevent the platting of one or more lots according to the standards of subsection 23.22.100.C.3;

b. Location of existing principal structures that are retained on a lot existing prior to the proposed platting require a platting configuration of one or more lots that cannot reasonably meet the standards of subsection 23.22.100.C.3;

c. Location of existing easements or feasibility of access to portions of the property prevents the configuration of proposed plat lines that meet the standards of subsection 23.22.100.C.3.

2. Modification of the standards of subsection 23.22.100.C.3 shall be the minimum necessary to allow platting of lots that each contain a building area for development meeting the development standards of the zone in which the proposed plat is located.

3. Lots created under the special exception standards of this subsection 23.22.100.D shall not have a configuration that requires a variance from setbacks and yard requirements of the Land Use Code or a variance or exception from ~~((the Regulations for Environmentally Critical Areas))~~ Chapter 25.09 for any development that may be proposed on the lots.

* * *

Section 5. Section 23.24.040 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.24.040 Criteria for approval

* * *

B. Special ~~((Exception))~~ exception. The Director may modify the standards of subsection 23.24.040.A.8, as a Type II special exception decision, if the applicant demonstrates that the proposed plat meets the following criteria:

1. The property has one of the following conditions not created by the applicant:

a. ~~((Natural topographic features or))~~ Topography, natural obstructions, configuration of existing lot lines prior to platting, existing platting patterns, or street alignment that prevent the platting of one or more lots according to the standards of subsection

23.24.040.A.8;

b. Location of existing principal structures that are retained on lots existing prior to the proposed platting require a platting configuration of one or more lots that cannot reasonably meet the standards of subsection 23.24.040.A.8;

c. Location of existing easements or feasibility of access to portions of the property prevents the configuration of proposed plat lines that meet the standards of subsection 23.24.040.A.8.

2. Modification of the standards of subsection 23.24.040.A.8 shall be the minimum necessary to allow platting of lots that each contain a building area for development meeting the development standards of the zone in which the proposed plat is located.

3. Lots created under the special exception standards of this subsection 23.24.040.B shall not have a configuration that requires a variance from setbacks and yard requirements of the Land Use Code or a variance or exception from ~~((the Regulations for Environmentally Critical Areas))~~ Chapter 25.09 for any development that may be proposed on the lots.

Section 6. Section 23.24.045 of the Seattle Municipal Code, last amended by Ordinance 125815, is amended as follows:

23.24.045 Unit lot subdivisions

A. The provisions of this Section 23.24.045 apply exclusively to the unit subdivision of land for residential development including single-family dwelling units, townhouse, rowhouse, and cottage housing developments, and existing apartment structures built prior to January 1, 2013, but not individual apartment units, in all zones in which these uses are permitted, or any combination of the above types of residential development as permitted in the applicable zones.

1 B. Except for any lot for which a permit has been issued pursuant to Sections 23.44.041
2 or 23.45.545 for a detached accessory dwelling unit, lots developed or proposed to be developed
3 with uses described in subsection 23.24.045.A (~~(above)~~) may be subdivided into individual unit
4 lots. The development as a whole shall meet development standards applicable at the time the
5 permit application is vested. As a result of the subdivision, development on individual unit lots
6 may be nonconforming as to some or all of the development standards based on analysis of the
7 individual unit lot, except that any private, usable open space or private amenity area for each
8 dwelling unit shall be provided on the same unit lot as the dwelling unit it serves.

9 C. Subsequent platting actions, additions, or modifications to the structure(s) may not
10 create or increase any nonconformity of the parent lot.

11 D. Access easements and joint use and maintenance agreements shall be executed for use
12 of common garage or parking areas, common open space (such as common courtyard open space
13 for cottage housing), and other similar features, as recorded with the (~~(Director of the)~~) King
14 County (~~(Department of Records and Elections)~~) Recorder's Office. For common parking areas
15 and garages, access easements and joint use and maintenance agreements shall include the right
16 to use any required electric vehicle charging infrastructure and the terms of use.

17 E. Within the parent lot, required parking for a dwelling unit may be provided on a
18 different unit lot than the lot with the dwelling unit, as long as the right to use that parking is
19 formalized by an easement on the plat, as recorded with the (~~(Director of the)~~) King County
20 (~~(Department of Records and Elections)~~) Recorder's Office.

21 F. The facts that the unit lot is not a separate buildable lot, and that additional
22 development of the individual unit lots may be limited as a result of the application of

development standards to the parent lot, shall be noted on the plat, as recorded with the
((Director of the)) King County ((Department of Records and Elections)) Recorder's Office.

Section 7. Section 23.28.030 of the Seattle Municipal Code, last amended by Ordinance
125603, is amended as follows:

23.28.030 Criteria for approval

A. The Director shall approve an application for a lot boundary adjustment if it is
determined that:

1. No additional lot, tract, parcel, site, or division is created by the proposed
adjustment;

2. No lot contains insufficient area and dimensions to meet the minimum
requirements for development as calculated under the development standards of the zone in
which the lots affected are situated, except as provided in Section 23.44.010, and under any
applicable regulations for siting development on parcels with riparian corridors, wetlands,
wetland buffers, or steep slopes in Chapter 25.09 or Section 23.60A.156. Adjusted lots shall
continue to be regarded as existing lots for purposes of Chapter 25.09. Any required
nondisturbance area shall be legibly shown and described on the site plan, and a covenant shall
be required as set out in Section 25.09.335;

3. Every proposed adjusted lot shall conform to the following standards for lot
configuration, unless a modification is authorized under subsection 23.28.030.A.4:

a. If an adjusted lot is proposed with street frontage, then one lot line shall
abut the street for at least 10 feet; and

b. No adjusted lot shall be less than 10 feet wide for a distance of more
than 10 feet as measured at any point; and

c. No adjusted lot shall have more than six separate lot lines. The lot lines shall be straight lines unless the irregularly shaped lot line is caused by an existing right-of-way or existing lot line; and

d. If a lot to be adjusted abuts upon an alley, and that alley is either improved or required to be improved according to the standards of Section 23.53.030, then no adjusted lot shall be proposed that does not provide alley access, except that access from a street to an existing use or structure is not required to be changed to alley access. Either the proposed adjusted lots shall have sufficient frontage on the alley to meet access standards for the zone in which the property is located or an access easement from the adjusted lot or lots shall be provided to the alley that meets access standards for the zone in which the property is located.

4. Modification. The ~~((Director's recommendation on a proposed lot adjustment may modify the))~~ standards of subsection 23.28.030.A.3 ~~((if the applicant demonstrates that the proposed lot boundary adjustment meets the following criteria))~~ may be modified if at least one of the following criteria applies:

a. ~~((The property has one of the following conditions not created by the applicant:))~~ One or more of the existing lots prior to the lot boundary adjustment is irregular in shape;

~~((1))~~ b. ((Natural topographic features or)) Topography, natural obstructions, configuration of existing lot lines prior to lot line adjustment, existing platting patterns, or street alignment prevent the reconfiguration of one or more lots according to the standards of subsection 23.28.030.A.3;

* * *

B. Minimum standards. A project shall qualify for the Living Building Pilot Program if it is located outside of the shoreline jurisdiction, is reviewed in accordance with the full design review process provided in Section 23.41.014, and meets full Living Building Certification by achieving either all of the imperatives of the International Living Future Institute's (ILFI) Living Building Challenge SM 3.1 or 4.0 certification or all of the following:

1. The project meets ILFI Living Building Challenge SM Petal certification ((~~by attaining at least three of the seven performance areas, or "Petals," of the ILFI Living Building Challenge SM program, (Place, Water, Energy, Health and Happiness, Materials, Equity, and Beauty), including at least one of the following three petals: Water, Energy, or Materials~~));

2. Total annual building energy use that is 25 percent less than a baseline defined as the Energy Use Intensity (EUI) targets in the Target Performance Path of Seattle Energy Code Section C401.3;

3. None of the space heating and water heating in the project shall be provided using on-site combustion of fossil fuel; and

4. The project uses only nonpotable water to meet the demand for toilet and urinal flushing, irrigation, hose bib, cooling tower (make up water only), and water features, except to the extent other applicable local, state, or federal law requires the use of potable water.

* * *

Section 9. Section 23.41.004 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.41.004 Applicability

A. Design review required

1. Subject to the exemptions in subsection 23.41.004.B, design review is required in the following areas or zones when development is proposed that exceeds a threshold in Table A or Table B for 23.41.004:

- a. Multifamily;
- b. Commercial;
- c. Seattle Mixed;
- d. Downtown; and
- e. Stadium Transition Area Overlay District as shown in Map A for 23.74.004, when the width of the lot exceeds 120 feet on any street frontage.

2. Subject to the exemptions in subsection 23.41.004.B, design review is required in the following areas or zones when commercial or institution development is proposed that exceeds a threshold in Table A or Table B for 23.41.004:

- a. Industrial Buffer; and
- b. Industrial Commercial.

3. The gross floor area of the following uses is not included in the total gross floor area of a development for purposes of determining if a threshold is exceeded:

- a. Religious facilities;
- b. Elementary and secondary schools;
- c. Uses associated with a Major Institution Master Plan (MIMP); or
- d. Development of a major institution use within a Major Institution Overlay (MIO) district.

4. Any development proposal participating in the Living Building or 2030 Challenge High Performance Existing Building Pilot Program according to Sections 23.40.060

and 23.40.070, including a development proposal for an existing structure, regardless of size or site characteristics, is subject to full design review according to Section 23.41.014.

5. Any development proposal, regardless of size or site characteristics, is subject to the administrative design review process according to Section 23.41.016 if it receives public funding or an allocation of federal low-income housing tax credits, and is subject to a regulatory agreement, covenant or other legal instrument recorded on the property title and enforceable by The City of Seattle, Washington State Housing Finance Commission, State of Washington, King County, U.S. Department of Housing and Urban Development, or other similar entity as approved by the Director of Housing, which restricts at least 40 percent of the units to occupancy by households earning no greater than 60 percent of median income, and controls the rents that may be charged, for a minimum period of 40 years.

6. Any development proposal that is located in a Master Planned Community zone and that includes a request for departures, regardless of size or site characteristics, is subject to full design review according to Section 23.41.014. If a development proposal in a Master Planned Community zone does not include a request for departures, the applicable design review procedures are in Section 23.41.020.

7. Subject to the exemptions in subsection 23.41.004.B, design review is required for additions to existing structures when the size of the proposed addition or expansion exceeds a threshold in Table A or Table B for 23.41.004. Administrative design review, as described in Section 23.41.016, is required for certain other additions to existing structures according to rules promulgated by the Director.

Table A for 23.41.004

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

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.

A. Category	Site Characteristic
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. Development on a lot containing any of the specific site characteristics in part A of this table is subject to the thresholds below.	
Amount of gross floor area of development	Design review type ¹
B.1. Less than 8,000 square feet	No design review ^{2, 3}
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 ⁴

Table A for 23.41.004

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

C.	Development on a lot not containing any of the specific site characteristics in part A of this table is subject to the thresholds below.	
	Amount of gross floor area of development	Design review type ¹
	C.1. Less than 8,000 square feet	No design review ^{2, 3}
	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 ⁴

Footnotes to Table A for 23.41.004

¹Applicants 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.

²The 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))~~ November 4, 2017. This requirement shall only apply to applications for new development submitted on or before December 31, 2023.

³The 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))~~ November 4, 2017. This requirement shall only apply to applications for new development submitted on or before December 31, 2023.

⁴Development proposals that would be subject to the full design review, may elect to be

Table A for 23.41.004

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

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 4 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.

* * *

Section 10. Section 23.41.012 of the Seattle Municipal Code, last amended by Ordinance 125927, is amended as follows:

23.41.012 Development standard departures

* * *

B. Departures may be granted from any Land Use Code standard or requirement, except for the following:

* * *

11. Structure height, except that:

a. Within the Roosevelt Commercial Core building height departures up to an additional 3 feet may be granted for properties zoned ((~~NC3-65~~) NC3-75 (Map A for 23.41.012, Roosevelt Commercial Core);

b. Within the Uptown Urban Center building height departures up to 3 feet of additional height may be granted if the top floor of the structure is set back at least 6 feet from all lot lines abutting streets;

c. Within the Queen Anne Residential Urban Village and Neighborhood Commercial zones as shown on Map B for 23.41.012, Upper Queen Anne Commercial Areas,

building height departures up to 3 feet of additional height may be granted if the top floor of the structure is set back at least 6 feet from all lot lines abutting streets;

d. Within the PSM 85-120 zone in the area shown on Map A for 23.49.180, departures may be granted from development standards that apply as conditions to additional height, except for floor area ratios and provisions for adding bonus floor area above the base FAR;

e. Within the Pike/Pine Conservation Overlay District shown on Map A for 23.73.004, departures may be granted from:

1) Development standards that apply as conditions to additional height in subsections 23.73.014.A and 23.73.014.B; and

2) The provision for receiving sites for transfer of development potential in subsection 23.73.024.B.5;

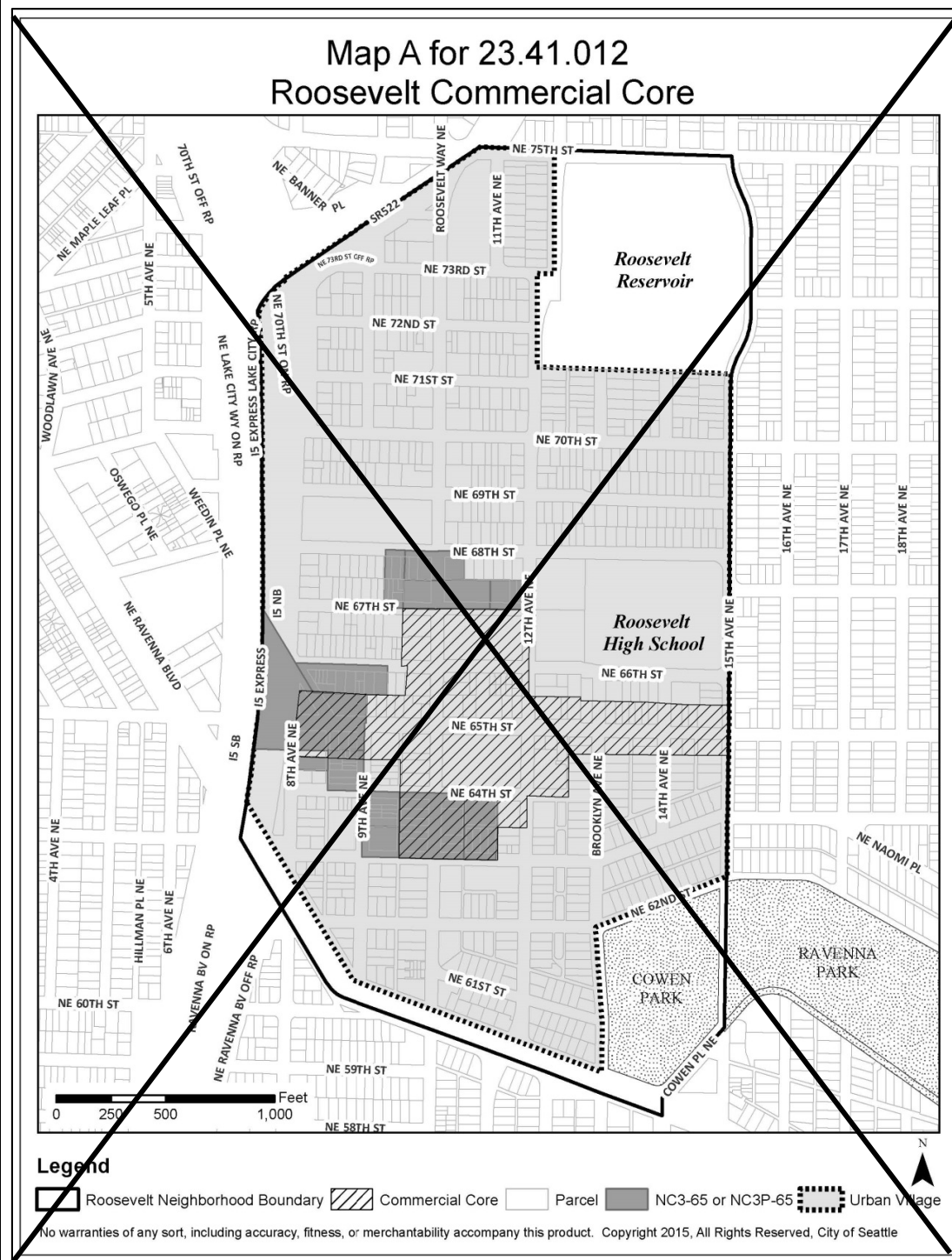
f. Departures of up to 10 feet of additional height may be granted if the applicant demonstrates that:

1) The departure is needed to protect a tree that is located on the lot that is either an exceptional tree, as defined in Section 25.11.020, or a tree greater than 2 feet in diameter measured 4.5 feet above the ground; and

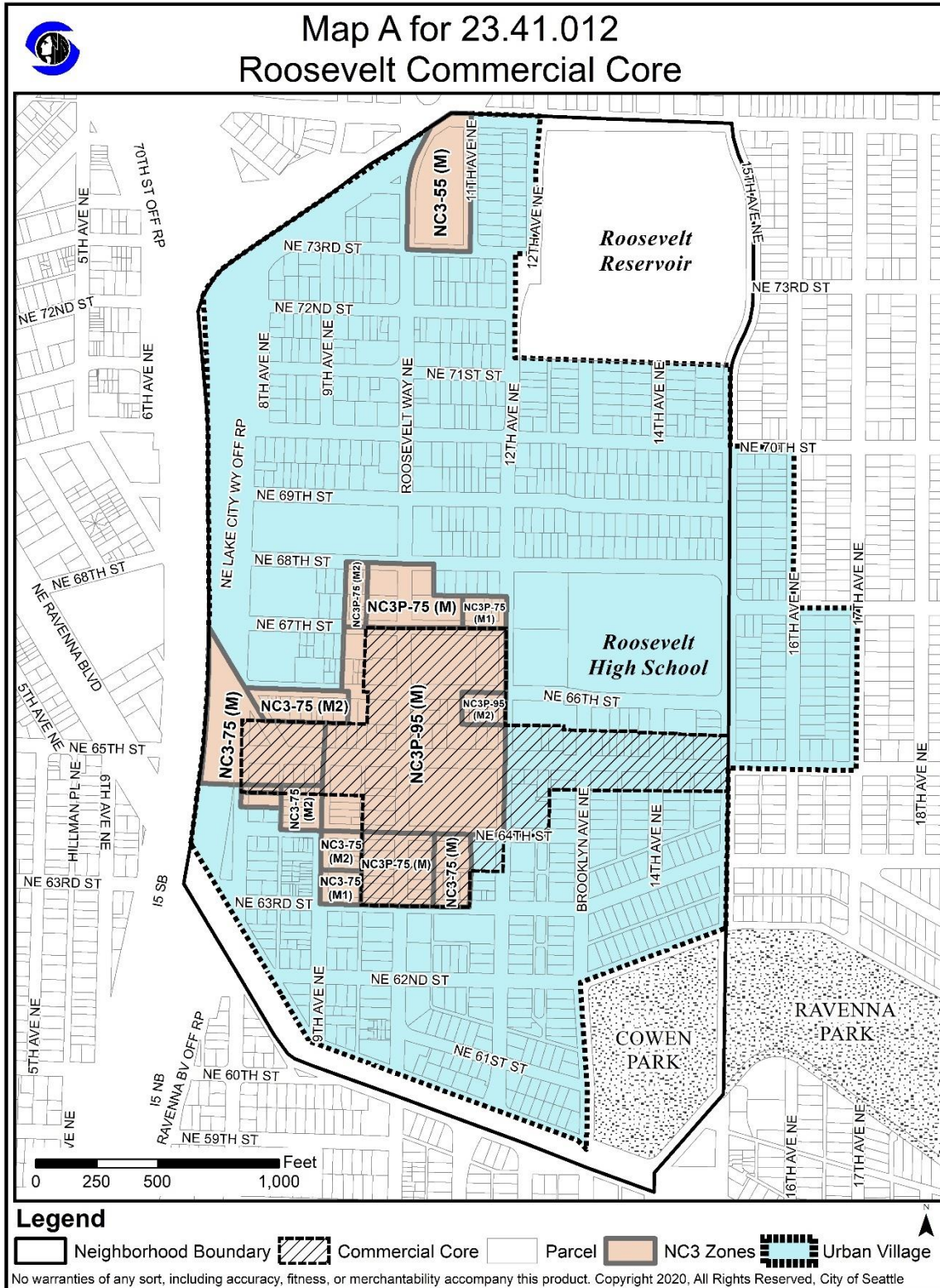
2) Avoiding development in the tree protection area will reduce the total development capacity of the site((-)) ;

g. In Midrise and Highrise zones, Seattle Mixed, and in all commercial and Downtown zones, departures for rooftop features may be granted from rooftop coverage limits and setback standards from the roof edge, but not from the height limits for rooftop features.

Map A for 23.41.012 Roosevelt Commercial Core

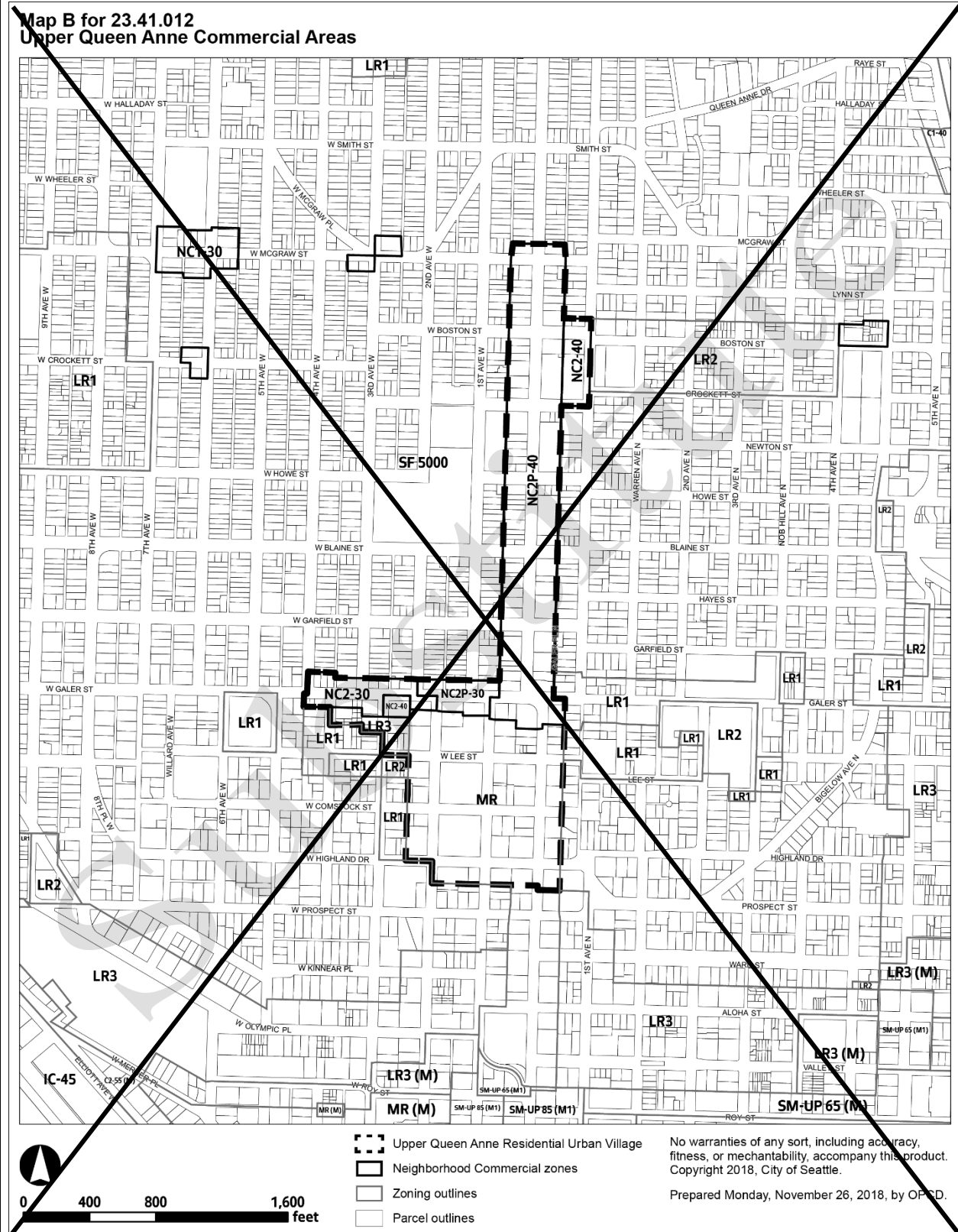


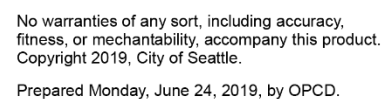
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Map B for 23.41.012 Upper Queen Anne Commercial Areas





Section 11. Section 23.42.048 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.42.048 Configuration of dwelling units

A. Dwelling units. In all zones a dwelling unit exists if the ~~((use))~~ area meets the requirements of subsection 23.42.048.A.1 or ~~((23.41.048.A.2))~~ 23.42.048.A.2 and if the ~~((use))~~ area is not ~~((an adult family home;))~~ a congregate residence~~((, assisted living facility;))~~ or nursing home, and is not located in a hotel, motel, or public facility such as a fire station.

1. A separate or separable area within a building, including:

a. ~~((a))~~ A complete food preparation area. A room or portion of a room designed, arranged, intended, or used for cooking or otherwise making food ready for consumption that contains a sink, and a stove or range, a refrigerator, and a countertop, shall be considered a complete food preparation area; and

b. ~~((a))~~ A bathroom containing a toilet, and a shower or bathtub; and

c. ~~((one))~~ One or more sleeping rooms.

2. A sleeping room with an associated private bathroom including a toilet, and a shower or bathtub, within a separate or separable area of a building that contains more than ~~((4))~~ four sleeping rooms, if:

a. ~~((fifty))~~ Fifty percent or more of the sleeping rooms in the separate or separable area have an associated private bathroom including a toilet, and a shower or bathtub; or

b. ~~((less))~~ Less than 30 percent of the floor area of the separate or separable area is in shared space such as a living or dining room.

3. For the purposes of this subsection 23.42.048.A, a separate or separable area is an area having direct access to the exterior of the building or access to the exterior via hallways

and stairways that are primarily ingress/egress routes to the exterior rather than leading to common kitchens and living areas.

* * *

Section 12. Subsection 23.42.112.B of the Seattle Municipal Code, which section was last amended by Ordinance 123649, is amended as follows:

23.42.112 Nonconformity to development standards

* * *

B. A structure nonconforming to development standards and occupied by or accessory to a residential use may be rebuilt or replaced but may not be expanded or extended in any manner that increases the extent of nonconformity unless specifically permitted by this code.

1. A survey by a licensed Washington surveyor, or other documentation acceptable to the Director, documenting the extent of nonconformity and confirming that the plans to rebuild or replace a residential structure create no unpermitted increase in nonconformity shall be required prior to approval of any permit to rebuild or replace a nonconforming residential structure.

2. Additions to a rebuilt nonconforming residential structure that meet current development standards are allowed.

3. Nonconforming development that is not structural, including but not limited to access or location of parking, may be maintained if a structure is rebuilt according to the requirements of this subsection 23.42.112.B.

* * *

Section 13. Subsection 23.44.008.C of the Seattle Municipal Code, which section was last amended by Ordinance 125791, is amended as follows:

23.44.008 Development standards for uses permitted outright

* * *

C. Floating homes are subject to the provisions of Chapter 23.60A(~~(, Shoreline District,)~~) and are also subject to the parking provisions of this (~~(Section 23.44.008)~~) Chapter 23.44.

* * *

Section 14. Section 23.44.010 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.44.010 Minimum lot area and lot coverage

* * *

B. Exceptions to minimum lot area requirements. The following exceptions to minimum lot area requirements are allowed in SF 5000, SF 7200, and SF 9600 zones, subject to the requirements in subsection 23.44.010.B.2, and further subject to the requirements in subsection 23.44.010.B.3 for any lot less than 3,200 square feet in area:

1. A lot that does not satisfy the minimum lot area requirements of its zone may be developed or redeveloped under one of the following circumstances:

a. "The Seventy-Five/Eighty Rule." The Seventy-Five/Eighty Rule exception may be applied to allow separate development of lots already in existence in their current configuration, or new lots resulting from a full subdivision, short subdivision, or lot boundary adjustment. In order to qualify for this exception, the lot must have an area at least 75 percent of the minimum required for the zone and also at least 80 percent of the mean area of the lots within the same block front, subject to the following provisions:

1) To be counted as a separate lot for the purposes of calculating the mean area of the lots on a block front, a lot must be entirely within a single-family zone, and

1 must be currently developed as a separate building site or else currently qualify for separate
2 development based on facts in existence as of the date a building permit, full or short
3 subdivision, or lot boundary adjustment application is filed with the Department. The existence
4 of structures or portions of structures on the property that is the subject of the application may be
5 disregarded when the application indicates the structures or portions of structures will be
6 demolished. In cases where this exception is applied for the purpose of a lot boundary
7 adjustment, the calculation shall be based on the existing lots as they are configured before the
8 adjustment.

9 2) To be counted as a separate lot for the purposes of calculating
10 the mean area of the lots on a block front, a lot must have at least 10 feet of frontage on the street
11 the calculation is applied to.

12 3) ~~((Lots))~~ Publicly owned properties and public or private lots
13 developed with ~~((institutional uses, parks, or nonconforming))~~ non-residential uses such as parks
14 or institutional uses may be excluded from the calculation. There must, however, be at least one
15 lot on the block front used for the calculation other than the property that is the subject of the
16 platting, lot boundary adjustment, or building permit application that this exception is being
17 applied to.

18 4) If property is to be subdivided or its lot lines are modified by a
19 lot boundary adjustment that increases the number of lots that qualify for separate development,
20 the property subject to the subdivision, or the lots modified by the lot boundary adjustment, shall
21 be excluded from the block front mean area calculation.

22 5) For purposes of this subsection 23.44.010.B.1.a, if the platting
23 pattern is irregular, the Director will determine which lots are included within a block front.

6) If an existing or proposed lot has frontage on more than one street, the lot may qualify for this exception based on the calculation being applied to any street on which the lot has at least 30 feet of frontage. If a proposed lot has frontage on multiple streets but does not have 30 feet of frontage on any street, the exception may be applied based on the calculation along the street on which the lot has the most frontage, provided the lot has at least 10 feet of frontage on that street. If the lot has less than 30 feet of frontage on any one street but equal frontage on multiple streets, the rule may be applied based on the calculation along any one of the streets, provided the lot has at least 10 feet of frontage on that street.

7) New lots created pursuant to subsection 23.44.010.B.1.a shall comply with the following standards:

a) For a lot that is subdivided or short platted, the configuration requirements of subsections 23.22.100.C.3 and 23.24.040.A.9 or with the modification provisions of subsections 23.22.100.D and 23.24.040.B, as applicable; or

b) For an existing lot that is reconfigured under the provisions of Chapter 23.28, the configuration requirements of subsection 23.28.030.A.3 or with the modification provisions of subsection 23.28.030.A.4.

b. The lot area deficit is the result of a dedication or sale of a portion of the lot to the City or state for street or highway purposes, payment was received for only that portion of the lot, and the lot area remaining is at least 2,500 square feet.

c. The lot would qualify as a legal building site under subsection 23.44.010.B but for a reduction in the lot area due to court-ordered adverse possession, and the amount by which the lot was so reduced was less than ten percent of the former area of the lot. This exception does not apply to lots reduced to less than 2,500 square feet.

d. The historic lot exception. The historic lot exception may be applied to allow separate development of lots already in existence if the lot has an area of at least 2,500 square feet, and was established as a separate building site in the public records of the county or City prior to July 24, 1957, by deed, contract of sale, platting, or building permit. The qualifying lot shall be subject to the following provisions:

1) A lot is considered to have been established as a separate building site by deed if the lot was held under separate ownership from all abutting lots for at least one year after the date the recorded deed transferred ownership. A lot is considered to have been established as a separate building site by contract of sale only if that sale would have caused the property to be under separate ownership from all abutting lots.

2) If two contiguous lots have been held in common ownership at any time after January 18, 1987, and a principal structure extends onto or over both lots, neither lot qualifies for the exception. If the principal structure does not extend onto or over both lots, but both lots were required to meet development standards other than parking requirements in effect at the time the structure was built or expanded, neither lot qualifies for the exception unless the vacant lot is not needed to meet current development standards other than parking requirements. If the combined property fronts on multiple streets, the orientation of the principal structure shall not be considered when determining if it could have been built to the same configuration without using the vacant lot or lots as part of the principal structure's building site.

3) Lots that do not otherwise qualify for this exception cannot qualify as a result of all or part of a principal structure being removed or destroyed by fire or act of nature that occurred on or after January 18, 1987. Lots may, however, qualify as a result of

removing from the principal structure minor features that do not contain enclosed interior space, including but not limited to eaves and unenclosed decks.

4) If parking for an existing principal structure on one lot has been provided on an abutting lot and parking is required under Chapter 23.54 the required parking for the existing house shall be relocated onto the same lot as the existing principal structure in order for either lot to qualify for the exception.

e. The lot is within a clustered housing planned development pursuant to Section 23.44.024, a planned residential development pursuant to Section 23.44.034, or a development approved as an environmentally critical areas conditional use pursuant to Section 25.09.260.

f. If a lot qualifies for an exception to the lot area requirement under subsection 23.44.010.B.1.a, 23.44.010.B.1.b, 23.44.010.B.1.c, 23.44.010.B.1.d, or 23.44.010.B.1.e, the boundaries between that lot and contiguous lots on the same block face that also qualify for separate development may be adjusted through the lot boundary adjustment process if the adjustment maintains the existing lot areas, increases the area of a qualifying substandard lot without reducing another lot below the minimum permitted lot area, or causes the areas of the lots to become more equal provided the number of parcels qualifying for separate development is not increased.

2. Limitations

a. Development may occur on a substandard lot containing a riparian corridor, a wetland and wetland buffer, or a steep slope and steep slope buffer pursuant to the provisions of Chapter 25.09 or containing priority freshwater habitat or priority saltwater habitat described in Section 23.60A.160, only if one of the following conditions applies:

1 1) The substandard lot is not held in common ownership with an
2 abutting lot or lots at any time after October 31, 1992, or

3 2) The substandard lot is held in common ownership with an
4 abutting lot or lots, or has been held in common ownership at any time after October 31, 1992, if
5 proposed and future development will not intrude into the environmentally critical area or buffer
6 or priority freshwater habitat or priority saltwater habitat described in Section 23.60A.160.

7 b. Lots on totally submerged lands do not qualify for any minimum lot
8 area exceptions.

9 3. Special exception review for lots less than 3,200 square feet in area. A special
10 exception Type II review as provided for in Section ((23.76.004)) 23.76.006 is required for
11 separate development of any lot ((with)) that has not been previously developed as a separate lot
12 and has an area less than 3,200 square feet that qualifies for any lot area exception in subsection
13 23.44.010.B.1. The special exception application shall be subject to the following provisions :

14 a. The depth of any structure on the lot shall not exceed two times the
15 width of the lot. If a side yard easement is provided according to subsection 23.44.014.C.3, the
16 portion of the easement within 5 feet of the structure on the lot qualifying under this subsection
17 23.44.010.B.3 may be treated as a part of that lot solely for the purpose of determining the lot
18 width for purposes of complying with this subsection 23.44.010.B.3.a.

19 b. Windows in a proposed principal structure facing an existing abutting
20 lot that is developed with a house shall be placed in manner that takes into consideration the
21 interior privacy in abutting houses, provided that this subsection 23.44.010.B.3.b shall not
22 prohibit placing a window in any room of the proposed house.

c. In approving a special exception review, additional conditions may be imposed that address window placement to address interior privacy of existing abutting houses.

* * *

Section 15. Subsection 23.44.014.C of the Seattle Municipal Code, which section was last amended by Ordinance 125854, is amended as follows:

23.44.014 Yards

* * *

C. Exceptions from standard yard requirements. No structure shall be placed in a required yard except as follows:

1. Garages. (~~Garages~~) Attached and detached garages may be located in a required yard subject to the standards of Section 23.44.016.

* * *

3. A principal residential structure or a detached accessory dwelling unit may extend into one side yard if an easement is provided along the side or rear lot line of the abutting lot, sufficient to leave a 10-foot separation between that structure and any principal structure or detached accessory dwelling unit on the abutting lot. The 10-foot separation shall be measured from the wall of the principal structure or the wall of the detached accessory dwelling unit that is proposed to extend into a side yard to the wall of the principal structure or detached accessory dwelling unit on the abutting lot.

a. No structure or portion of a structure may be built on either lot within the 10-foot separation, except as provided in this Section 23.44.014.

b. Accessory structures, other than detached accessory dwelling units, and features of and projections from principal structures, such as porches, eaves, and chimneys, are

permitted in the 10-foot separation area required by this subsection 23.44.014.C.3 if otherwise allowed in side yards by this subsection 23.44.014.C. For purposes of calculating the distance a structure or feature may project into the 10-foot separation, assume the property line is 5 feet from the wall of the principal structure or detached accessory dwelling unit proposed to extend into a side yard and consider the 5 feet between the wall and the assumed property line to be the required side yard.

c. ~~((No))~~ Notwithstanding subsection 23.44.014.C.3.b, no portion of any structure, including eaves or any other projection, shall cross the actual property line.

d. The easement shall be recorded with the King County Recorder's Office. The easement shall provide access for normal maintenance activities to the principal structure on the lot with less than the required 5-foot side yard.

4. Certain additions. Certain additions to an existing single-family structure, or an existing accessory structure if being converted to a detached accessory dwelling unit, may extend into a required yard if the existing single-family structure or existing accessory structure is already nonconforming with respect to that yard. The presently nonconforming portion must be at least 60 percent of the total width of the respective facade of the structure prior to the addition. The line formed by the existing nonconforming wall of the structure is the limit to which any additions may be built, except as described in subsections 23.44.014.C.4.a through 23.44.014.C.4.e. Additions may extend up to the height limit and may include basement additions. New additions to the nonconforming wall or walls shall comply with the following requirements (Exhibit A for 23.44.014):

a. Side yard. If the addition is a side wall, the existing wall line may be continued by the addition except that in no case shall the addition be closer than 3 feet to the side lot line;

b. Rear yard. If the addition is a rear wall, the existing wall line may be continued by the addition except that in no case shall the addition be closer than 20 feet to the rear lot line or centerline of an alley abutting the rear lot line or, in the case of an existing accessory structure being converted to a detached accessory dwelling unit, 3 feet to the rear lot line;

* * *

5. Uncovered porches or steps. Uncovered, unenclosed porches or steps may project into any required yard, if ~~((each component is))~~ the surface of porches or steps are no higher than 4 feet above existing grade, no closer than 3 feet to any side lot line, and has ~~((no horizontal distance))~~ a width and depth no greater than 6 feet within the required yard. For each entry to a principal structure, one uncovered, unenclosed porch and/or associated steps are permitted in the required yards.

* * *

7. ~~((Covered unenclosed))~~ Unenclosed decks and roofs over patios. ~~((Covered, unenclosed))~~ Unenclosed decks and roofs over patios, if attached to a principal structure or a detached accessory dwelling unit, may extend into the required rear yard, but shall not be within 12 feet of the centerline of any alley, or within ~~((12))~~ 5 feet of any rear lot line that is not an alley lot line, or closer to any side lot line in the required rear yard than the side yard requirement of the principal structure along that side, or closer than 5 feet to any accessory structure. The height of

the roof over unenclosed decks and patios shall not exceed 12 feet. The roof over such decks or patios shall not be used as a deck.

* * *

17. Stormwater management

a. Above-grade green stormwater infrastructure (GSI) features are allowed without yard restrictions if:

1) Each above-grade GSI feature is ~~((less))~~ no more than 4.5 feet tall, excluding piping;

2) Each above-grade GSI feature is ~~((less))~~ no more than 4 feet wide; and

3) The total storage capacity of all above-grade GSI features is no greater than 600 gallons.

* * *

19. Below grade structures. Structures below grade, measured from existing or finished grade, whichever is lower, may be located below required yards.

* * *

Section 16. Subsection 23.44.016.D of the Seattle Municipal Code, which section was last amended by Ordinance 125791, is amended as follows:

23.44.016 Parking and garages

* * *

D. Parking and garages in required yards. Parking and garages are regulated as described in subsections 23.44.016.D.1 through 23.44.016.D.12. Unless otherwise specified, the terms

“garage” or “garages” as used in this subsection 23.44.016.D refer to both attached and detached
garages.

1. Parking and garages shall not be located in the required front yard except as provided in subsections 23.44.016.D.7, 23.44.016.D.9, 23.44.016.D.10, 23.44.016.D.11 and 23.44.016.D.12.

2. Parking and garages shall not be located in a required side yard abutting a street or the first 10 feet of a required rear yard abutting a street except as provided in subsections 23.44.016.D.7, 23.44.016.D.9, 23.44.016.D.10, 23.44.016.D.11 and 23.44.016.D.12.

3. Garages shall not be located in a required side yard that abuts the rear or side yard of another lot or in that portion of the rear yard of a reversed corner lot within 5 feet of the key lot's side lot line unless:

a. The garage is a detached garage (~~(located entirely in)~~) and extends only into that portion of a side yard that is either within 35 feet of the centerline of an alley or within 25 feet of any rear lot line that is not an alley lot line; or

b. An agreement between the owners of record of the abutting properties, authorizing the garage in that location, is executed and recorded, pursuant to subsection 23.44.014.C.2.a.

4. Detached garages with vehicular access facing an alley shall not be located within 12 feet of the centerline of the alley except as provided in subsections 23.44.016.D.9, 23.44.016.D.10, 23.44.016.D.11, and 23.44.016.D.12.

5. Attached garages shall not be located within 12 feet of the centerline of any alley, nor within 12 feet of any rear lot line that is not an alley lot line, except as provided in subsections 23.44.016.D.9, 23.44.016.D.10, 23.44.016.D.11 and 23.44.016.D.12.

6. On a reversed corner lot, no garage shall be located in that portion of the required rear yard that abuts the required front yard of the adjoining key lot unless the provisions of subsection 23.44.016.D.9 apply.

7. If access to required parking passes through a required yard, automobiles, motorcycles and similar vehicles may be parked on the open access located in a required yard.

8. Trailers, boats, recreational vehicles and similar equipment shall not be parked in required front and side yards or the first 10 feet of a rear yard measured from the rear lot line, or measured 10 feet from the centerline of an alley if there is an alley adjacent to the rear lot line, unless fully enclosed in a structure otherwise allowed in a required yard by this subsection 23.44.016.D.

9. Lots with uphill yards abutting streets. In SF 5000, SF 7200, and SF 9600 zones, parking for one two-axle or one up to four-wheeled vehicle may be established in a required yard abutting a street according to subsection 23.44.016.D.9.a or 23.44.016.D.9.b only if access to parking is permitted through that yard pursuant to subsection 23.44.016.B.

a. Open parking space

1) The existing grade of the lot slopes upward from the street lot line an average of at least 6 feet above sidewalk grade at a line that is 10 feet from the street lot line; and

2) The parking area shall be at least an average of 6 feet below the existing grade prior to excavation and/or construction at a line that is 10 feet from the street lot line; and

3) The parking space shall be no wider than 10 feet for one parking space at the parking surface and no wider than 20 feet for two parking spaces if permitted as provided in subsection 23.44.016.D.12.

b. Terraced garage

1) The height of a terraced garage is limited to no more than 2 feet above existing or finished grade, whichever is lower, for the portions of the garage that are 10 feet or more from the street lot line. The ridge of a pitched roof on a terraced garage may extend up to 3 feet above this 2-foot height limit. All parts of the roof above the 2-foot height limit shall be pitched at a rate of not less than 4:12. No portion of a shed roof shall be permitted to extend beyond the 2-foot height limit of this provision. Portions of a terraced garage that are less than 10 feet from the street lot line shall comply with the height standards in subsection 23.44.016.E.2;

2) The width of a terraced garage structure shall not exceed 14 feet for one two-axle or one up to four-wheeled vehicle, or 24 feet if permitted to have two two-axle or two up to four-wheeled vehicles as provided in subsection 23.44.016.D.12;

3) All above ground portions of the terraced garage shall be included in lot coverage; and

4) The roof of the terraced garage may be used as a deck and shall be considered to be a part of the garage structure even if it is a separate structure on top of the garage.

10. Lots with downhill yards abutting streets. In SF 5000, SF 7200, and SF 9600 zones, parking, either open or enclosed in an attached or detached garage, for one two-axle or one up to four-wheeled vehicle may be located in a required yard abutting a street if the following conditions are met:

a. The existing grade slopes downward from the street lot line that the parking faces;

b. For front yard parking, the lot has a vertical drop of at least 20 feet in the first 60 feet, measured along a line from the midpoint of the front lot line to the midpoint of the rear lot line;

c. Parking is not permitted in required side yards abutting a street;

d. Parking in a rear yard complies with subsections 23.44.016.D.2, 23.44.016.D.5, and 23.44.016.D.6; and

e. Access to parking is permitted through the required yard abutting the street by subsection 23.44.016.B.

11. Through lots. On through lots less than 125 feet in depth in SF 5000, SF 7200, and SF 9600 zones, parking, either open or enclosed in an attached or detached garage, for one two-axle or one up to four-wheeled vehicle may be located in one of the required front yards. The front yard in which the parking may be located shall be determined by the Director based on the location of other garages or parking areas on the block. If no pattern of parking location can be determined, the Director shall determine in which yard the parking shall be located based on the prevailing character and setback patterns of the block.

12. Lots with uphill yards abutting streets or downhill or through lot front yards fronting on streets that prohibit parking. In SF 5000, SF 7200, and SF 9600 zones, parking for two two-axle or two up to four-wheeled vehicles may be located in uphill yards abutting streets or downhill or through lot front yards as provided in subsections 23.44.016.D.9, 23.44.016.D.10 or 23.44.016.D.11 if, in consultation with the Seattle Department of Transportation, it is found that uninterrupted parking for 24 hours is prohibited on at least one side of the street within 200

feet of the lot line over which access is proposed. The Director may authorize a curb cut wider than would be permitted under Section 23.54.030 if necessary, for access.

* * *

Section 17. Section 23.44.026 of the Seattle Municipal Code, last amended by Ordinance 124378, is amended as follows:

23.44.026 Use of landmark structures or sites

A. The Director may authorize a use not otherwise permitted in the zone as an administrative conditional use within a structure or on a site designated as a landmark pursuant to Chapter 25.12(~~(, Landmark preservation ordinance,))~~ subject to the following development standards:

1. The use shall be compatible with the existing configuration of the site and with the existing design and/or construction of the structure without significant alteration; and

2. The use shall be allowed only when it is demonstrated that uses permitted in the zone are impractical because of site configuration or structure design and/or that no permitted use can provide adequate financial support necessary to sustain the structure or site in a reasonably good physical condition; and

3. The use shall not be detrimental to other properties in the zone or vicinity or to the public interest.

B. The parking requirements for a use allowed in a landmark are those listed in Section 23.54.015. These requirements may be waived pursuant to (~~(Section))~~ subsection 23.54.020.C.

Section 18. Section 23.44.041 of the Seattle Municipal Code, last amended by Ordinance 125854, is amended as follows:

23.44.041 Accessory dwelling units

A. General provisions. The Director may authorize an accessory dwelling unit, and that dwelling unit may be used as a residence, only under the following conditions:

1. Number of accessory dwelling units allowed on a lot

a. In an SF 5000, SF 7200, or SF 9600 zone, a lot with or proposed for a principal single-family dwelling unit may have up to two accessory dwelling units, provided that the following conditions are met:

1) Only one accessory dwelling unit may be a detached accessory dwelling unit; and

2) A second accessory dwelling unit is allowed only if((-):

~~((+))~~ a) The second accessory dwelling unit is added by converting floor area within an existing structure; or

b) For a new structure, the applicant makes a commitment that the new principal structure containing an attached accessory dwelling unit or the new accessory structure containing a detached accessory dwelling unit will meet a green building standard and shall demonstrate compliance with that commitment, all in accordance with Chapter 23.58D~~((: A second accessory dwelling unit that is proposed within an existing structure does not require the structure to be updated to meet the green building standard))~~; or ~~((2) if))~~

c) the second accessory dwelling unit is a rental unit affordable to and reserved solely for “income-eligible households,” as defined in Section 23.58A.004, and is subject to an agreement specifying the affordable housing requirements under this subsection approved by the Director of Housing to ensure that the housing shall serve only income-eligible households for a minimum period of 50 years. The monthly rent, including basic utilities, shall not exceed 30 percent of the income limit for the unit, all as determined by the

Director of Housing, and the housing owner shall submit a report to the Office of Housing annually that documents how the affordable housing meets the terms of the recorded agreement.

Prior to issuance, and as a condition to issuance, of the first building permit for a project, the applicant shall execute and record a declaration in a form acceptable to the Director that shall commit the applicant to satisfy the conditions to establishing a second accessory dwelling unit as approved by the Director.

b. In an RSL zone, each principal dwelling unit may have no more than one accessory dwelling unit.

2. In the Shoreline District, accessory dwelling units shall be as provided in Chapter 23.60A; where allowed in the Shoreline District, they are also subject to the provisions in this Section 23.44.041.

3. In an SF 5000, SF 7200, or SF 9600 zone, ((A))any number of related persons may occupy each unit on a lot with one or more accessory dwelling units. If unrelated persons occupy any dwelling unit, the total number of persons occupying all dwelling units may not altogether exceed eight if there is one accessory dwelling unit on the lot. If two accessory dwelling units exist on the lot, the total number of unrelated persons occupying all units may not altogether exceed 12.

4. In RSL zones, any number of related persons may occupy each principal unit, or each principal unit plus an associated accessory dwelling unit. If unrelated persons occupy either unit, the total number of persons occupying the principal unit plus an associated accessory dwelling unit may not altogether exceed eight.

5. In an SF 5000, SF 7200, or SF 9600 zone, accessory dwelling units are subject to the tree requirements in subsection 23.44.020.A.2.

((5))6. No off-street parking is required for accessory dwelling units. An existing required parking space may not be eliminated to accommodate an accessory dwelling unit unless it is replaced elsewhere on the lot.

* * *

C. Detached accessory dwelling units. Detached accessory dwelling units are subject to the following additional conditions:

1. Detached accessory dwelling units are required to meet the additional development standards set forth in Table A for 23.44.041.

Table A for 23.44.041

Development standards for detached accessory dwelling units ^{1, 2}

a. Minimum lot size	3,200 square feet
b. Minimum lot width	25 feet
c. Minimum lot depth	70 feet ³
d. Maximum lot coverage	Detached accessory dwelling units are subject to the requirements governing maximum lot coverage and lot coverage exceptions in subsections 23.44.010.C and 23.44.010.D.
e. Maximum rear yard coverage	Detached accessory dwelling units, together with any other accessory structures and other portions of the principal structure, are subject to the requirements governing maximum rear yard coverage exceptions in subsections 23.44.014.D.
f. Maximum size	The gross floor area of a detached accessory dwelling unit may not exceed 1,000 square feet excluding garage and storage areas, <u>covered</u> porches and covered decks that are less than 25 square feet in area, and gross floor <u>area</u> that is underground. Up to 35 square feet of floor area dedicated to long-term bicycle parking shall be exempt from the gross floor area calculation for a detached accessory dwelling unit. The bicycle parking area shall be provided in a safe((;)) and convenient location, emphasizing user convenience and theft deterrence, and shall be located where bicyclists are not required to carry bicycles on stairs to access the parking. Where practicable, long-term bicycle parking shall include a variety of rack types to accommodate different types of bicycles.

Table A for 23.44.041

Development standards for detached accessory dwelling units ^{1, 2}

g. Front yard	A detached accessory dwelling unit may not be located within the front yard required by subsection 23.44.014.B, except on a through lot pursuant to Section 23.40.030 or Section 23.40.035.			
h. Minimum side yard	A detached accessory dwelling unit may not be located within the side yard required by subsection 23.44.014.B except as provided in subsection 23.44.014.C.3 or 23.44.014.C.4. ⁴			
i. Minimum rear yard	A detached accessory dwelling unit may be located within a required rear yard if it is not within 5 feet of any lot line, unless the lot line is adjacent to an alley, in which case a detached accessory dwelling unit may be located at that lot line. ^{4, 5, 6}			
j. Location of entry	If the entrance to a detached accessory dwelling unit is located on a facade facing a side lot line or a rear lot line, the entrance may not be within 10 feet of that lot line unless that lot line abuts an alley or other public right-of-way.			
k. Maximum height limits ^{7, 8, 9}	Lot width (feet)			
	Less than 30	30 up to 40	40 up to 50	50 or greater
(1) Base structure height limit (in feet) ¹⁰	14	16	18	18
(2) Height allowed for pitched roof above base structure height limit (in feet)	3	7	5	7
(3) Height allowed for shed or butterfly roof above base structure height limit (in feet); see Exhibit A for 23.44.041	3	4	4	4
l. Minimum separation from	5 feet			

Table A for 23.44.041
Development standards for detached accessory dwelling units ^{1, 2}

principal
(~~dwelling~~
~~unit~~)
structure

Footnotes to Table A for 23.44.041

¹The Director may allow an exception to standards a through f and h through k pursuant to subsection 23.44.041.C.2, for converting existing accessory structures to a detached accessory dwelling unit, including additions to an existing accessory structure.

²The Director may allow an exception to standards i and j if the exception allows for the preservation of an exceptional tree or a tree over 2 feet in diameter measured 4.5 feet above the ground.

³For lots that do not meet the lot depth requirement but have a greater width than depth and an area greater than 5,000 square feet, a detached accessory dwelling unit is permitted, provided the detached accessory dwelling unit is not located in a required yard.

⁴External architectural details with no living area, such as chimneys, eaves, cornices, and columns, may project no closer than 3 feet from any lot line. Bay windows are limited to 8 feet in width and may project no closer than 3 feet from any lot line. Other projections that include interior space, such as garden windows, must start a minimum of 30 inches above the finished floor, have a maximum dimension of 6 feet in height and 8 feet in width, and project no closer than 3 feet from any lot line.

⁵If the lot line is adjacent to an alley and a detached accessory dwelling unit includes a garage with a vehicle entrance that faces the alley, the garage portion of the structure may not be located within 12 feet of the centerline of the alley.

⁶On a reversed corner lot, no detached accessory dwelling unit shall be located in that portion of the required rear yard that abuts the required front yard of the adjoining key lot.

⁷Features such as chimneys, antennas, and flagpoles may extend up to 4 feet above the maximum allowed height.

⁸Projections that accommodate windows and result in additional interior space, including dormers, clerestories, and skylights, may extend no higher than the ridge of a pitched roof permitted pursuant to ~~((row))~~ standard k if all conditions of subsection 23.44.012.C.3 are satisfied.

⁹Any structure with a green roof or other features necessary to meet a green building standard, as defined by the Director by rule, may extend up to 2 feet above the maximum allowed height.

¹⁰Open railings that accommodate roof decks may extend 4 feet above the base structure height limit.

* * *

Section 19. Section 23.45.506 of the Seattle Municipal Code, last amended by Ordinance 125558, is amended as follows:

23.45.506 Administrative conditional uses

A. Uses permitted as administrative conditional uses in Section 23.45.504((c)) may be permitted by the Director when the provisions of Section 23.42.042 and this Section 23.45.506 are met.

B. Unless otherwise specified in this Chapter 23.45, conditional uses shall meet the development standards for uses permitted outright. If an existing structure is nonconforming to development standards, then no conditional use is required for any alterations that do not increase the nonconformity.

* * *

Section 20. Section 23.45.518 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.45.518 Setbacks and separations

* * *

H. Projections permitted in required setbacks and separations

1. Cornices, eaves, gutters, roofs, and other forms of weather protection may project into required setbacks and separations a maximum of 4 feet if they are no closer than 3 feet to any lot line.

2. Garden windows and other features that do not provide floor area may project a maximum of 18 inches into required setbacks and separations if they:

- a. Are a minimum of 30 inches above the finished floor;
- b. Are no more than 6 feet in height and 8 feet wide; and
- c. Combined with bay windows and other features with floor area, make up no more than 30 percent of the area of the facade.

3. Bay windows and other features that provide floor area may project a maximum of 2 feet into required setbacks and separations if they:

- a. ~~((are))~~ Are no closer than 5 feet to any lot line;
- b. ~~((are))~~ Are no more than 10 feet in width; and
- c. ~~((combined))~~ Combined with garden windows and other features included in subsection 23.45.518.H.2, make up no more than 30 percent of the area of the facade.

4. Unenclosed decks up to 18 inches above existing or finished grade, whichever is lower, may project into required setbacks or separations ~~((to the lot line))~~.

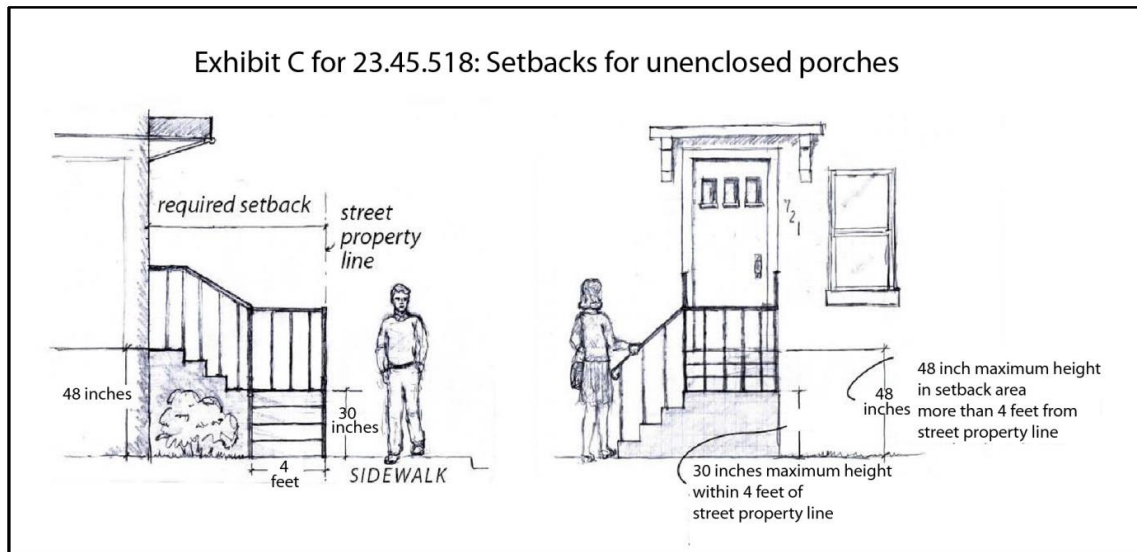
5. Unenclosed porches or steps

- a. Unenclosed porches or steps no higher than 4 feet above existing grade, or the grade at the street lot line closest to the porch, whichever is lower, may extend to within 4 feet of a street lot line, except that portions of entry stairs or stoops not more than 2.5 feet in height from existing or finished grade, whichever is lower, excluding guard rails or hand rails, may extend to a street lot line. See Exhibit C for 23.45.518.

- b. Unenclosed porches or steps no higher than 4 feet above existing grade may project into the required rear setback or required separation between structures a maximum of 4 feet provided they are a minimum of 5 feet from a rear lot line.

- c. Unenclosed porches or steps permitted in required setbacks and separations shall be limited to a combined maximum width of 20 feet.

Exhibit C for 23.45.518 Setbacks for unenclosed porches



d. Permitted porches or steps may be covered, provided that no portions of the cover-structure, including any supports, are closer than 3 feet to any lot line.

6. Fireplaces and chimneys may project up to 18 inches into required setbacks or separations.

7. Unenclosed decks and balconies may project a maximum of 4 feet into required setbacks if each one is:

- a. No closer than 5 feet to any lot line;
- b. No more than 20 feet wide; and
- c. Separated from other decks and balconies on the same facade of the structure by a distance equal to at least 1/2 the width of the projection.

8. Mechanical equipment. Heat pumps and similar mechanical equipment, not including incinerators, are permitted in required setbacks if they comply with the requirements of Chapter 25.08. Any heat pump or similar equipment shall not be located within 3 feet of any lot

line. Charging devices for electric cars are considered mechanical equipment and are permitted in required setbacks if not located within 3 feet of any lot line.

I. Structures in required setbacks or separations, except upper-level setbacks

* * *

10. Above-grade green stormwater infrastructure (GSI) features are allowed without setback or separation restrictions if:

- a. Each above-grade GSI feature is ((less)) no more than 4.5 feet tall, excluding piping;
- b. Each above-grade GSI feature is ((less)) no more than 4 feet wide; and
- c. The total storage capacity of all above-grade GSI features is no greater than 600 gallons.

11. Above-grade GSI features larger than what is allowed in subsection 23.45.518.I.10 are allowed within a required setback or separation if:

- a. Above-grade GSI features do not exceed ten percent coverage of any one setback or separation area;
- b. No portion of an above-grade GSI feature is located closer than 2.5 feet from a side lot line; and
- c. No portion of an above-grade GSI feature projects more than 5 feet into a front or rear setback area.

* * *

Section 21. Subsection 23.45.522.D of the Seattle Municipal Code, which section was last amended by Ordinance 125791, is amended as follows:

23.45.522 Amenity area

* * *

D. General requirements. Required amenity areas shall meet the following conditions:

1. All units shall have access to a common or private amenity area.

2. Enclosed amenity areas

a. In LR zones, an amenity area shall not be enclosed within a structure.

b. In MR and HR zones, except for cottage housing, no more than 50 percent of the amenity area may be enclosed, and this enclosed area shall be provided as common amenity area.

3. Projections into amenity areas. Structural projections that do not provide floor area, such as garden windows, may extend up to 2 feet into an amenity area if they are at least 8 feet above finished grade.

4. Private amenity areas

a. There is no minimum dimension for private amenity areas, except that if a private amenity area ~~((abuts))~~ is located between the structure and a side lot line that is not a side street lot line, the minimum horizontal dimension shall be measured from the side lot line and is required to be a minimum of 10 feet.

b. An unenclosed porch that is a minimum of 60 square feet in size and that faces a street or a common amenity area may be counted as part of the private amenity area for the rowhouse, townhouse, or cottage to which it is attached.

5. Common amenity areas for rowhouse and townhouse developments and apartments shall meet the following conditions:

a. No common amenity area shall be less than 250 square feet in area, and common amenity areas shall have a minimum horizontal dimension of 10 feet.

b. Common amenity areas shall be improved as follows:

1) At least 50 percent of a common amenity area provided at ground level shall be landscaped with grass, ground cover, bushes, bioretention facilities, and/or trees.

2) Elements that enhance the usability and livability of the space for residents, such as seating, outdoor lighting, weather protection, art, or other similar features, shall be provided.

c. The common amenity area required at ground level for apartments shall be accessible to all apartment units.

6. Parking areas, vehicular access easements, and driveways do not qualify as amenity areas, except that a woonerf may provide a maximum of 50 percent of the amenity area if the design of the woonerf is approved through a design review process pursuant to Chapter 23.41.

7. Swimming pools, spas, and hot tubs may be counted toward meeting the amenity area requirement.

8. Rooftop areas excluded because they are near minor communication utilities and accessory communication devices, pursuant to subsection 23.57.011.C.1, do not qualify as amenity areas.

* * *

Section 22. Subsection 23.45.545.C of the Seattle Municipal Code, which section was last amended by Ordinance 125854, is amended as follows:

23.45.545 Standards for certain accessory uses

* * *

C. Solar collectors

1. Solar collectors that meet minimum written energy conservation standards administered by the Director are permitted in required setbacks, subject to the following:

a. Detached solar collectors are permitted in required rear setbacks, no closer than 5 feet to any other principal or accessory structure.

b. Detached solar collectors are permitted in required side setbacks, no closer than 5 feet to any other principal or accessory structure, and no closer than 3 feet to the side lot line.

2. Sunshades that provide shade for solar collectors that meet minimum written energy conservation standards administered by the Director may project into southern front or rear setbacks. Those that begin at 8 feet or more above finished grade may be no closer than 3 feet from the lot line. Sunshades that are between finished grade and 8 feet above finished grade may be no closer than 5 feet to the lot line.

3. Solar collectors on roofs. Solar collectors (~~((that meet minimum written energy conservation standards administered by the Director and))~~) that are located on a roof are permitted as follows:

a. In LR zones up to 4 feet above the maximum height limit or 4 feet above the height of stair or elevator penthouse(s), whichever is higher; and

b. In MR and HR zones up to 10 feet above the maximum height limit or 10 feet above the height of stair or elevator penthouse(s), whichever is higher.

c. If the solar collectors would cause an existing structure to become nonconforming, or increase an existing nonconformity, the Director may permit the solar collectors as a special exception pursuant to Chapter 23.76. (~~((Such as))~~) Solar collectors may be

permitted under this subsection 23.45.545.C.3.c even if the structure exceeds the height limits established in this subsection 23.45.545.C.3, ~~((when))~~ if the following conditions are met:

1) There is no feasible alternative solution to placing the collector(s) on the roof; and

2) ~~((Such))~~ The collector(s) are located so as to minimize view blockage from surrounding properties and the shading of property to the north, while still providing adequate solar access for the solar collectors.

* * *

Section 23. Section 23.47A.008 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.47A.008 Street-level development standards

* * *

C. In addition to the provisions of subsections 23.47A.008.A and 23.47A.008.B, the following standards also apply in pedestrian designated zones:

* * *

5. Maximum width and depth limits

a. The maximum width and depth of a structure, or of a portion of a structure for which the limit is calculated separately according to subsection 23.47A.008.C.5.b, is 250 feet, except as otherwise provided in subsection 23.47A.008.C.5.c. Structure width may exceed 250 feet if the structure complies with the modulation standards in subsection 23.47A.014.D.

b. For purposes of this subsection 23.47A.008.C.5, the width and depth limits shall be calculated separately for a portion of a structure if:

1 1) There are no connections allowing direct access, such as
2 hallways, bridges, or stairways, between that portion of a structure and other portions of a
3 structure; or

4 2) The only connections between that portion of a structure and
5 other portions of a structure are in stories, or portions of ((a)) stories, that are underground or
6 extend no more than 4 feet above the sidewalk, measured at any point above the sidewalk
7 elevation to the floor above the partially below-grade story, excluding access.

8 c. For purposes of this subsection 23.47A.008.C.5, the following portions
9 of a structure shall not be included in measuring width and depth:

10 1) Designated Landmark structures that are retained on the lot.

11 2) Stories of a structure on which more than 50 percent of the total
12 gross floor area is occupied by any of the following uses:

13 a) Arts facilities;

14 b) Community clubs or community centers;

15 c) Child care centers;

16 d) Elementary or secondary schools;

17 e) Performing arts theaters; or

18 f) Religious facilities.

19 * * *

20 D. Where residential uses are located along a street-level street-facing facade, the
21 following requirements apply unless exempted by subsection 23.47A.008.G:

22 1. At least one of the street-level, street-facing facades containing a residential use
23 shall have a visually prominent pedestrian entry; and

2. The floor of a dwelling unit located along the street-level, street-facing facade shall be at least 4 feet above or 4 feet below sidewalk grade or be set back at least 10 feet from the sidewalk. An exception to the standards of this subsection (~~((23.44.008.D.2))~~ 23.47A.008.D.2) may be granted as a Type I decision if the following criteria are met:

a. An accessible route to the unit is not achievable if the standard is applied or existing site conditions such as topography make access impractical if the standard is applied;

b. The floor is at least 18 inches above average sidewalk grade or 4 feet below sidewalk grade, or is set back at least 10 feet from the sidewalk; and

c. The visually prominent pedestrian entry is maintained.

* * *

Section 24. Section 23.47A.012 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.47A.012 Structure height

* * *

C. Rooftop features

1. Smokestacks, chimneys, flagpoles, and religious symbols for religious institutions are exempt from height controls, except as regulated in Chapter 23.64(~~((, Airport Height Overlay District))~~), provided they are a minimum of 10 feet from any side or rear lot line.

2. Open railings, planters, skylights, clerestories, greenhouses, solariums, parapets, and firewalls may extend as high as the highest ridge of a pitched roof permitted by subsection 23.47A.012.B or up to 4 feet above the otherwise applicable height limit, whichever is higher. Insulation material(~~((, rooftop decks and other similar features,))~~) or soil for landscaping

located above the structural roof surface may exceed the maximum height limit by up to 2 feet if enclosed by parapets or walls that comply with this subsection 23.47A.012.C.2. Rooftop decks and other similar features may exceed the maximum height limit by up to two feet, and open railings or parapets required by the Building Code around the perimeter of rooftop decks or other similar features may exceed the maximum height limit by the minimum necessary to meet Building Code requirements.

* * *

Section 25. Subsection 23.47A.013.B of the Seattle Municipal Code, which section was last amended by Ordinance ~~125791~~126131, is amended as follows:

23.47A.013 Floor area ratio

* * *

B. The following gross floor area is not counted toward FAR:

1. All stories, or portions of stories, that are underground;
2. All portions of a story that extend no more than 4 feet above existing or finished grade, whichever is lower, excluding access;
3. Gross floor area of a transit station, including all floor area open to the general public during normal hours of station operation but excluding retail or service establishments to which public access is limited to customers or clients, even where such establishments are primarily intended to serve transit riders;
4. On a lot containing a peat settlement-prone environmentally critical area, above-grade parking within or covered by a structure or portion of a structure, if the Director finds that locating a story of parking below grade is infeasible due to physical site conditions such as a high water table, if either:

a. The above-grade parking extends no more than 6 feet above existing or finished grade and no more than 3 feet above the highest existing or finished grade along the structure footprint, whichever is lower, as measured to the finished floor level or roof above, pursuant to subsection 23.47A.012.A.3; or

b. All of the following conditions are met:

1) No above-grade parking is exempted by subsection 23.47A.013.B.4.a;

2) The parking is accessory to a residential use on the lot;

3) Total parking on the lot does not exceed one space for each residential dwelling unit plus the number of spaces required for non-residential uses; and

4) The amount of gross floor area exempted by this subsection 23.47A.013.B.4.b does not exceed 25 percent of the area of the lot in zones with a height limit less than 65 feet, or 50 percent of the area of the lot in zones with a height limit 65 feet or greater; and

5. Rooftop greenhouse areas meeting the standards of subsections 23.47A.012.C.5 and 23.47A.012.C.6;

6. Bicycle commuter shower facilities required by subsection 23.54.015.K.8;

((and))

7. The floor area of required bicycle parking for small efficiency dwelling units or congregate residence sleeping rooms, if the bicycle parking is located within the structure containing the small efficiency dwelling units or congregate residence sleeping rooms. Floor area of bicycle parking that is provided beyond the required bicycle parking is not exempt from FAR limits~~((.))~~; and

8. All gross floor area in cChild care centers.

* * *

Section 26. RESERVED ~~Subsection 23.48.005.D of the Seattle Municipal Code, which section was last amended by Ordinance 125603, is amended as follows:~~

23.48.005 Uses

* * *

D. Required street level uses

~~1. One or more of the following uses listed in this subsection 23.48.005.D.1 are required:~~
~~(i) at street level of the street facing facade along streets designated as Class 1 Pedestrian Streets shown on Map A for 23.48.240, except as required in subsection 23.48.205.C; (ii) at street level of the street facing facades along streets designated on Map A for 23.48.640; and (iii) at street level of the street facing facades along streets designated as Class 1 or Class 2 streets shown on Map A for 23.48.740:~~

- ~~a. General sales and service uses;~~
- ~~b. Eating and drinking establishments;~~
- ~~c. Entertainment uses;~~
- ~~d. Public libraries;~~
- ~~e. Public parks;~~
- ~~f. Arts facilities;~~
- ~~g. Religious facilities; ((and))~~
- ~~h. Light rail transit stations((,)) ; and~~
- i. Child care centers.

~~2. Standards for required street level uses. Required street level uses shall meet the development standards in subsection 23.48.040.C, and any additional standards for Seattle Mixed zones in specific geographic areas in the applicable subchapter of this Chapter 23.48.~~

~~***~~

Section 27. A new Section 23.48.007 is added to the Seattle Municipal Code as follows:

23.48.007 Major Phased Developments

A. An applicant may seek approval of a Major Phased Development, as defined in Section 23.84A.025. A Major Phased Development proposal is subject to the provisions of the zone in which it is located and shall meet the following thresholds:

1. Minimum site size of 5 acres, composed of contiguous parcels or parcels divided only by one or more rights-of-way.
2. The proposed project, which at time of application is a single, functionally interrelated campus, contains more than one building, with a minimum total gross floor area of 200,000 square feet.
3. The first phase of the development consists of at least 100,000 square feet in gross building floor area.
4. At the time of application, the project is consistent with the general character of development anticipated by Land Use Code regulations.

B. A Major Phased Development application shall be submitted, evaluated, and approved according to the following:

1. The application shall contain a level of detail that is sufficient to reasonably assess anticipated impacts, including those associated with a maximum build-out, within the timeframe requested for Master Use Permit extension.

2. A Major Phased Development component shall not be approved unless the Director concludes that anticipated environmental impacts, such as traffic, open space, shadows, construction impacts and air quality, are not significant or can be effectively monitored and conditions imposed to mitigate impacts over the extended life of the permit.

3. Expiration or renewal of a permit for the first phase of a Major Phased Development is subject to the provisions of Chapter 23.76. The Director shall determine the expiration date of a permit for subsequent phases of the Major Phased Development through the analysis provided for above; such expiration shall be no later than 15 years from the date of issuance.

C. Changes to the approved Major Phased Development

1. When an amendment to a Master Use Permit with a Major Phased Development component is requested, the Director shall determine whether the amendment is minor or not.

a. A minor amendment is one that meets the following criteria:

1) Substantial compliance with the approved site plan and conditions imposed in the existing Master Use Permit with the Major Phased Development component with no substantial change in the mix of uses and no major departure from the bulk and scale of structures originally proposed; and

2) Compliance with applicable requirements of this Title 23 in effect at the time of the original Master Use Permit approval; and

3) No significantly greater impact would occur.

2. If the Director determines that the amendment is minor, the Director may approve a revised site plan as a Type I decision. The Master Use Permit expiration date of the original approval shall be retained.

3. If the Director determines that the amendment is not minor, the applicant may either continue under the existing Major Phased Development approval or may submit a revised Major Phased Development application. The revised application shall be the subject of a Type II decision. Only the portion of the site affected by the revision shall be subject to regulations in effect on the date of the revised Major Phased Development application, notwithstanding any provision of Chapter 23.76. The decision may retain or extend the existing expiration date on the portion of the site affected by the revision.

Section 28. Section 23.48.020 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

23.48.020 Floor area ratio (FAR)

A. General provisions

1. All gross floor area not exempt under subsection 23.48.020.~~((D))~~B counts toward the gross floor area allowed under the FAR limits.

2. The applicable FAR limit applies to the total non-exempt gross floor area of all structures on the lot.

3. If a lot is in more than one zone, the FAR limit for each zone applies to the portion of the lot located in that zone.

B. Floor area exempt from FAR calculations. The following floor area is exempt from maximum FAR calculations:

1. All underground stories or portions of stories.

2. Portions of a story that extend no more than 4 feet above existing or finished grade, whichever is lower, excluding access.

3. As an allowance for mechanical equipment, in any structure 65 feet in height or more, 3.5 percent of the total chargeable gross floor area in a structure is exempt from FAR calculations. Calculation of the allowance includes the remaining gross floor area after all exempt space allowed in this subsection 23.48.020.B has been deducted. Mechanical equipment located on the roof of a structure, whether enclosed or not, is not included as part of the calculation of total gross floor area.

4. All gross floor area for solar collectors and wind-driven power generators.

5. Bicycle commuter shower facilities required by subsection 23.54.015.K.8.

6. The floor area of required bicycle parking for small efficiency dwelling units or congregate residence sleeping rooms, if the bicycle parking is located within the structure containing the small efficiency dwelling units or congregate residence sleeping rooms. Floor area of bicycle parking that is provided beyond the required bicycle parking is not exempt from FAR limits.

7. Child care centers.

* * *

Section 29. Section 23.48.025 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.48.025 Structure height

* * *

C. Rooftop features

* * *

4. The following rooftop features may extend up to 15 feet above the maximum height limit, so long as the combined total coverage of all features listed in this subsection 23.48.025.C.4, including weather protection such as eaves or canopies extending from rooftop features, does not exceed 20 percent of the roof area, or 25 percent of the roof area if the total includes stair or elevator penthouses or screened mechanical equipment:

- a. Solar collectors;
- b. Stair and elevator penthouses;
- c. Mechanical equipment;
- d. Atriums, greenhouses, and solariums;
- e. Play equipment and open-mesh fencing that encloses it, as long as the fencing is at least 15 feet from the roof edge;
- f. Minor communication utilities and accessory communication devices, except that height is regulated according to the provisions of Section 23.57.012; and
- g. Covered or enclosed common amenity area for structures exceeding a height of 125 feet.

* * *

Section 30. Section 23.48.220 of the Seattle Municipal Code, last amended by Ordinance 125927, is amended as follows:

23.48.220 Floor area ratio (FAR) in South Lake Union Urban Center

A. General provisions

1. Except as otherwise specified in this subsection 23.48.220.A, FAR limits for specified SM zones within the South Lake Union Urban Center are as shown in Table A for 23.48.220 and Table B for 23.48.220. In the zones shown on Table A for 23.48.220, all non-

exempt floor area above the base FAR is considered extra floor area. Extra floor area may be obtained, up to the maximum FAR, only through the provision of public amenities according to Section 23.48.021 and Chapter 23.58A.

Table A for 23.48.220
FAR limits for specified zones in South Lake Union Urban Center

Zone	FAR limits for non-residential uses		Maximum FAR for structures that do not exceed the base height limit and include residential use ¹
	Base FAR	Maximum FAR	
SM-SLU 100/65-145	4.5	6.5	4.5
SM-SLU 85/65-160	4.5	7	4.5
SM-SLU 175/85-280	4.5 ²	8	6
SM-SLU 85-280	0.5/3 ³	NA	6
SM-SLU 240/125-440	5 ²	8	10

Footnotes to Table A for 23.48.220

NA (not applicable) refers to zones where uses are not subject to an FAR limit.

¹ All portions of residential structures that exceed the base height, including portions restricted to the podium height limit, are exempt from FAR limits.

² In the SM-SLU 175/85-280, and SM-SLU 240/125-440 zones, an additional increment of 0.5 FAR above the base FAR is permitted on lots meeting the requirements of subsection 23.48.220.A.3.

³ The 3 FAR limit applies to religious facilities. For all other non-residential uses, the 0.5 FAR limit applies.

Table B for 23.48.220
FAR limits for SM-SLU/R 65/95, SM-SLU 100/95, and SM-SLU 145 zones

Zone	FAR limits for all uses	
	Base FAR	Maximum FAR
SM-SLU/R 65/95	Not applicable	Not applicable
SM-SLU 100/95	4.5	6.75
SM-SLU 145	5	9.5 ¹

Footnote to Table B for 23.48.220

¹ The maximum FAR for development with non-residential uses that exceed 85 feet in height is 8.5.

* * *

Section 31. Subsection 23.48.225.A of the Seattle Municipal Code, which section was last amended by Ordinance 125927, is amended as follows:

23.48.225 Structure height in South Lake Union Urban Center

A. Base and maximum height limits

1. In zones listed below in this subsection 23.48.225.A.1, the applicable height limit for portions of a structure that contain non-residential and live-work uses is shown as the first figure after the zone designation and the base height limit for portions of a structure in residential use is shown as the first figure following the "/". The third figure shown is the maximum residential height limit. Except as stated in Section 23.48.025, the base residential height limit is the applicable height limit for portions of a structure in residential use if the structure does not gain extra residential floor area under the provisions of Chapter 23.58A, and the maximum residential height limit is the height limit for portions of a structure in residential use if the structure includes extra floor area under the provisions of Chapter 23.58A ((and if the

~~structure complies with the standards for tower development specified in Section 23.48.240
(Street level development standards in South Lake Union Urban Center) and Section 23.48.245
(Upper level development standards in South Lake Union Urban Center))):~~

SM-SLU 100/65-145

SM-SLU 85/65-160

SM-SLU 175/85-280

SM-SLU 240/125-440

2. In the SM-SLU 85/65-160 zone on the blocks bounded by Valley Street, Mercer Street, Westlake Avenue North, and Fairview Avenue North, hotel use is permitted above 85 feet in height and is subject to the same provisions as residential use exceeding the base height limit for residential use, provided that all development standards that apply to a residential tower also apply to the hotel use, including the provisions of Section 23.48.221 for gaining extra residential floor area.

3. In the SM-SLU 85-280 zone, except as stated in subsections 23.48.225.C and 23.48.225.F, the base height limit is the applicable height limit for portions of a structure if the structure does not gain extra residential floor area under the provisions of Chapter 23.58A, and the maximum residential height limit is the height limit for portions of a structure in residential use if the structure includes extra residential floor area under the provisions of Chapter 23.58A, and if the structure complies with the standards for residential tower development in this Chapter 23.48.

4. In the SM-SLU 100/95 zone, the maximum height for portions of a structure in non-residential or live-work use is 100 feet and the maximum height limit for portions of a structure in residential use is 95 feet.

5. In the SM-SLU 145 zone, the maximum height for all uses is 145 feet.

* * *

Section 32. Section 23.48.245 of the Seattle Municipal Code, last amended by Ordinance 125927, is amended as follows:

23.48.245 Upper-level development standards in South Lake Union Urban Center

Lots in the SM-SLU 100/65-145, SM-SLU 85/65-160, SM-SLU 175/85-280, SM-SLU 85-280, and SM-SLU 240/125-440 zones are subject to upper-level development standards that may include upper-level floor area limits, gross floor area limits and podium heights, upper-level setbacks, facade modulation, maximum facade widths, a limit on the number of towers per block, and tower separation requirements, as specified in this Section 23.48.245. For the purpose of this Section 23.48.245, a tower is a structure that exceeds a height of 65 feet for the SM-SLU 100/65-145 and SM-SLU 85/65-160 zones, 85 feet for the SM-SLU 175/85-280 and SM-SLU 85-280 zones, or 125 feet for the SM-SLU 240/125-440 zone.

A. Upper-level floor area limit. For residential towers, the average gross floor area of all stories above the podium height specified on Map A for 23.48.245 shall not exceed 50 percent of the lot area, provided that:

1. In no case shall the gross floor area of stories above the podium height exceed the gross floor area limits of subsection 23.48.245.B.2; and

2. The limit on towers per block in subsection 23.48.245.F applies.

B. Floor area limits and podium heights. The following provisions apply to development in the SM-SLU 100/65-145, SM-SLU 85-280, SM-SLU 85/65-160, SM-SLU 175/85-280, and SM-SLU 240/125-440 zones located within the South Lake Union Urban Center:

1. Floor area limit for structures or portions of structures occupied by non-residential uses:

a. Except as specified in subsections 23.48.245.B.1.b and 23.48.245.B.1.c, there is no floor area limit for non-residential uses in a structure or portion of structure that does not contain non-residential uses above 85 feet in height.

b. There is no floor area limit for a structure that includes research and development uses and the uses are in a structure that does not exceed a height of 105 feet, provided that the following conditions are met:

1) A minimum of two floors in the structure are occupied by research and development uses and have a floor-to-floor height of at least 14 feet; and

2) The structure has no more than seven stories above existing or finished grade, whichever is lower, as measured from the lowest story to the highest story of the structure but not including rooftop features permitted under subsection 23.48.025.C. The lowest story shall not include a story that is partially below grade and extends no higher than 4 feet above existing or finished grade, whichever is lower.

c. Within locations in the SM-SLU 175/85-280 zone meeting the standards in subsection 23.48.230.B for extra height in South Lake Union Urban Center, there is no floor area limit for structures that do not exceed a height of 120 feet and that are designed for research and development laboratory use and administrative office associated with research and development laboratories.

d. For structures or portions of structures with non-residential uses that exceed a height of 85 feet, or that exceed the height of 105 feet under the provisions of subsection 23.48.245.B.1.b, or 120 feet under subsection 23.48.245.B.1.c, each story of the

structure above the specified podium height indicated for the lot on Map A for 23.48.245, excluding rooftop features or stories with rooftop features that are otherwise permitted above the height limit under the provisions of subsection 23.48.025.C, is limited to a maximum gross floor area of 24,000 square feet per story, except that the average gross floor area for stories above the specified podium height is 30,000 square feet for structures on a lot that meets the following conditions:

- 1) The lot has a minimum area of 60,000 square feet; and
- 2) The lot includes an existing open space or a qualifying Landmark structure and is permitted an additional increment of FAR above the base FAR, as permitted in subsection ((~~23.48.020.A.3~~)) 23.48.220.A.3.

2. Floor area limit for residential towers. For a structure with residential use that exceeds the base height limit established for residential uses in the zone under subsection 23.48.225.A.1, the following maximum gross floor area limit applies:

- a. For a structure that does not exceed a height of 160 feet, excluding rooftop features or stories with rooftop features that are otherwise permitted above the height limit under the provisions of subsection 23.48.025.C, the gross floor area for stories with residential use that extend above the podium height indicated for the lot on Map A for 23.48.245 shall not exceed 12,500 square feet for each story, or the floor size established by the upper-level floor area limit in subsection 23.48.245.A, whichever is less.

- b. For a structure that exceeds a height of 160 feet, the following limits apply:

- 1) The average gross floor area for all stories with residential use that extend above the podium height indicated for the lot on Map A for 23.48.245, and extending

up to the maximum height limit, shall not exceed 10,500 square feet, or the floor size established by the upper-level floor area limit in subsection 23.48.245.A, whichever is less, except as allowed in subsection 23.48.245.A.

2) The gross floor area of any single residential story above the podium height shall not exceed 11,500 square feet.

3. Floor area limit for mixed-use development. This subsection 23.48.245.B.3 applies to structures or portions of structures that include both residential and non-residential uses, as provided for in subsection 23.48.220.A.2.

a. For a story that includes both residential and non-residential uses, the gross floor area limit for all uses combined shall not exceed the floor area limit for non-residential uses, provided that the floor area occupied by residential use shall not exceed the floor area limit otherwise applicable to residential use.

b. For a mixed-use structure with residential uses located on separate stories from non-residential uses, the floor area limits shall apply to each use at the applicable height limit.

4. Podium standards. The standards for podiums apply only to structures or portions of structures that include a tower that is subject to a floor area limit.

a. Height limit for podiums. The specific podium height for a lot is shown on Map A for 23.48.245, and the height limit extends from the street lot line to the parallel alley lot line, or, where there is no alley lot line parallel to the street lot line, from the street lot line to a distance of 120 feet from the street lot line, or to the rear lot line, if the lot is less than 120 feet deep. If the street lot line is not straight, the measurement will be from the point where the distance between the street lot line and the rear lot line is the narrowest. The podium height is

measured from the grade elevation at the street lot line. In the SM-SLU 85/65-160 and the SM-175/85-280 zones on the blocks bounded by Valley Street or Roy Street, Mercer Street, ((9th)) Dexter Avenue North, and Fairview Avenue North, the line on Map A for 23.48.245 demarcating the different podium heights within these blocks is located 120 feet north of the northerly line of Mercer Street.

b. Podium floor area limits. For the podiums of structures with residential uses that exceed the base height limit established for the zone under subsection 23.48.225.A.1 ~~((and for structures with non residential uses that exceed a height of 85 feet,))~~ the average gross floor area ~~((coverage of required lot area, pursuant to subsection 23.48.245.A,))~~ for all the stories below the podium height specified on Map A for 23.48.245((;)) shall not exceed 75 percent of the lot area required for residential tower development, except that floor area is not limited for each story if the total number of stories below the podium height is three or fewer stories, or if the conditions in subsection 23.48.245.B.4.c apply.

c. The floor area limit on podiums in subsection 23.48.245.B.4.b does not apply if a lot includes one of the following:

1) Usable open space that meets the provisions of subsection 23.48.240.F; or

2) A structure that has been in existence prior to 1965 and the following conditions are met:

a) The structure is rehabilitated and maintained to comply with applicable codes and shall have a minimum useful life of at least 50 years from the time that it was included on the lot with the project allowed to waive the podium area limit;

b) The owner agrees that the structure shall not be significantly altered for at least 50 years from the time that it was included on the lot with the project allowed to waive the podium area limit. Significant alteration means the following:

i. Alteration of the exterior facades of the structure, except alterations that restore the facades to their original condition;

ii. Alteration of the floor-to-ceiling height of the street-level story, except alterations that restore the floor-to-ceiling height to its original condition; or

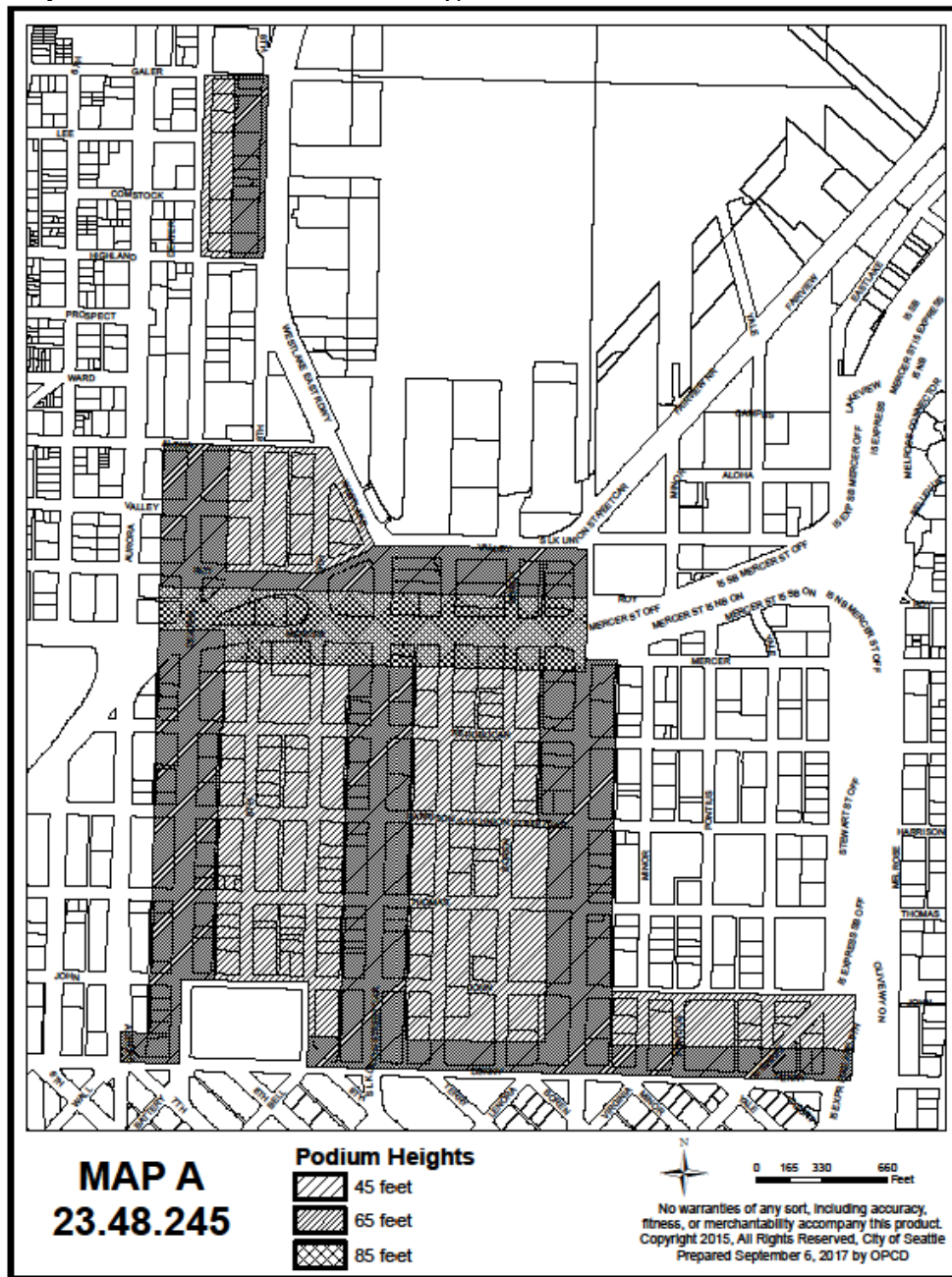
iii. The addition of stories to the structure, unless the proposed addition is no taller than the maximum height to which the structure was originally built, or the addition is approved through the design review process as compatible with the original character of the structure and is necessary for adapting the structure to new uses; or

c) If the structure is removed from the lot, then any use of the portion of the lot previously occupied by the structure shall be limited to usable open space. The portion of the lot previously occupied by the structure shall be defined by a rectangle enclosing the exterior walls of the structure as they existed at the time it was included on the lot with the project allowed to waive the podium area limit, with the rectangle extended to the nearest street frontage.

d. Additional height for podiums abutting Class 1 Pedestrian Streets. Podium height for structures fronting on Class 1 Pedestrian Streets pursuant to Section 23.48.240 may exceed podium height limits shown on Map A for 23.48.245 by 5 feet provided that floor-to-ceiling clearance at the ground floor is at least 15 feet.

1 5. Aerial connections. Structures that use an additional increment of floor area
2 provided in subsection 23.48.220.B.3.b may be connected by up to three aerial connections. The
3 combined floor area in all aerial connections may not exceed 2,130 square feet and no one aerial
4 connection may exceed 805 square feet. The floor area of aerial connections does not count
5 toward the floor area limits of subsections 23.48.245.B.1 or 23.48.245.B.2. For purposes of this
6 subsection 23.48.245.B.5, "aerial connections" are enclosed connections between structures that
7 are located on the same block and that do not cross above public right-of-way.

Map A for 23.48.245 Podium Heights



C. Upper-level setbacks

1. The following requirements for upper-level setbacks in this subsection

23.48.245.C.1 apply to development that meets the following conditions:

a. The development is on a lot abutting a street segment shown on Table A for 23.48.245; and

b. For lots in the SM-SLU 85-280, SM-SLU 85/65-160, SM-SLU 175/85-280, and SM-SLU 240/125-440 zones located within the South Lake Union Urban Center, the development includes a tower structure with residential uses exceeding the base height limit established for residential uses in the zone under subsection 23.48.225.A.1, or includes a structure with non-residential uses that exceed a height of ~~((85))~~ 95 feet.

2. The required upper-level setbacks for development specified in subsection 23.48.245.C.1 shall be provided as follows:

a. For portions of a structure facing the applicable street, the maximum height above which a setback is required is specified on Column 2 of Table A for 23.48.245.

b. For portions of a structure exceeding the maximum height above which a setback is required, the minimum depth of the setback, measured from the abutting applicable street lot line, is specified on Column 3 of Table A for 23.48.245.

Table A for 23.48.245
Required upper-level setbacks for development meeting the conditions of subsection 23.48.245.C

Column 1: Location of lot	Column 2: Height above which setback is required (in feet)	Column 3: Minimum depth of setback from applicable street lot line (in feet)
Thomas Street, south side, between Aurora Ave N to 8 th Ave N	45	50
Thomas Street, south side, between 8 th Ave N and 9 th Ave N	45	40

Table A for 23.48.245
Required upper-level setbacks for development meeting the conditions of subsection 23.48.245.C

Thomas Street, south side, between 9 th Ave N and alley between Fairview Ave N and Minor Ave N	45	30
John Street, north side, between Aurora Ave N and 9 th Ave N	45	30
John Street, north side, between 9 th Ave N and Boren Ave N	45	15
John Street, south side, between Aurora Ave N and Minor Ave N	45	30
Boren Ave N, both sides, between Mercer Street and John Street	65 ¹	10 ¹
Fairview Ave N, west side, between Mercer Street and John Street	65	10
Fairview Ave N, east side, between Mercer Street to John Street	65	10

Footnotes to Table A for 23.48.245

¹On corner lots at intersections with Thomas and John Streets, for the portion of the lot subject to the setback requirements on these cross streets, the lower height above which setbacks are required and the greater distance of the setback from the cross streets apply.

* * *

F. Limit on towers per block or block front

1. For purposes of this subsection 23.48.245.F and subsection 23.48.245.G, a tower is considered to be "existing" and must be taken into consideration when other towers are proposed, under any of the following circumstances:

1 a. The tower is physically present, except that a tower that is physically
2 present is not considered "existing" if the owner of the lot where the tower is located has applied
3 to the Director for a permit to demolish the tower and provided that no building permit for the
4 proposed tower is issued until the demolition of the tower that is physically present has been
5 completed;

6 b. The tower is a proposed tower for which a complete application for a
7 Master Use Permit or building permit has been submitted, provided that:

8 1) ~~((the))~~ The application has not been withdrawn or cancelled
9 without the tower having been constructed; and

10 2) ~~((#))~~ If a decision on that application has been published or a
11 permit on the application has been issued, the decision or permit has not expired, and has not
12 been withdrawn, cancelled, or invalidated, without the tower having been constructed.

13 c. The tower is a proposed tower for which a complete application for
14 early design guidance has been filed and a complete application for a Master Use Permit or
15 building permit has not been submitted, provided that the early design guidance application will
16 not qualify a proposed tower as an existing tower if a complete Master Use Permit application is
17 not submitted within 90 days of the date of the early design guidance public meeting if one is
18 required, or within 90 days of the date the Director provides guidance if no early design meeting
19 is required, or within 150 days of the first early design guidance public meeting if more than one
20 early design guidance public meeting is held.

21 2. Only one residential tower, or one tower with non-residential uses exceeding 85
22 feet in height, is permitted on a single block front, except as modified by subsections
23 23.48.245.F.3, 23.48.245.F.4, and 23.48.245.F.5.

3. In the SM-SLU 85/65-160 zone, only one residential tower structure or one non-residential tower structure with a hotel use meeting residential development standards is permitted per block.

4. In the SM-SLU 100/65-145 zone, more than one residential tower is permitted on a block front if the lot area is 30,000 square feet or more.

5. Only one tower with non-residential uses exceeding 85 feet in height is permitted on a block, unless the tower meets the requirements of Section 23.48.230 or unless all of the following conditions apply:

a. The tower is on a lot with a minimum area of 60,000 square feet. The area of one or more lots, separated only by an alley, may be combined for the purposes of calculating the minimum required lot area under this subsection 23.48.245.F.5. The minimum lot area is 59,000 square feet if the lot area was reduced below 60,000 square feet as a result of acquisition of right-of-way by the City;

b. A minimum separation of 60 feet is provided between all portions of structures on the lot that exceed the limit on podium height shown on Map A for 23.48.245. If the lot includes a qualifying Landmark structure, an average separation of 60 feet is permitted;

c. A minimum of 15 percent of the lot area is provided as landscaped open space at ground level, allowing for some area to be provided above grade to adapt to topographic conditions, provided that such open space is accessible to people with disabilities. The required open space shall have a minimum horizontal dimension of 15 feet and shall be provided as one continuous area;

d. A pedestrian connection meeting the development standards of subsection 23.48.240.H for through-block pedestrian connections for large lot developments is

provided through the lot to connect the north/south avenues abutting the lot. If the lot abuts an avenue that has been vacated, the connection shall be to an easement providing public access along the original alignment of the avenue. In addition, if the slope of the lot between the north/south avenues exceeds a slope of ten percent, a hillclimb shall be provided;

e. The application of the provisions in this subsection 23.48.245.F.5 shall not result in more than two structures on a block with either non-residential uses above 85 feet in height or with residential use above the base height limit for residential use, except as allowed by subsection 23.48.245.F.5.f;

f. ~~((For lots that, as a result of a street vacation, exceed 150,000 square feet, the Director shall, as a Type I decision, determine the permitted number of structures with non-residential uses above 85 feet in height or with residential use above the base height limit, based on the limits in subsection 23.48.245.F.5.e as applied to the block conditions existing prior to the street vacation))~~ The block front on the east side of Terry Avenue North between Denny Way and Thomas Street shall be treated as two block fronts, separated by the location of John Street, if extended between Boren Avenue North and Terry Avenue North;

g. The Director shall make a determination of project impacts on the need for pedestrian and bike facilities and complete a voluntary agreement between the property owner and the City to mitigate impacts, if any. The Director may consider the following as impact mitigation:

1) Pedestrian walkways on a lot, including through-block connections on through lots, where appropriate, to facilitate pedestrian circulation by connecting structures to each other and abutting streets;

2) Sidewalk improvements, including sidewalk widening, to accommodate increased pedestrian volumes and streetscape improvements that will enhance pedestrian comfort and safety;

3) Improvements to enhance the pedestrian environment, such as providing overhead weather protection, landscaping, and other streetscape improvements; and

4) Bike share stations; and

h. For development that exceeds 85,000 or more gross square feet of floor area in office use, the Director shall make a determination as to the project's impact on the need for open space. The Director may limit floor area or allow floor area subject to conditions, which may include a voluntary agreement between the property owner and the City to mitigate impacts, if any. The Director shall take into account Section 23.48.250 in assessing the demand for open space generated by an office development in an area permitting high employment densities.

1) The Director may consider the following as mitigation for open space impacts:

a) Open space provided on-site or off-site, consistent with the provisions in subsection 23.49.016.C, or provided through payment-in-lieu, consistent with subsection 23.49.016.D, except that in all cases the open space shall be located on a lot in an SM-SLU zone that is accessible to the development's occupants;

b) Additional pedestrian amenities through on-site or streetscape improvements provided as mitigation for impacts on pedestrian facilities pursuant to subsection 23.48.245.F.5.g; and

c) Public space inside or on the roof of a Landmark building.

2) The Director may approve open space in lieu of that contained or referred to in subsection 23.49.016.C to mitigate project impacts, based on consideration of relevant factors, including the following:

a) The density or other characteristics of the workers anticipated to occupy the development compared to the presumed office employment population providing the basis for the open space standards applicable under Section 23.49.016; and

b) Characteristics or features of the development that mitigate the anticipated open space impacts of workers or others using or occupying the project.

6. The block front on the east side of Terry Avenue N. between Denny Way and Thomas Street N. shall be treated as two block fronts, separated by the location of John Street N., if extended between Boren Avenue N. and Terry Avenue N.

G. Tower separation. The following separation is required between a proposed tower with residential use above the base height limit for residential use and existing towers with residential use above the base height limit for residential use and that are located on the same block. For the purposes of this subsection 23.48.245.G, a block is defined as the area bounded by street lot lines and excluding alley lot lines. Alleys shall not be deemed to bisect a block into two separate blocks:

1. A separation of 60 feet is required between all portions of the structures above the podium height limit for towers that exceed the base height limit for residential use and any tower considered to be existing according to subsection 23.48.245.F.1.

2. No separation is required on blocks within the area bounded by Aurora Avenue North, John Street, Thomas Street, and 9th Avenue North.

3. The first 4 feet of the horizontal projection of unenclosed decks and balconies, and architectural features such as cornices shall be disregarded in calculating tower separation.

Section 33. Subsection 23.48.720.C of the Seattle Municipal Code, which section was ~~enacted~~ last amended by Ordinance ~~125432~~ 126131, is amended as follows:

23.48.720 Floor area ratio (FAR) in SM-UP zones

* * *

C. Floor area exempt from FAR. In addition to floor area that is exempt from FAR limits according to subsection 23.48.020.B, the following floor area is exempt from FAR limits:

1. The floor area contained in a Landmark structure if the owner of the Landmark has executed and recorded an agreement acceptable in form and content to the Landmarks Preservation Board providing for the rehabilitation of the structure. This exemption does not apply to a lot from which a Landmark TDR or TDP has been transferred under Chapter 23.58A and does not apply for purposes of determining TDR or TDP available for transfer under Chapter 23.58A;

2. ~~Floor~~ All gross floor area ~~for a preschool in a child care center~~, an elementary school, or a secondary school;

3. Floor area used for theaters or arts facilities, which for the purposes of this Section 23.48.720 may be operated either by for-profit or not-for-profit organizations;

4. Floor area of street-level uses identified in subsection 23.48.005.D, whether required or not, that meet the development standards of subsection 23.48.040.C; and

5. Floor area in a vulnerable masonry structure that is included on a list of structures that meet specified criteria in a rule promulgated by the Director under Section

23.48.627, provided that the structure is retained for a minimum of 50 years according to the provisions that apply to a qualifying vulnerable masonry structure TDR or TDP sending site in subsection 23.58A.042.F.3.

Section 34. Section 23.48.724 of the Seattle Municipal Code, enacted by Ordinance 125432, is amended as follows:

23.48.724 Extra floor area for open space amenities in SM-UP 160 zone

A. In the SM-UP 160 zone, extra floor area may be gained above the base FAR specified for the zone in Section 23.48.720 in projects that provide open space amenities in accordance with Section 23.58A.040 and subject to the limits and conditions of Section 23.48.722 and this Section 23.48.724.

B. Projects that include the following open space amenities are eligible for extra floor area as specified in Section 23.48.722:

1. Green street improvements on designated Neighborhood Green Streets shown on Map A for 23.48.740;
2. Green street setbacks on lots abutting a designated Neighborhood Green Street shown on Map A for 23.48.740; ~~((and))~~
3. Mid-block corridor((-)) ; and
4. Neighborhood open space.

C. To be eligible for a floor area bonus, open space amenities shall comply with the applicable development standards and conditions specified in Section 23.58A.040, except that for a mid-block corridor the provisions of subsection 23.48.740.C.2 apply in addition to the conditions of Section 23.58A.040.

Section 35. Section 23.48.740 of the Seattle Municipal Code, adopted by Ordinance 125432, is amended as follows:

23.48.740 Street-level development standards in SM-UP zones

Street-level development standards in Section 23.48.040 apply to all streets in the SM-UP zones.

In addition, the following requirements apply:

A. Street-level facade requirements; setbacks from street lot lines

Street-facing facades of a structure (~~are must~~) shall be built to the lot line except as follows:

1. The street-facing facades of structures abutting Class 1 Pedestrian Streets, as shown on Map A for 23.48.740, shall be built to the street lot line for a minimum of 70 percent of the facade length, provided that the street frontage of any required outdoor amenity area, other required open space, or usable open space provided in accordance with subsections 23.48.740.B and 23.48.740.C is excluded from the total amount of frontage required to be built to the street lot line.

2. If a building in the Uptown Urban Center faces both a Class 1 Pedestrian Street and a Class 2 Pedestrian Street a new structure is only required to provide a primary building entrance on the Class 1 Pedestrian Street.

* * *

3. For streets designated as Class II and Class III Pedestrian Streets and Green Streets as shown on Map A for 23.48.740, and as specified in subsection 23.48.740.B.1, the street-facing facade of a structure may be set back up to 12 feet from the street lot line subject to the following (as shown on Exhibit B for 23.48.740):

a. The setback area shall be landscaped according to the provisions of subsection 23.48.055.A.((2))3;

b. Additional setbacks are permitted for up to 30 percent of the length of portions of the street-facing facade that are set back from the street lot line, provided that the additional setback is located 20 feet or more from any street corner; and

c. Any required outdoor amenity area, other required open space, or usable open space provided in accordance with subsection 23.48.740.B is not considered part of the setback area and may extend beyond the limit on setbacks from the street lot line that would otherwise apply under subsection 23.48.740.B.

* * *

Section 36. Section 23.49.008 of the Seattle Municipal Code, which section was last amended by Ordinance 125603, is amended as follows:

23.49.008 Structure height

The following provisions regulating structure height apply to all property in Downtown zones except the DH1 zone. Structure height for PSM, IDM, and IDR zones is regulated by this Section 23.49.008, and by Sections 23.49.178, 23.49.208, and 23.49.236.

* * *

B. Structures located in DMC 240/290-440, ~~((or))~~ DMC 340/290-440, or DOC2 500/300-550 zones may exceed the maximum height limit for residential use, or if applicable the maximum height limit for residential use as increased under subsection 23.49.008.A.4, by ten percent of that limit, as so increased if applicable, if:

1. The facades of the portion of the structure above the limit do not enclose an area greater than 9,000 square feet, and

2. The enclosed space is occupied only by those uses or features otherwise permitted in this Section 23.49.008 as an exception above the height limit. The exception in this subsection 23.49.008.B shall not be combined with any other height exception for screening or rooftop features to gain additional height.

* * *

Section 37. Subsection 23.49.011.B of the Seattle Municipal Code, which section was last amended by Ordinance 125603, is amended as follows:

23.49.011 Floor area ratio

* * *

B. Exemptions and deductions from FAR calculations

1. The following are not included in chargeable floor area, except as specified below in this Section 23.49.011:

a. Uses listed in subsection 23.49.009.A in a DRC zone and in the FAR Exemption Area identified on Map 1J up to a maximum FAR of 2 for all such uses combined, provided that for uses in the FAR Exemption Area that are not in the DRC zone the uses are located no higher than the story above street level;

b. Street-level uses meeting the requirements of Section 23.49.009, Street-level use requirements, whether or not street-level use is required pursuant to Map 1G, if the uses and structure also satisfy the following standards:

1) The street level of the structure containing the exempt space has a minimum floor-to-floor height of 13 feet, except that in the DMC 170 zone the street level of the structure containing the exempt space has a minimum floor-to-floor height of 18 feet;

2) The exempt space extends a minimum depth of 15 feet from the street-level, street-facing facade; ~~((and))~~

3) Overhead weather protection is provided satisfying Section 23.49.018; and

4) A mezzanine within a street level use is not included in chargeable floor area, if the mezzanine does not interrupt the floor-to-floor heights for the minimum depth stated in subsection 23.49.011.B.1.b.2. Stairs leading to the mezzanine are similarly not included in chargeable floor area;

* * *

Section 38. Subsection 23.49.014.A of the Seattle Municipal Code, which section was last amended by Ordinance 125371, is amended as follows:

23.49.014 Transfer of development rights

A. General standards

1. The following types of TDR may be transferred to the extent permitted in Table A for 23.49.014, subject to the limits and conditions in this Chapter 23.49:

- a. Housing TDR;
- b. DMC housing TDR;
- c. Landmark housing TDR;
- d. Landmark TDR;
- e. Open space TDR; and
- f. South Downtown Historic TDR.

2. In addition to transfers permitted under subsection 23.49.014.A.1, TDR may be transferred from any lot to another lot on the same block, as within-block TDR, to the extent permitted in Table A for 23.49.014, subject to the limits and conditions in this Chapter 23.49.

3. A lot's eligibility to be either a sending or receiving lot is regulated by Table A for 23.49.014.

4. Except as expressly permitted pursuant to this Chapter 23.49, development rights or potential floor area may not be transferred from one lot to another.

5. No permit after the first building permit, and in any event, no permit for any construction activity other than excavation and shoring or for occupancy of existing floor area by any use based upon TDR, will be issued for development that includes TDR until the applicant's possession of TDR is demonstrated according to rules promulgated by the Director to implement this Section 23.49.014.

Table A for 23.49.014
Permitted use of TDR

Zones ¹	Types of TDR					
	Within-block TDR	Housing TDR	DMC Housing TDR	Landmark TDR and Landmark Housing TDR	Open Space TDR	South Downtown Historic TDR
DOC1 and DOC2	S, R	S, R	X	S, R	S, R	R
DRC	S, R ((2))	S, R ((2))	X	S, R ((2))	S, R ((2))	R
DMC 340/290-440	S, R	S, R	S	S, R	S, R	R
DMC 145 and DMC 240/290-440	S ((2)) ₂	S, R	S, R	S, R	S, R	R

Table A for 23.49.014
Permitted use of TDR

DMC 170	X	S, R	S, R	S, R	S, R	R
DMC 95 and DH2	X	S, R	X	S, R	S, R	R
DMC 75 and DMC 85/75-170	X	S	X	S	S	R
DMR	X	S, R ⁽⁽⁴⁾⁾²	X	S, R ⁽⁽⁴⁾⁾²	S, R ⁽⁽⁴⁾⁾²	R ⁽⁽⁴⁾⁾²
IDR	X	S	X	X	S	S
IDR/C	X	S	X	X	S, R ⁽⁽⁵⁾⁾⁴	S
IDM	X	S, R	X	X	S, R ⁽⁽⁵⁾⁾⁴	S, R
PSM	X	S	X	X	S ⁽⁽⁵⁾⁾⁴	S, R

S = Eligible sending lot.

R = Eligible receiving lot.

X = Not permitted.

Footnotes to Table A for 23.49.014:

¹Development rights may not be transferred to or from lots in the PMM or DH1 zones.

²~~((Transfers to lots in a DRC zone are permitted only from lots that also are zoned DRC.))~~

⁽⁽³⁾⁾Transfers are permitted only from lots zoned DMC to lots zoned DOC1.

⁽⁽⁴⁾⁾²Transfers to lots in a DMR zone are permitted only from lots that also are zoned DMR except that transfer of TDR to a lot in a DMR zone located in South Downtown is permitted from any eligible sending lot in South Downtown.

⁽⁽⁵⁾⁾⁴Transfers of open space TDR to lots in South Downtown are permitted only from lots that are also located in South Downtown.

* * *

D. Transfer of development rights deeds and agreements

1. The fee owners of the sending lot shall execute a deed, shall obtain the release of the TDR from all liens of record, and shall obtain the written consent of all holders of encumbrances on the sending lot other than easements and restrictions, unless the requirement for a release or consent is waived by the Director for good cause. The deed shall be recorded in the King County real property records. If TDR are conveyed to the owner of a receiving lot described in the deed, then unless otherwise expressly stated in the deed or any subsequent instrument conveying such lot or the TDR, the TDR shall pass with the receiving lot whether or not a structure using such TDR shall have been permitted or built prior to any conveyance of the receiving lot. Any subsequent conveyance of TDR previously conveyed to a receiving lot shall require the written consent of all parties holding any interest in or lien on the receiving lot from which the conveyance is made. If the TDR are transferred other than directly from the sending lot to the receiving lot using the TDR, then after the initial transfer, all subsequent transfers also shall be by deed, duly executed, acknowledged and recorded, each referring by King County recording number to the prior deed. Any deed conveying any South Downtown Historic TDR from the sending lot shall include a sworn certification by the grantor to the effect that one or more structures on the sending lot have been finally determined to be contributing structures pursuant to Section 23.66.032, and that since the date of such determination there have been no material changes to any contributing structure on the sending lot, except pursuant to a certificate of approval specifically stating that the authorized change will not affect the status of the structure as a contributing structure. Any false certification by the grantor in a deed under this subsection 23.49.014.D.1 is a violation of this Title 23.

2. Any person may purchase any TDR that are eligible for transfer by complying with the applicable provisions of this Section 23.49.014, whether or not the purchaser is then an applicant for a permit to develop downtown real property. Any purchaser of such TDR (including any successor or assignee) may use such TDR to obtain chargeable floor area above the applicable base on a receiving lot to the extent such use of TDR is permitted under the Land Use Code provisions in effect on the date of building permit issuance or vesting, under applicable law, of such person's rights with respect to the issuance of permits for development of the project intended to use such TDR. The Director may require, as a condition of processing any permit application using TDR or for the release of any security posted in lieu of a deed for TDR to the receiving lot, that the owner of the receiving lot demonstrate that the TDR have been validly transferred of record to the receiving lot, and that such owner has recorded in the real estate records a notice of the filing of such permit application, stating that such TDR are not available for retransfer.

3. For transfers of housing TDR, Landmark housing TDR, or DMC housing TDR, the owner of the sending lot shall execute and record an agreement, with the written consent of all holders of encumbrances on the sending lot, unless such consent is waived by the Director of Housing for good cause, to provide for the maintenance of the required housing on the sending lot for a minimum of 50 years. Such agreement shall commit to limits on rent and occupancy, consistent with the definition of housing TDR site, Landmark housing TDR site, or DMC housing TDR site, as applicable, and acceptable to the Director of Housing.

4. For transfers of Landmark TDR or Landmark housing TDR, the owner of the sending lot shall execute and record an agreement in form and content acceptable to the Landmarks Preservation Board providing for the rehabilitation and maintenance of the historically significant features of the structure or structures on the lot.

5. For transfers of South Downtown Historic TDR, the owner of the sending lot shall execute and record an agreement in form and content acceptable to the Director of Neighborhoods in consultation with the International Special Review District Board or the Pioneer Square Preservation Board providing for the rehabilitation and maintenance of historically or architecturally significant features of a contributing structure or structures on the lot.

6. A deed conveying TDR may require or permit the return of the TDR to the sending lot under specified conditions, but notwithstanding any such provisions:

a. The transfer of TDR to a receiving lot shall remain effective so long as any portion of any structure for which a permit was issued based upon such transfer remains on the receiving lot; and

b. The City shall not be required to recognize any return of TDR unless it is demonstrated that all parties in the chain of title have executed, acknowledged and recorded instruments conveying any interest in the TDR back to the sending lot and any lien holders have released any liens thereon.

7. Any agreement governing the use or development of the sending lot shall provide that its covenants or conditions shall run with the land and shall be specifically enforceable by The City of Seattle.

* * *

Section 39. Section 23.49.056 of the Seattle Municipal Code, last amended by Ordinance 125173, is amended as follows:

**23.49.056 Downtown Office Core 1 (DOC1), Downtown Office Core 2 (DOC2), and
Downtown Mixed Commercial (DMC) street facade, landscaping, and street setback
requirements**

Standards are established in this Section 23.49.056 for DOC1, DOC2, and DMC zones, for the following elements:

Minimum facade heights,

Setback limits,

Facade transparency,

Blank facade limits,

Street trees, and

Setback and landscaping requirements in the Denny Triangle.

These standards apply to each lot line that abuts a street designated on Map 1F or another map identified in a note to Map 1F as having a pedestrian classification, except lot lines of open space TDR sites, and apply along other lot lines and to circumstances as expressly stated in this Section 23.49.056. The standards for each street frontage shall vary according to the pedestrian classification of the street on Map 1F or another map identified in a note to Map 1F and to the property line facades ~~((are))~~ as required by Map 1H. Standards for street landscaping and setback requirements in subsection 23.49.056.F also apply along lot lines abutting streets in the Denny Triangle, as shown on Map A for 23.49.056.

* * *

B. Facade setback limits

1. Setback limits for property line facades. The following setback limits apply to all streets designated on Map 1H as requiring property line facades, except as specified in subsection 23.49.056.B.1.d.

* * *

d. In the DMC ((160)) 170 zone, on lots that abut Alaskan Way, as an alternative to the standards for required property line facades in subsections 23.49.056.B.1.a, 23.49.056.B.1.b, and 23.49.056.B.1.c, a continuous setback of up to 16 feet from the lot line abutting Alaskan Way is allowed for the street-facing facade. If the alternative setback allowed by this subsection 23.49.056.B.1.d is provided, the setback area shall be used for outdoor uses related to abutting street-level uses, for landscaped open space, for a partially above-grade story that meets the conditions of subsection 23.49.011.B.1.u, or to widen the abutting sidewalk for pedestrian use.

* * *

Section 40. Section 23.49.166 of the Seattle Municipal Code, last amended by Ordinance 123589, is amended as follows:

23.49.166 Downtown Mixed Residential, side setback, and green street setback requirements

A. Side ((Setbacks.)) setback

1. In DMR zones outside South Downtown, except in DMR/R ((85/65)) 95/65 zones, setbacks are required from side lot lines that are not street lot lines as established in Table A for 23.49.166. The setback requirement applies to all portions of the structure above a height of 65 feet. The amount of the setback requirement is determined by the length of the frontage of the lot on an avenue:

Table A for 23.49.166
Required Side Setbacks Above 65 Feet, DMR Zones Outside South Downtown
Except DMR/R ((85/65)) 95/65 Zones

Frontage on Avenue	Required Setback Above 65 Feet
120 feet or less	Not required
Greater than 120 feet up to 180 feet	20 feet
Greater than 180 feet	40 feet

2. In DMR zones within South Downtown, setbacks of 10 feet are required from side lot lines that are not street lot lines, for portions of structures above a height of 65 feet.

B. Green ((~~Street Setbacks~~)) street setbacks. In DMR zones outside South Downtown, except in DMR/R ((85/65)) 95/65 zones, a setback is required from the street lot line abutting a green street designated on Map 1B. The setback shall be as follows:

1. Ten feet for portions of structures above 65 feet in height to a maximum of 85 feet; and

2. For each portion of a structure above 85 feet in height, an additional setback is required at a rate of one foot of setback for every five feet that the height of such portion exceeds 85 feet.

C. Green ((~~Street Setbacks~~)) street setbacks in South Downtown. In DMR zones in South Downtown, a setback from the street lot line is required on designated green streets for buildings greater than 65 feet in height. The required setback is determined by Table ((€)) B for 23.49.166:

Table ((€)) B for 23.49.166
Required Setbacks on Designated Green Streets For Buildings Greater Than 65 Feet in Height in DMR Zones in South Downtown

Height of Portion of Structure	Required Setback in Feet
Greater than 45 feet up to 85 feet	10
Greater than 85 feet up to 150 feet	15

Section 41. Section 23.52.008 of the Seattle Municipal Code, last amended by Ordinance 125757, is amended as follows:

23.52.008 Applicability of this Subchapter II

A. Applicability. The requirements of this Subchapter II apply to proposed new development as described in Table A for 23.52.008. Development located within an urban center or urban village that is subject to SEPA environmental review per Chapter 25.05 is exempt from this Subchapter II of Chapter 23.52.

Table A for 23.52.008 Development Location and Thresholds		
Development location	Number of dwelling units	Gross square feet of non-residential uses ¹ when located in a mixed-use development ²
Urban centers, other than the Downtown Urban Center	31 to 200	Greater than 12,000 up to 30,000
Downtown Urban Center	81 to 250	Greater than 12,000 up to 30,000
<u>Urban villages</u>	<u>31 to 200</u>	<u>Greater than 12,000 up to 30,000</u>
Outside urban centers <u>and urban villages</u>	NA	NA
NA: Not applicable Footnotes to Table A for 23.52.008: ¹ Not including gross floor area dedicated to accessory parking. ² The mixed-use development must contain at least one dwelling unit.		

* * *

Section 42. Section 23.54.015 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.54.015 Required parking and maximum parking limits

A. Required parking. The minimum number of off-street motor vehicle parking spaces required for specific uses is set forth in Table A for 23.54.015 for non-residential uses other than institutional uses, Table B for 23.54.015 for residential uses, and Table C for 23.54.015 for

institutional uses, except as otherwise provided in this Chapter 23.54. Required parking is based upon gross floor area of a use within a structure minus gross floor area in parking uses, and the square footage of a use when located outside of an enclosed structure, or as otherwise specified. Maximum parking limits for specific uses and specific areas are set forth in subsection 23.54.015.C. Exceptions to motor vehicle parking requirements set forth in this Section 23.54.015 are provided in: subsections 23.54.015.B and 23.54.015.C; and in Section 23.54.020(~~(; Parking quantity exceptions~~),) unless otherwise specified. This Chapter 23.54 does not apply to parking for construction activity, which is regulated by Section 23.42.044.

* * *

D. Parking waivers for non-residential uses

1. In all commercial zones (~~(and in pedestrian designated zones)~~), no parking is required for the first 1,500 square feet of each business establishment or the first 15 fixed seats for motion picture and performing arts theaters.

2. In all other zones, no parking is required for the first 2,500 square feet of gross floor area of non-residential uses in a structure, except for the following:

- a. (~~((structures))~~) Structures or portions of structures occupied by restaurants with drive-in lanes,
- b. (~~((motion))~~) Motion picture theaters,
- c. (~~((offices))~~) Offices, or
- d. (~~((institution))~~) Institution uses, including Major Institution uses.

When two or more uses with different parking ratios occupy a structure, the 2,500 square foot waiver is prorated based on the area occupied by the non-residential uses for which the parking waiver is permitted.

* * *

K. Bicycle parking. The minimum number of ~~((off-street))~~ parking spaces for bicycles required for specified uses is set forth in Table D for 23.54.015. Long-term parking for bicycles shall be for bicycles parked four or more hours. Short-term parking for bicycles shall be for bicycles parked less than four hours. In the case of a use not shown on Table D for 23.54.015, one bicycle parking space per 10,000 gross square feet of either short- or long-term bicycle parking is required, except single-family residential use is exempt from bicycle parking requirements. The minimum requirements are based upon gross floor area of the use in a structure minus gross floor area in parking uses, or the square footage of the use when located outside of an enclosed structure, or as otherwise specified.

1. Rounding. For long-term bicycle parking, calculation of the minimum requirement shall round up the result to the nearest whole number. For short-term bicycle parking, calculation of the minimum requirement shall round up the result to the nearest whole even number.

2. Performance standards. Provide bicycle parking in a highly visible, safe, and convenient location, emphasizing user convenience and theft deterrence, based on rules promulgated by the Director of the Seattle Department of Transportation that address the considerations in this subsection 23.54.015.K.2.

a. Provide secure locations and arrangements of long-term bicycle parking, with features such as locked rooms or cages and bicycle lockers. The bicycle parking should be installed in a manner that avoids creating conflicts with automobile accesses and driveways.

b. ~~((Provide))~~ For a garage with bicycle parking and motor vehicle parking for more than two dwelling units, provide pedestrian and bicycle access to long-term bicycle parking that is separate from other vehicular entry and egress points or uses the same entry or egress point but has a marked walkway for pedestrians and bicyclists.

c. Provide adequate lighting in the bicycle parking area and access routes to it.

d. If short-term bicycle parking facilities are not clearly visible from the street or sidewalk or adjacent on-street bicycle facilities, install directional signage in adequate amounts and in highly visible ~~((indoor and outdoor))~~ locations in a manner that promotes easy wayfinding for bicyclists. ~~((Wayfinding signage shall be visible from adjacent on-street bicycle facilities.))~~

e. Provide signage to long-term bicycle parking that is oriented to building users.

~~((e-))~~ f. Long-term bicycle parking shall be located where bicyclists are not required to carry bicycles on exterior stairs with more than five steps to access the parking. The Director, as a Type I decision, may allow long-term bicycle parking for rowhouse and townhouse development to be accessed by stairs with more than five steps, if the slope of the lot makes access with five or fewer steps infeasible.

~~((f-))~~ g. Where practicable, long-term bicycle parking shall include a variety of rack types to accommodate different types of bicycles.

~~((g-))~~ h. Install bicycle parking hardware so that it can perform to its manufacturer's specifications and any design criteria promulgated by the Director of the Seattle Department of Transportation, allowing adequate clearance for bicycles and their riders.

1 ((~~h~~)) i. Provide full weather protection for all required long-term bicycle
2 parking.

3 3. Location of bicycle parking

4 a. ((~~Bicycle~~)) Long-term bicycle parking required for residential uses shall
5 be located on-site except as provided in subsection 23.54.015.K.3.c.

6 b. Short-term bicycle parking may be provided on the lot or in an adjacent
7 right-of-way, subject to approval by the Director of the Seattle Department of Transportation, or
8 as provided in subsection 23.54.015.K.3.c.

9 c. Both long term and short-term bicycle parking for residential uses may
10 be provided off-site if within 600 feet of the residential use to which the bicycle parking is
11 accessory and if the site of the bicycle parking is functionally interrelated to the site of the
12 residential use to which the bicycle parking is accessory, such as within a unit lot subdivision or
13 if the sites are connected by access easements, or if a covenant or similar property right is
14 established to allow use of the off-site bicycle parking.

15 4. ((~~Bicycle~~)) Long-term bicycle parking required for small efficiency dwelling
16 units and congregate residence sleeping rooms is required to be covered for full weather
17 protection. If the required, covered long-term bicycle parking is located inside the building that
18 contains small efficiency dwelling units or congregate residence sleeping rooms, the space
19 required to provide the required long-term bicycle parking shall be exempt from ((~~Floor Area~~
20 ~~Ratio~~)) floor are ratio (FAR) limits. Covered long-term bicycle parking that is provided beyond
21 the required bicycle parking shall not be exempt from FAR limits.

22 5. Bicycle parking facilities shared by more than one use are encouraged.

6. Except as provided in subsection 23.54.015.K.7, bicycle parking facilities required for non-residential uses shall be located:

a. On the lot; or

b. For a functionally interrelated campus containing more than one building, in a shared bicycle parking facility within 600 feet of the lot; or

c. Short-term bicycle parking may be provided in an adjacent right-of-way, subject to approval by the Director of the Seattle Department of Transportation.

7. ~~((Both long-term and short-term bicycle parking for))~~ For non-residential uses on a functionally interrelated campus containing more than one building, both long-term and short-term bicycle parking may be located in an off-site location within 600 feet of the lot, and short-term public bicycle parking may be provided in a ~~((public place))~~ right-of-way, subject to approval by the Director of the Seattle Department of Transportation. The Director of the Seattle Department of Transportation may consider whether bicycle parking in the public place shall be sufficient in quality to effectively serve bicycle parking demand from the site.

8. Bicycle commuter shower facilities. Structures containing 100,000 square feet or more of office use floor area shall include shower facilities and clothing storage areas for bicycle commuters. Two showers shall be required for every 100,000 square feet of office use. They shall be available in a manner that results in equal shower access for all users. The facilities shall be for the use of the employees and occupants of the building, and shall be located where they are easily accessible to bicycle parking facilities, which may include in places accessible by elevator from the bicycle parking location.

9. Bicycle parking spaces within dwelling units, other than a private garage, or on balconies do not count toward the bicycle parking requirement.

* * *

Table B for 23.54.015

Required ((~~Parking~~)) parking for residential uses

Use		Minimum parking required
I. General residential uses		
* * *		
K.	Single-family dwelling units ³	1 space for each dwelling unit

* * *

Footnotes to Table B for 23.54.015

¹The minimum amount of parking prescribed by Part I of Table B for 23.54.015 does not apply if a use, structure, or development qualifies for a greater or a lesser amount of minimum parking, including no parking, under any other provision of this Section 23.54.015. If more than one such provision may apply, the provision requiring the least amount of minimum parking applies, except that if item O in Part II of Table B applies, it shall supersede any other applicable requirement in Part I or Part II of this Table B for 23.54.015. The minimum amount of parking prescribed by Part III of Table B for 23.54.015 applies to individual units within a use, structure, or development instead of any requirements in Parts I or II of Table B for 23.54.015.

²For development within single-family zones the Director may waive some or all of the minimum parking requirements according to Section 23.44.015 as a special or reasonable accommodation. In other zones, if the applicant can demonstrate that less parking is needed to provide a special or reasonable accommodation, the Director may reduce the requirement. The Director shall specify the minimum parking required and link the parking reduction to the features of the program that allow such reduction. The parking reductions are effective only as long as the conditions that justify the waiver are present. When the conditions are no longer present, the development shall provide the amount of minimum parking that otherwise is required.

³No parking is required for single-family residential uses on lots in any residential zone that are less than 3,000 square feet in size or less than 30 feet in width where access to parking is permitted through a required yard or setback abutting a street according to the standards of subsections 23.44.016.B.2, 23.45.536.C.2, or 23.45.536.C.3.

* * *

Table D for 23.54.015

Parking for ((~~Bicycles~~)) bicycles ¹

Use	Bike parking requirements
-----	---------------------------

	Long-term		Short-term
* * *			
D. RESIDENTIAL USES ³			
D.1.	Congregate residences ⁴	1 per sleeping room	1 per 20 sleeping rooms. 2 spaces minimum
D.2.	Multi-family structures ^{4,5}	1 per dwelling unit ((and 1 per small efficiency dwelling unit))	1 per 20 dwelling units
D.3.	Single-family residences	None	None
E. TRANSPORTATION FACILITIES			
E.1.	Park and ride facilities on surface parking lots	At least 20 ⁽⁽⁵⁾⁾⁶	At least 10
E.2.	Park and ride facilities in parking garages	At least 20 if parking is the principal use of a property; zero if non-parking uses are the principal use of a property	At least 10 if parking is the principal use of a property; zero if non-parking uses are the principal use of a property
E.3.	Flexible-use parking <u>garages</u> and flexible-use parking <u>surface lots</u>	1 per 20 auto spaces	None
E.4.	Rail transit facilities and passenger terminals	Spaces for 5% of projected AM peak period daily ridership ⁽⁽⁵⁾⁾⁶	Spaces for 2% of projected AM peak period daily ridership
Footnotes to Table D for 23.54.015: ¹ Required bicycle parking includes long-term and short-term amounts shown in this table. ² The Director may reduce short-term bicycle parking requirements for theaters and spectator sport facilities that provide bicycle valet services authorized through a Transportation			

Management Program. A bicycle valet service is a service that allows bicycles to be temporarily stored in a secure area, such as a monitored bicycle corral.

³ For residential uses, after the first 50 spaces for bicycles are provided, additional spaces are required at three-quarters the ratio shown in this Table D for 23.54.015.

⁴ For congregate residences or multifamily structures that are owned and operated by a not-for-profit entity ((or charity)) serving seniors or persons with disabilities, or that are licensed by the State and provide supportive services for seniors or persons with disabilities, as a Type I decision, the Director shall have the discretion to reduce the amount of required bicycle parking to as few as zero if it can be demonstrated that residents are less likely to travel by bicycle.

⁵ For each dwelling rent and income-restricted at 30 percent of median income and below, there is no minimum required long-term bicycle parking requirement. For each dwelling rent and income-restricted at 60 percent to 31 percent of the median income, long-term bicycle parking requirements may be wholly or partially waived by the Director as a Type I decision if the waiver would result in additional rent and income restricted units meeting the requirements of this footnote to Table D for 23.54.015 and when a reasonable alternative such as, in-unit vertical bicycle storage space is provided. The Directors of the Seattle Department of Construction and Inspections and Seattle Department of Transportation are authorized to promulgate a joint Directors' Rule defining reasonable alternatives for long-term bicycle parking that meets the standards of this footnote to Table D for 23.54.015. Dwelling units qualifying for this provision shall be subject to a housing covenant, regulatory agreement, or other legal instrument recorded on the property title and enforceable by The City of Seattle or other similar entity, which restricts residential unit occupancy to households at or below 60 percent of median income, without a minimum household income requirement. The housing covenant or regulatory agreement including rent and income restrictions shall be for a term of at least 40 years from the date of issuance of the certificate of occupancy and shall be recorded with the King County Recorder, signed and acknowledged by the owner(s), in a form prescribed by the Director of Housing or the Washington State Housing Finance Commission. If these provisions are applied to a development for housing for persons 55 or more years of age, such housing shall have qualified for exemptions from prohibitions against discrimination against families with children and against age discrimination under all applicable fair housing laws and ordinances.

~~(5)~~⁶ The Director, in consultation with the Director of the Seattle Department of Transportation, may require more bicycle parking spaces based on the following factors: Area topography; pattern and volume of expected bicycle users; nearby residential and employment density; proximity to the Urban Trails system and other existing and planned bicycle facilities; projected transit ridership and expected access to transit by bicycle; and other relevant transportation and land use information.

1 Section 43. Subsection 23.54.025.A of the Seattle Municipal Code, which section was
2 last amended by Ordinance 125558, is amended as follows:

3 **23.54.025 Off-site required parking**

4 A. Where allowed

1 1. Off-site parking provided to fulfill required parking may be established by
2 permit on a lot if the parking proposed is otherwise allowed by the provisions of this Title 23 on
3 the lot where the off-site parking is proposed or is already established by permit on the lot where
4 the off-site parking is proposed.

5 2. ~~((All applicable))~~ The standards in this Chapter 23.54 that apply to ~~((for))~~
6 parking accessory to the use for which the parking is required shall be met on the lot where off-
7 site parking is proposed, if new parking spaces are proposed to be developed. Existing parking
8 may be used even if nonconforming to current standards provided it is not required for a use on
9 the lot that is the site of the off-site parking.

10 3. If parking and parking access, including the proposed off-site parking, are or
11 will be the sole uses of a site, or if surface parking outside of structures will comprise more than
12 one-half of the site area, or if parking will occupy more than half of the gross floor area of all
13 structures on a site, then a permit to establish off-site parking may be granted only if flexible-use
14 parking is a permitted use for the lot on which the off-site parking is located.

15 * * *

16 Section 44. Section 23.54.030 of the Seattle Municipal Code, which section was last
17 amended by Ordinance 125815, is amended as follows:

18 **23.54.030 Parking space and access standards**

19 All parking spaces provided, whether required by Section 23.54.015 or not, and required barrier-
20 free parking, shall meet the standards of this Section 23.54.030.

21 * * *

22 F. Curb cuts. The number of permitted curb cuts is determined by whether the parking
23 served by the curb cut is for residential or nonresidential use, and by the zone in which the use is

located. If a curb cut is used for more than one use or for one or more live-work units, the requirements for the use with the largest curb cut requirements shall apply.

* * *

2. Nonresidential uses in all zones except industrial zones

a. Number of curb cuts

1) In all residential zones, RC zones, and within the Major Institution Overlay District, two-way curb cuts are permitted according to Table C for 23.54.030:

Table C for 23.54.030((§))

Number of curb cuts in residential zones, RC zones and the Major Institution Overlay District

Street frontage of the lot	Number of curb cuts permitted
80 feet or less	1
Greater than 80 feet up to 240 feet	2
Greater than 240 feet up to 360 feet	3
Greater than 360 feet up to 480 feet	4
For lots with frontage in excess of 480 feet, one curb cut is permitted for every 120 feet of street frontage.	

2) The Director may allow two one-way curb cuts to be substituted for one two-way curb cut, after determining, as a Type I decision, that there would not be a significant conflict with pedestrian traffic.

3) The Director shall, as a Type I decision, determine the number and location of curb cuts in C1((§)) and C2((§-and-SM)) zones and the location of curb cuts in SM zones.

4) In downtown zones, a maximum of two curb cuts for one-way traffic at least 40 feet apart, or one curb cut for two-way traffic, are permitted on each street front where access is permitted by subsection 23.49.019.H. No curb cut shall be located within 40 feet of an intersection. These standards may be modified by the Director as a Type I decision on lots

with steep slopes or other special conditions, to the minimum extent necessary to provide vehicular and pedestrian safety and facilitate a smooth flow of traffic.

5) For public schools, the Director shall permit, as a Type I decision, the minimum number of curb cuts that the Director determines is necessary.

6) In NC zones, curb cuts shall be provided according to subsection 23.47A.032.A, or, when 23.47A.032.A does not specify the maximum number of curb cuts, according to subsection 23.54.030.F.2.a.1.

7) For police and fire stations the Director shall permit the minimum number of curb cuts that the Director determines is necessary to provide adequate maneuverability for emergency vehicles and access to the lot for passenger vehicles.

* * *

Section 45. Section 23.54.040 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.54.040 Solid waste and recyclable materials storage and access

* * *

F. Access for service providers to the storage space from the collection location shall meet the following requirements:

1. For containers 2 cubic yards or smaller:

a. Containers to be manually pulled shall be placed no more than 50 feet from a curb cut or collection location;

b. Collection location shall not be within a bus stop or within the right-of-way area abutting a vehicular lane designated as a sole travel lane for a bus;

c. Access ramps to the storage space and collection location shall not exceed a grade of ~~((6))~~ six percent; and

d. Any gates or access routes for trucks shall be a minimum of 10 feet wide.

2. For containers larger than 2 cubic yards and all compacted refuse containers:

a. Direct access shall be provided from the alley or street to the containers;

b. Any gates or access routes for trucks shall be a minimum of 10 feet wide;

c. Collection location shall not be within a bus stop or within the street right-of-way area abutting a vehicular lane designated as a sole travel lane for a bus;

d. If accessed directly by a collection vehicle, whether into a structure or otherwise, a ~~((21-foot))~~ 24-foot overhead clearance shall be provided.

* * *

Section 46. Subsection 23.58C.040.A of the Seattle Municipal Code, which section was last amended by Ordinance 125792, is amended as follows:

23.58C.040 Affordable housing—payment option

A. Payment amount

1. An applicant complying with this Chapter 23.58C through the payment option shall provide a cash contribution to the City, calculated by multiplying the payment calculation amount per square foot according to Table A or Table B for 23.58C.040 and Map A for 23.58C.050, as applicable, by the total gross floor area in the development, excluding the floor area of parking located in stories or portions of stories that are underground, and excluding any floor area devoted to a domestic violence shelter, as follows:

a. In the case of construction of a new structure, the gross floor area in residential use and the gross floor area of live-work units;

b. In the case of construction of an addition to an existing structure that results in an increase in the total number of units within the structure, the gross floor area in residential use and the gross floor area of live-work units in the addition;

c. In the case of alterations within an existing structure that result in an increase in the total number of units within the structure, the gross floor area calculated by dividing the total gross floor area in residential use and gross floor area of live-work units by the total number of units in the proposed development, and multiplying that quotient by the net increase in units in the ~~((structure))~~ development;

d. In the case of change of use that results in an increase in the total number of units, the gross floor area that changed to residential use or live-work units; or

e. Any combination of the above.

2. Automatic adjustments to payment amounts. On March 1, 2017, and on the same day in 2018 and 2019, the amounts for payment calculations according to Table A and Table B for 23.58C.040 shall automatically adjust in proportion to the annual change for the previous calendar year (January 1 through December 31) in the Consumer Price Index, All Urban Consumers, Seattle-Tacoma- Seattle-Tacoma-Bellevue, WA, All Items (1982-84 = 100), as determined by the U.S. Department of Labor, Bureau of Labor Statistics, or successor index. On March 1, 2020, and on the same day each year thereafter, the amounts for payment calculations according to Table A and Table B for 23.58C.040 shall automatically adjust in proportion to the annual increase for the previous calendar year (January 1 through December 31) in the Consumer Price Index, All Urban Consumers, Seattle-Tacoma-Bellevue, WA, Shelter

(1982-84 = 100), as determined by the U.S. Department of Labor, Bureau of Labor Statistics, or successor index.

* * *

Section 47. Section 23.58D.006 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.58D.006 Penalties

A. Failure to timely submit the report required by subsection 23.58D.004.B is a violation of the Land Use Code. The penalty for such violation shall be \$500 per day from the date when the report was due to the date it is submitted. The penalty shall accrue even if the owner is not notified of the violation.

B. Failure to demonstrate compliance with the owner's commitment to meet the green building standard is a violation of the Land Use Code. The penalty for each violation is subject to a maximum penalty of two percent of the construction value set forth in the building permit for the development based on the extent of noncompliance with the commitment.

C. Failure to comply with the owner's commitment that the development will meet the green building standard is a violation of the Land Use Code independent of the failure to demonstrate compliance; however, failure to comply with the owner's commitment shall not affect the right to occupy any floor area, and if a penalty is paid in the amount determined under subsection 23.58D.006.B, no additional penalty shall be imposed for the failure to comply with the commitment.

~~D. ((In addition to the owner, the applicant for the development for which a commitment to meet the green building standard was required shall be jointly and severally responsible for compliance and liable for any penalty imposed pursuant to this Section 23.58D.006.~~

~~E.))~~ Use of penalties. An account shall be established in the City's General Fund to receive revenue from penalties under this Section 23.58D.006. Revenue from penalties under this Section 23.58D.006 shall be allocated to activities or incentives to encourage and promote the development of sustainable buildings. The Director shall recommend to the Mayor and City Council how these funds should be allocated.

Section 48. Subsection 23.66.342.B of the Seattle Municipal Code, which section was last amended by Ordinance 125558, is amended as follows:

23.66.342 Parking and access

* * *

B. Accessory parking and loading

1. Parking quantity. The number of parking spaces required for any use shall be the number required by the underlying zoning, except that restaurants shall be required to provide one space per 500 square feet for all gross floor area in excess of 2,500 square feet; motion picture theaters shall be required to provide one space per 15 seats for all seats in excess of 150; and other entertainment uses shall be required to provide one space per 400 square feet for all gross floor area in excess of 2,500 square feet.

2. Exceptions to parking quantity. To mitigate the potential impacts of required accessory parking and loading on the District, the Director of the Department of Neighborhoods, after review and recommendation by the Special Review Board, and after consultation with the Director of Transportation, may waive or reduce required parking, ~~((and))~~ loading, and bicycle parking, under the following conditions:

a. After incorporating high-occupancy vehicle alternatives such as carpools and vanpools, required parking spaces exceed the net usable space in all below-grade floors; or

b. Strict application of the parking, ~~((or))~~ loading, or bicycle parking standards would adversely affect desirable characteristics of the District; or

c. An acceptable parking and loading plan is submitted to meet parking demands generated by the use. Acceptable elements of the parking and loading plan may include but shall not be limited to the following:

- 1) Valet parking service;
- 2) Validation system;
- 3) Lease of parking from parking management company;
- 4) Provision of employee parking; and
- 5) Accommodations for commercial deliveries and passenger drop off and pick up.

* * *

Section 49. Subsection 23.69.032.E of the Seattle Municipal Code, which section was last amended by Ordinance 124919, is amended as follows:

23.69.032 Master plan process

* * *

E. Draft ~~((Report))~~ report and ~~((Recommendation))~~ recommendation of the Director~~((:))~~

1. Within five ~~((5))~~ weeks of the publication of the final master plan and EIS, the Director shall prepare a draft report on the application for a master plan as provided in Section 23.76.050~~((, Report of the Director))~~.

2. In the Director's Report, a determination shall be made whether the planned development and changes of the Major Institution are consistent with the purpose and intent of this ~~((chapter))~~ Chapter 23.69, and represent a reasonable balance of the public benefits of development and change with the need to maintain livability and vitality of adjacent neighborhoods. Consideration shall be given to:

a. The reasons for institutional growth and change, the public benefits resulting from the planned new facilities and services, and the way in which the proposed development will serve the public purpose mission of the major institution; and

b. The extent to which the growth and change will significantly harm the livability and vitality of the surrounding neighborhood.

3. In the Director's Report, an assessment shall be made of the extent to which the Major Institution, with its proposed development and changes, will address the goals and applicable policies under ~~((Education and Employability and Health in))~~ the Human Development Element of the Comprehensive Plan.

* * *

Section 50. Section 23.73.009 of the Seattle Municipal Code, last amended by Ordinance 125791, is amended as follows:

23.73.009 Floor area

A. For lots with residential uses only, or lots that include both residential and non-residential uses, the total FAR limit shall not exceed 3.75, except as provided in this Section 23.73.009 and in Section 23.73.024 for projects using transfer of development potential.

B. The gross floor area of non-residential uses is limited to a maximum of 2.25 FAR, except as provided in this Section 23.73.009 and in Section 23.73.024 for projects using transfer of development potential.

C. For development on a lot that meets one of the following conditions, the FAR limits in subsections ((~~23.47A.013.A~~)) 23.73.009.A and ((~~23.47A.013.B~~)) 23.73.009.B do not apply and the FAR limits for the underlying zone apply instead:

1. A character structure has not existed on the lot since January 18, 2012; or

2. For lots that include a character structure, all character structures on the lot are retained according to Section 23.73.015 or a departure is approved through the design review process to allow the removal of a character structure based on the provisions of subsection 23.41.012.B. If the lot includes a character structure that has been occupied by residential uses since January 18, 2012, the same amount of floor area in residential uses shall be retained in that structure, unless a departure is approved through the design review process to allow the removal of the character structure based on the provisions of subsection 23.41.012.B. The owner of the lot shall execute and record in the King County real property records an agreement to provide for the maintenance of the required residential uses for the life of the project.

D. In addition to the floor area exempt under the provisions of the underlying zone, the following floor area is exempt from the calculation of gross floor area subject to an FAR limit if a character structure is retained on the lot:

1. The following street-level uses complying with the standards of Section 23.47A.008 and subsection 23.73.008.B:

a. General sales and services;

b. Major durables retail sales;

c. Eating and drinking establishments;

d. Museums;

e. Religious facilities;

f. Libraries; and

g. Automotive retail sales and service uses located within an existing structure or within a structure that retains a character structure as provided in Section 23.73.015.

2. Floor area used for theaters or arts facilities.

3. All floor area in residential use in a development that retains all character structures on the lot as provided in Section 23.73.015, or that uses the transfer of development potential (TDP) on a lot that is a TDP receiving site according to Section 23.73.024, unless a departure is approved through the design review process to allow the removal of a character structure based on the provisions of subsection 23.41.012.B.

4. In areas where the underlying zoning is NC3P-75, all floor area in any use if the lot that is to be developed is 8,000 square feet or less in area and has been either vacant or in parking use since February 27, 1995.

5. Floor area in non-residential use within a character structure that meets the minimum requirements for retaining a character structure in subsection 23.73.024.C.4, provided that the non-residential use does not displace a residential use existing in the structure since January 18, 2012.

Section 51. Subsection 23.73.012.A of the Seattle Municipal Code, which section was last amended by Ordinance 125429, is amended as follows:

23.73.012 Structure width and depth limits

A. Structure width limit outside the Conservation Core. Outside the Conservation Core identified on Map A for 23.73.010, for all portions of a structure that abut Pike, East Pike, Pine, or East Pine Streets, structure width shall be limited to 50 percent of the total width of all lots on the block ~~((face))~~ front, measured along the street lot line, on block ~~((faces))~~ fronts that exceed 170 feet in width, except that the structure width limit calculation does not include the following:

1. Portions of a character structure that are retained according to the provisions in Section 23.73.015, whether connected to a new structure or not;

2. Portions of a new structure that are separated from the street lot line by another lot;

3. Portions of a new structure that are separated from the street lot line by an adjacent structure located on the same lot that is not a character structure, provided that the adjacent structures are not internally connected above or below grade; and

4. Portions of a new structure that are separated from the street lot line by a character structure that is retained according to the provisions of Section 23.73.015.

* * *

Section 52. Section 23.84A.004 of the Seattle Municipal Code, last amended by Ordinance 125603, is amended as follows:

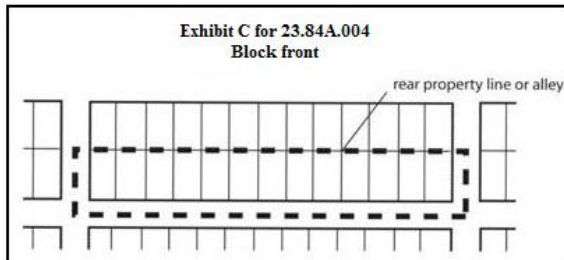
23.84A.004 "B"

* * *

"Block front" means the land area along one side of a street bound on three sides by the centerline of platted streets and on the fourth side by an alley, ~~((or))~~ rear lot lines, or another lot's side lot lines (Exhibit C for 23.84A.004). For blocks in Downtown zones and all Seattle Mixed (SM) zones within specific geographic areas set forth in Table A to 23.48.002, if there is no alley

or rear lot line, a line that approximates the centerline of the block shall be used to establish the line dividing the two block fronts of the block, taking into consideration the location of vacated alleys on the block, if any, and the location and orientation of alleys and rear lot lines on surrounding blocks.

Exhibit C for 23.84A.004
Block front



* * *

Section 53. Section 23.84A.032 of the Seattle Municipal Code, last amended by Ordinance 125854, is amended as follows:

23.84A.032 "R"

* * *

"Residential use" means any one or more of the following:

* * *

23. "Townhouse development" means a multifamily residential use that is not a rowhouse development, and in which:

a. Each dwelling unit occupies space from the ground to the roof of the structure in which it is located;

b. No portion of a dwelling unit occupies space above or below another dwelling unit, except for an attached accessory dwelling unit and except for dwelling units constructed over a shared parking garage, including shared parking garages that project up to 4 feet above grade; and

c. Each dwelling unit is attached along at least one common wall to at least one other dwelling unit or live-work unit, with habitable interior space on both sides of the common wall, or abuts another dwelling unit or live-work unit on a common lot line.

* * *

Section 54. Section 23.84A.036 of the Seattle Municipal Code, last amended by Ordinance 125869, is amended as follows:

23.84A.036 "S"

* * *

"Setback" means the minimum required distance between a structure or portion thereof and a lot line of the lot on which it is located, or another line described in a particular section of this ~~((title))~~ Title 23.

"Setback, street-level" means the required distance between all portions of a structure and a street lot line.

"Setback, upper level" means the required distance between a lot line and all portions of a structure above a height specified in a particular section of this title.

"Sewage treatment plant." See "Utility."

* * *

Section 55. Section 23.86.007 of the Seattle Municipal Code, last amended by Ordinance 125854, is amended as follows:

23.86.007 Floor area and floor area ratio (FAR) measurement

A. Gross floor area. Except where otherwise expressly provided in this Title 23, gross floor area shall be as defined in Chapter 23.84A and as measured in this Section 23.86.007. The following are included in the measurement of gross floor area in all zones:

1. Floor area contained in stories above and below grade;
2. The area of stair penthouses, elevator penthouses, and other enclosed rooftop features; ~~((and))~~
3. The area of motor vehicle and bicycle parking that is enclosed ~~((or))~~ ; and
4. The area of motor vehicle parking that is covered by a structure or portion of a structure.

* * *

E. Public rights-of-way are not considered part of a lot when calculating FAR or, in downtown and SM-SLU zones, when calculating gross floor area allowed for residential development not subject to FAR ~~((in a downtown or SM-SLU zone except that, if))~~ . If dedication of right-of-way is required as a condition of a proposed development, the area of dedicated right-of-way is included in these calculations.

* * *

Section 56. Section 23.90.018 of the Seattle Municipal Code, last amended by Ordinance 125492, is amended as follows:

23.90.018 Civil enforcement proceedings and penalties

A. In addition to any other remedy authorized by law or equity, any person violating or failing to comply with any of the provisions of this Title 23 shall be subject to a cumulative penalty of up to \$150 per day for each violation from the date the violation begins for the first ten days of noncompliance; and up to \$500 per day for each violation for each day beyond ten days of noncompliance until compliance is achieved, except as provided in subsection 23.90.018.B. In cases where the Director has issued a notice of violation, the violation will be deemed to begin for purposes of determining the number of days of violation on the date

compliance is required by the notice of violation. In addition to the per diem penalty, a violation compliance inspection charge equal to the base fee set by Section 22.900B.010 shall be charged for the third inspection and all subsequent inspections until compliance is achieved. The compliance inspection charges shall be deposited in the General Fund.

B. Specific violations

1. Violations of Section 23.71.018 are subject to penalty in the amount specified in subsection 23.71.018.H.

2. Violations of the requirements of subsection 23.44.041.C are subject to a civil penalty of \$5,000, which shall be in addition to any penalty imposed under subsection 23.90.018.A. Falsely certifying to the terms of the covenant required by subsection 23.44.041.C.3 or failure to comply with the terms of the covenant is subject to a penalty of \$5,000, in addition to any criminal penalties.

3. Violation of Chapter 23.58D with respect to a failure to timely submit the report required by subsection 23.58D.004.B or to demonstrate compliance with a commitment to meet the green building standard is subject to a penalty in an amount determined by subsection 23.58D.006.

4. Violation of subsection 23.40.007.B with respect to failure to demonstrate compliance with a waste diversion plan for a structure permitted to be demolished under subsection 23.40.006.D is subject to a penalty in an amount determined as follows:

$$P = SF \times .02 \times RDR,$$

where:

P is the penalty;

SF is the total square footage of the structure for which the demolition permit was issued; and

RDR is the refuse disposal rate, which is the per ton rate established in Chapter 21.40, and in effect on the date the penalty accrues, for the deposit of refuse at City recycling and disposal stations by the largest class of vehicles.

5. Violation of subsections 23.55.030.E.3.a.3, 23.55.030.E.3.b, 23.55.034.D.2.a, and 23.55.036.D.3.b, or, if the Seattle Department of Construction and Inspections has issued an on-premises sign permit for a particular sign and the actual sign is not being used for on-premises purposes or does not meet the definition of an on-premises sign as defined in Chapter 23.84A, are subject to a civil penalty of \$1,500 per day for each violation from the date the violation begins until compliance is achieved.

6. In zones where outdoor storage is not allowed or where the use has not been established as either accessory to the primary use or as part of the primary use and there continues to be a violation of these provisions after enforcement action has been taken pursuant to this Chapter 23.90, the outdoor storage activity is declared a nuisance and shall be subject to abatement by the City in the manner authorized by law.

Section 57. Section 25.09.060 of the Seattle Municipal Code, last amended by Ordinance 125292, is amended as follows:

25.09.060 General development standards

The following general development standards apply to development on parcels containing environmentally critical areas or buffers, except as specifically provided in this Chapter 25.09:

* * *

G. All grading in environmentally critical areas shall be completed or stabilized by October 31 of each year unless the applicant demonstrates to the satisfaction of the Director based on approved technical analysis that no environmental harm or safety problems would result from grading between October 31 and April 1. This provision does not apply to grading in liquefaction-prone areas, peat settlement prone areas, flood-prone areas, and abandoned landfills unless the parcel contains another environmentally critical area.

* * *

Section 58. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the _____ day of _____, 2020,
and signed by me in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

September 3, 2020

MEMORANDUM

To: City Council
From: Ketil Freeman, Analyst
Subject: Council Bill 119835 – Land Use Code Omnibus Bill: Proposed Strauss Substitute

On September 8, the Council will consider Council Bill (CB) 119835, the Land Use Code Omnibus Bill. On August 12, the Land Use and Neighborhoods Committee recommended that the bill pass with amendments. This memorandum identifies clarifying and technical amendments to CB 119835 that Councilmember Strauss may offer in a substitute bill.

Substitute

Amendments in the substitute bill are identified in the table below.

Amendment	Description
1. Reconcile the base Code language with amendments passed through Ordinance 126131. (p. 55 – 58, p. 81)	These amendments would modify the base Code in the bill to conform to changes made through Ordinance 126131, which the Council passed on August 17. Ordinance 126131 removed some land use regulatory barriers to siting child care facilities. Amendments include removing Section 26, in which the only amendments are related to child care regulations. Those amendments in CB 119835 are no longer necessary because they were approved with passage of Ordinance 126131.
2. Clarify an amendment recommended by the Committee related to long-term bicycle parking. (p.98)	This amendment would (1) clarify that a five step limitation for stairs accessing long-term bicycle parking applies to <u>exterior</u> steps and (2) allow the SDCI Director to modify the standard for access to long term bicycle parking for townhouses and rowhouses on steeply sloped sites.
3. Clarify an amendment related to modification of bicycle parking standards for residential uses that serve seniors or persons with disabilities. (p.103)	This amendment would (1) remove an unnecessary reference to “charity” and (2) clarify that <i>ownership</i> by an entity serving seniors or persons with disabilities is not sufficient for modified bicycle parking standards. The residential use must also be <i>operated</i> as a facility serves seniors and persons with disabilities.

cc: Aly Pennucci, Supervising Analyst



Legislation Text

File #: CB 119745, **Version:** 2

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE granting the University of Washington (UW) permission to maintain and operate five existing pedestrian skybridges located around the perimeter of the UW campus as a Campus Pedestrian Skybridge Network, for a ten-year term; specifying the conditions under which this permit is granted; providing for the acceptance of the permit and conditions; and ratifying and confirming certain prior acts.

WHEREAS, the University of Washington (UW) has applied for permission to maintain and operate five existing skybridges located over and across 15th Avenue Northeast, Montlake Boulevard, and Northeast Pacific Street as a “Campus Pedestrian Skybridge Network”; and

WHEREAS, the five existing skybridges were previously approved by Ordinance 109007, Ordinance 111250, Ordinance 118346, and Ordinance 118347; and

WHEREAS, the University of Washington is obligated to meet all of the terms and conditions in each approved ordinance, including payment of annual fees, maintenance, and bonding obligations until such time as the permits are renewed by ordinance, the skybridges are removed or the Seattle Department of Transportation Director certifies that the University of Washington is no longer obligated by the conditions contained in this or any other authorizing ordinance; and

WHEREAS, the permission granted in Ordinance 109007 expired in 2010, the permission granted in Ordinance 111250 expired in 2013, the permission granted in Ordinance 118346 expired in 2014, and the permission granted in Ordinance 118347 expired in 2013; and

WHEREAS, the City supports a joint permit for the Campus Pedestrian Skybridge Network and the least impactful installations in the public place, including the removal of the Campus Pedestrian Skybridge

Network, or any individual pedestrian skybridge, in the future, if feasible; and

WHEREAS, currently the 15th Avenue Northeast Skybridge provides an east-west connection over 15th Avenue Northeast between the central campus and the Henry Art Gallery on the east and the UW Administration Building, Campus Parkway transit center, and adjacent businesses and residence halls on the west; the Pacific/Hitchcock Skybridge provides a north-south connection over Northeast Pacific Street between the Burke-Gilman Trail, central campus, and Kincaid Hall to the north and Hitchcock Hall on the south campus; the Pacific/T-Wing Skybridge provides a north-south connection over Northeast Pacific Street between the Burke-Gilman Trail and Garfield Lane of the central campus and the Magnuson Health Sciences Center on the south campus; and the Montlake/Wahkiakum Skybridge and Montlake/Whatcom Skybridge provide east-west connections over Montlake Boulevard Northeast between the Burke-Gilman Trail on the central campus and the parking lots at the UW athletic complex; and

WHEREAS, the University of Washington presented the Campus Pedestrian Skybridge Network and proposed public benefit to the Seattle Design Commission on January 21, 2016. The Seattle Design Commission recommended approval of the Campus Pedestrian Skybridge Network and proposed public benefit mitigation, including the improvements to the Burke-Gilman Trail; and

WHEREAS, the adoption of this ordinance is the culmination of the approval process for the five existing skybridges described above to legally occupy a portion of the public place; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. **Permission.** Subject to the terms and conditions of this ordinance, The City of Seattle (“City”) grants permission (also referred to in this ordinance as a permit) to the University of Washington, and its successors and assigns as approved by the Director of the Seattle Department of Transportation (“Director”) according to Section 14 of this ordinance (the party named above and each such approved successor and assign are referred to as “Permittee”), to maintain and operate five existing pedestrian skybridges and related

appurtenances, collectively referred to as the “Campus Pedestrian Skybridge Network,” specifically limited to the following:

- (a) 15th Avenue Northeast skybridge located over and across 15th Avenue Northeast, approximately 84 feet north of the centerline of Northeast Campus Parkway;
- (b) Pacific/Hitchcock skybridge located over and across Northeast Pacific Street, north of the Hitchcock Building, approximately 450 feet east of 15th Avenue Northeast;
- (c) Pacific/T-Wing skybridge located over and across Northeast Pacific Street, north of the Magnuson Health Sciences Center, approximately 1,250 feet west of Montlake Boulevard Northeast;
- (d) Montlake/Wahkiakum skybridge located over and across Montlake Boulevard Northeast, north of the University of Washington track facilities, between Northeast Pacific Street and Northeast 45th Street; and
- (e) Montlake/Whatcom skybridge located over and across Montlake Boulevard Northeast, north of the University of Washington sports fields, between Northeast Pacific Street and Northeast 45th Street.

Conditions of this ordinance shall apply retroactively to the expiration of the expired authorizing ordinances.

Section 2. **Term.** The permission granted to Permittee is for a term of ten years starting on the effective date of this ordinance and ending at 11:59 p.m. on the last day of the tenth year. Upon written application made by the Permittee at least 180 days before expiration of the term, the Director or City Council may, as set forth in Section 3, renew the permit twice, each for a successive ten-year term, subject to the right of the City to require the removal of the Campus Pedestrian Skybridge Network, or any individual skybridge, or to revise by ordinance any of the terms and conditions of the permission granted by this ordinance. The total term of the permission as originally granted, including renewals, shall not exceed 30 years.

Section 3. **Basis for renewal.** The Permittee shall provide to the City, by the end of the third year of the initial term, a copy of an Americans with Disability Act (ADA) Transition Plan for the University of Washington Seattle Campus that includes information regarding how student input was solicited and

incorporated into the Plan. The Permittee shall provide to the City, by the end of the eighth year of the initial term, an analysis and evaluation of the necessity of all skybridge campus connections, with specific attention to the 15th Avenue Northeast and Pacific/Hitchcock bridge crossings; an evaluation and analysis of any feasible at-grade crossing alternatives to the Campus Pedestrian Skybridge Network; an evaluation and analysis of combining the Montlake/Wahkiakum and Montlake/Whatcom skybridges located over and across Montlake Boulevard Northeast into one pedestrian crossing; identify means to address Americans with Disabilities Act (ADA) compliance standards for all skybridges; and include a recommended timeline for addressing any proposed work. The Director, in reviewing the application for renewal, shall make the application decision based on the Permittee's evaluation, analysis, and recommendations. If ADA accessibility for any of the skybridges is not feasible, but the Permittee has identified alternatives that would provide equivalent access, the Permittee should include that information with its analysis and evaluation. If the Director accepts the recommendations, or determines that additional modifications to or removal of the Campus Pedestrian Skybridge Network or any individual skybridge is required, the Permittee will be provided with a written determination and given a timeline for making the modifications or removals. Nothing in this section impairs the rights of the City Council and the Director under other sections of this ordinance, including to require removal of the Campus Pedestrian Skybridge Network, or any individual skybridge, pursuant to Section 5 of this ordinance.

Section 4. **Protection of utilities.** The permission granted is subject to the Permittee bearing the expense of any protection, support, or relocation of existing utilities deemed necessary by the owners of the utilities, and the Permittee being responsible for any damage to the utilities due to the construction, repair, reconstruction, maintenance, operation, or removal of the Campus Pedestrian Skybridge Network, or any individual skybridge, and for any consequential damages that may result from any damage to utilities or interruption in service caused by any of the foregoing.

Section 5. **Removal for public use or for cause.** The permission granted is subject to use of the street

right-of-way or other public place (collectively, “public place”) by the City and the public for travel, utility purposes, and other public uses or benefits. The City expressly reserves the right to deny renewal, or terminate the permission at any time prior to expiration of the initial term or any renewal term, and require the Permittee to remove the Campus Pedestrian Skybridge Network, or any individual skybridge, or any part thereof or installation on the public place, at the Permittee’s sole cost and expense, in the event that:

(a) The City Council determines by ordinance that the space occupied by the Campus Pedestrian Skybridge Network, or any individual skybridge, or any portion of the entire Campus Pedestrian Skybridge Network is necessary for any public use or benefit or that any portion of the Campus Pedestrian Skybridge Network, or any individual skybridge, interferes with any public use or benefit; or

(b) The Director determines that use of the Campus Pedestrian Skybridge Network, or any individual skybridge, has been abandoned; or

(c) The Director determines that any term or condition of this ordinance has been violated, and the violation has not been corrected by the Permittee by the compliance date after a written request by the City to correct the violation (unless a notice to correct is not required due to an immediate threat to the health or safety of the public).

Should the City Council determine that the Campus Pedestrian Skybridge Network, or any individual skybridge, in whole or any portion thereof, is needed for or interferes with a public use or benefit, this determination is conclusive and final without any right of the Permittee to resort to the courts to adjudicate the matter.

Section 6. Permittee’s obligation to remove and restore. If the permission granted expires without an application for a new permission being granted, or if the City terminates the permission, then within 90 days after the expiration or termination of the permission, or prior to any earlier date stated in an ordinance or order requiring removal of the entire Campus Pedestrian Skybridge Network or any portion, or any individual skybridge, the Permittee shall, at its own expense, remove any portion, in whole or in part, of the Campus

Pedestrian Skybridge Network, or any individual skybridge, and all of the Permittee's equipment and property from the public place and replace and restore all portions of the public place that may have been disturbed for any part of the Campus Pedestrian Skybridge Network, or any individual skybridge, in as good condition for public use as existed prior to construction of the Campus Pedestrian Skybridge Network and in at least as good condition in all respects as the abutting portions of the public place as required by Seattle Department of Transportation (SDOT) right-of-way restoration standards.

Failure to remove the Campus Pedestrian Skybridge Network, or any individual skybridge, as required by this section is a violation of Chapter 15.90 of the Seattle Municipal Code (SMC) or successor provision; however, applicability of Chapter 15.90 does not eliminate any remedies available to the City under this ordinance or any other authority. If the Permittee does not timely fulfill its obligations under this section, the City may in its sole discretion remove the Campus Pedestrian Skybridge Network, or any individual skybridge, and restore the public place at the Permittee's expense, and collect such expense in any manner provided by law.

Upon the Permittee's completion of removal and restoration in accordance with this section, or upon the City's completion of the removal and restoration and the Permittee's payment to the City for the City's removal and restoration costs, the Director shall then issue a certification that the Permittee has fulfilled its removal and restoration obligations under this ordinance. Upon prior notice to the Permittee and entry of written findings that it is in the public interest, the Director may, in the Director's sole discretion, conditionally or absolutely excuse the Permittee from compliance with all or any of the Permittee's obligations under this section.

Section 7. Repair or reconstruction. The Campus Pedestrian Skybridge Network shall remain the exclusive responsibility of the Permittee and the Permittee shall maintain the Campus Pedestrian Skybridge Network in good and safe condition for the protection of the public. The Permittee shall not reconstruct or repair any portion of the Campus Pedestrian Skybridge Network, or any individual skybridge, except in strict accordance with plans and specifications approved by the Director. The Director may, in the Director's

judgment, order any portion of the Campus Pedestrian Skybridge Network, or any individual skybridge, reconstructed or repaired at the Permittee's cost and expense because of: the deterioration or unsafe condition of any portion of the Campus Pedestrian Skybridge Network; the installation, construction, reconstruction, maintenance, operation, or repair of any municipally owned public utilities; or any other cause.

Section 8. Failure to correct unsafe condition. After written notice to the Permittee and failure of the Permittee to correct an unsafe condition within the time stated in the notice, the Director may order any portion of the Campus Pedestrian Skybridge Network, or any individual skybridge, be closed or removed at the Permittee's expense if the Director deems that any portion of the Campus Pedestrian Skybridge Network, or any individual skybridge, has become unsafe or creates a risk of injury to the public. If there is an immediate threat to the health or safety of the public, a notice to correct is not required.

Section 9. Continuing obligations. Notwithstanding termination or expiration of the permission granted, or closure or removal of the Campus Pedestrian Skybridge Network, or any individual skybridge, the Permittee shall remain bound by all of its obligations under this ordinance until the Director has issued a certification that the Permittee has fulfilled its removal and restoration obligations under Section 6 of this ordinance. Notwithstanding the issuance of that certification, the Permittee shall continue to be bound by the obligations in Section 10 of this ordinance and shall remain liable for any unpaid fees assessed under Section 15 or Section 17 of this ordinance.

Section 10. Release, hold harmless, indemnification, and duty to defend. The Permittee, by accepting the terms of this ordinance, releases the City, its officials, officers, employees, and agents from any and all claims, actions, suits, liability, loss, costs, expense, attorneys' fees, or damages of every kind and description arising out of or by reason of any portion of the Campus Pedestrian Skybridge Network, or any individual skybridge, or this ordinance, including but not limited to claims resulting from injury, damage, or loss to the Permittee or the Permittee's property.

The Permittee agrees to at all times defend, indemnify, and hold harmless the City, its officials, officers,

employees, and agents from and against all claims, actions, suits, liability, loss, costs, expense, attorneys' fees, or damages of every kind and description, excepting only damages that may result from the sole negligence of the City, that may accrue to, be asserted by, or be suffered by any person or property including, without limitation, damage, death, or injury to members of the public or to the Permittee's officers, agents, employees, contractors, invitees, tenants, tenants' invitees, licensees, or successors and assigns, arising out of or by reason of:

(a) The existence, condition, construction, reconstruction, modification, maintenance, operation, use, or removal of the Campus Pedestrian Skybridge Network or any portion thereof, or the use, occupation, or restoration of the public place or any portion thereof by the Permittee or any other person or entity;

(b) Anything that has been done or may at any time be done by the Permittee by reason of this ordinance; or

(c) The Permittee failing or refusing to strictly comply with every provision of this ordinance; or arising out of or by reason of any portion of the Campus Pedestrian Skybridge Network or this ordinance in any other way.

If any suit, action, or claim of the nature described above is filed, instituted, or begun against the City, the Permittee shall upon notice from the City defend the City, with counsel acceptable to the City, at the sole cost and expense of the Permittee, and if a judgment is rendered against the City in any suit or action, the Permittee shall fully satisfy the judgment within 90 days after the action or suit has been finally determined, if determined adversely to the City. If it is determined by a court of competent jurisdiction that Revised Code of Washington (RCW) 4.24.115 applies to this ordinance, then in the event claims or damages are caused by or result from the concurrent negligence of the City, its agents, contractors, or employees, and the Permittee, its agents, contractors, or employees, this indemnity provision shall be valid and enforceable only to the extent of the negligence of the Permittee or the Permittee's agents, contractors, or employees.

Section 11. **Insurance.** For as long as the Permittee exercises any permission granted by this ordinance

and until the Director has issued a certification that the Permittee has fulfilled its removal and restoration obligations under Section 6 of this ordinance, the Permittee shall obtain and maintain in full force and effect, at its own expense, insurance and/or self-insurance that protects the Permittee and the City from claims and risks of loss from perils that can be insured against under commercial general liability (CGL) insurance policies in conjunction with:

- (a) Construction, reconstruction, modification, operation, maintenance, use, existence, or removal of the Campus Pedestrian Skybridge Network or any portion thereof, as well as restoration of any disturbed areas of the public place in connection with removal of any portion of the Campus Pedestrian Skybridge Network;
- (b) The Permittee's activity upon or the use or occupation of the public place described in Section 1 of this ordinance; and
- (c) Claims and risks in connection with activities performed by the Permittee by virtue of the permission granted by this ordinance.

Minimum insurance requirements are CGL insurance written on an occurrence form at least as broad as the Insurance Services Office (ISO) CG 00 01. The City requires insurance coverage to be placed with an insurer admitted and licensed to conduct business in Washington State or with a surplus lines carrier pursuant to chapter 48.15 RCW. If coverage is placed with any other insurer or is partially or wholly self-insured, such insurer(s) or self-insurance is subject to approval by the City's Risk Manager.

Minimum limits of liability shall be \$2,000,000 per Occurrence; \$4,000,000 General Aggregate; \$2,000,000 Products/Completed Operations Aggregate, including Premises Operations; Personal/Advertising Injury; Contractual Liability. Coverage shall include "The City of Seattle, its officers, officials, employees, and agents" as additional insureds for primary and non-contributory limits of liability subject to a Separation of Insureds clause.

Within 60 days after the effective date of this ordinance, the Permittee shall provide to the City, or cause to be provided, certification of insurance coverage including an actual copy of the blanket or designated

additional insured policy provision per the ISO CG 20 12 endorsement or equivalent. The insurance coverage certification shall be delivered or sent to the Director or to SDOT at an address as the Director may specify in writing from time to time. The Permittee shall provide a certified complete copy of the insurance policy to the City promptly upon request.

If the Permittee is self-insured, a letter of certification from the Corporate Risk Manager may be submitted in lieu of the insurance coverage certification required by this ordinance, if approved in writing by the City's Risk Manager. The letter of certification must provide all information required by the City's Risk Manager and document, to the satisfaction of the City's Risk Manager, that self-insurance equivalent to the insurance requirements of this ordinance is in force. After a self-insurance certification is approved, the City may from time to time subsequently require updated or additional information. The approved self-insured Permittee must provide 30 days' prior notice of any cancellation or material adverse financial condition of its self-insurance program. The City may at any time revoke approval of self-insurance and require the Permittee to obtain and maintain insurance as specified in this ordinance.

In the event that the Permittee assigns or transfers the permission granted by this ordinance, the Permittee shall maintain in effect the insurance required under this section until the Director has approved the assignment or transfer pursuant to Section 14 of this ordinance.

Section 12. **Contractor insurance.** The Permittee shall contractually require that any and all of its contractors performing work on any premises contemplated by this permit name "The City of Seattle, its officers, officials, employees and agents" as additional insureds for primary and non-contributory limits of liability on all CGL, Automobile and Pollution liability insurance and/or self-insurance. The Permittee shall also include in all contract documents with its contractors a third-party beneficiary provision extending to the City construction indemnities and warranties granted to the Permittee.

Section 13. **Adjustment of insurance and bond requirements.** The Director may adjust minimum liability insurance levels and surety bond requirements during the term of this permission. If the Director

determines that an adjustment is necessary to fully protect the interests of the City, the Director shall notify the Permittee of the new requirements in writing. The Permittee shall, within 60 days of the date of the notice, provide proof of the adjusted insurance and surety bond levels to the Director.

Section 14. **Consent for and conditions of assignment or transfer.** The permission granted by this ordinance shall not be assignable or transferable by operation of law; nor shall the Permittee transfer, assign, mortgage, pledge, or encumber the same without the Director's consent, which the Director shall not unreasonably refuse. The Director may approve assignment or transfer of the permission granted by this ordinance to a successor entity only if the successor or assignee has accepted in writing all of the terms and conditions of the permission granted by this ordinance; has provided, at the time of the acceptance, the bond and certification of insurance coverage required under this ordinance; and has paid any fees due under Section 17 of this ordinance. Upon the Director's approval of an assignment or transfer, the rights and obligations conferred on the Permittee by this ordinance shall be conferred on the successors and assigns. Any person or entity seeking approval for an assignment or transfer of the permission granted by this ordinance shall provide the Director with a description of the current and anticipated use of the Campus Pedestrian Skybridge Network, or any individual skybridge.

Section 15. **Inspection fees.** The Permittee shall, as provided by SMC Chapter 15.76 or successor provision, pay the City the amounts charged by the City to inspect the Campus Pedestrian Skybridge Network or any portion thereof during reconstruction, repair, annual safety inspections, and at other times deemed necessary by the City. An inspection or approval of the Campus Pedestrian Skybridge Network, or any individual skybridge, by the City shall not be construed as a representation, warranty, or assurance to the Permittee or any other person as to the safety, soundness, or condition of the Campus Pedestrian Skybridge Network, or any individual skybridge. Any failure by the City to require correction of any defect or condition shall not in any way limit the responsibility or liability of the Permittee.

Section 16. **Inspection reports.** The Permittee shall submit to the Director, or to SDOT at an address

specified by the Director, an inspection report that:

- (a) Describes the physical dimensions and condition of all load-bearing elements;
- (b) Describes any damages or possible repairs to any element of the Campus Pedestrian Skybridge Network, or any individual skybridge;
- (c) Prioritizes all repairs and establishes a timeframe for making repairs; and
- (d) Is stamped by a professional structural engineer licensed in the State of Washington.

A report meeting the foregoing requirements shall be submitted within 60 days after the effective date of this ordinance; subsequent reports shall be submitted every two years, within 30 days prior to the anniversary date of the last inspection report; provided that, in the event of a natural disaster or other event that may have damaged the Campus Pedestrian Skybridge Network, or any individual skybridge, the Director may require that additional reports be submitted by a date established by the Director. The Permittee has the duty of inspecting and maintaining the Campus Pedestrian Skybridge Network, or any individual skybridge. The responsibility to submit structural inspection reports periodically or as required by the Director does not waive or alter any of the Permittee's other obligations under this ordinance. The receipt of any reports by the Director shall not create any duties on the part of the Director. Any failure by the Director to require a report, or to require action after receipt of any report, shall not waive or limit the obligations of the Permittee.

Section 17. **Annual fee.** Beginning on the effective date of this ordinance, and annually thereafter, the Permittee shall promptly pay to the City, upon statements or invoices issued by the Director, an annual fee consistent with the Street Use fee schedule. This includes an issuance fee, annual renewal fee, and \$36,816.40 occupation fee, or as adjusted annually thereafter, for the privileges granted by this ordinance. The first year Annual Occupation Fee is for all five of the existing skybridges that currently comprise the Campus Pedestrian Skybridge Network. Individually, the first annual Occupation Fee for each skybridge is:

- (a) 15th Avenue Northeast skybridge is \$2,193.60;
- (b) Pacific/Hitchcock skybridge is \$3,345.60;

- (c) Pacific/T-Wing skybridge is \$26,254.80;
- (d) Montlake/Wahkiakum skybridge is \$2,803.20; and
- (e) Montlake/Whatcom skybridge is \$2,219.20.

If any of the existing skybridges are removed, the Annual Occupation Fee shall be adjusted accordingly.

Adjustments to the Annual Renewal and Occupation fees shall be made in accordance with a term permit fee schedule adopted by the City Council and may be made every year. In the absence of a schedule, the Director may only increase or decrease the previous year's fee to reflect any inflationary changes so as to charge the fee in constant dollar terms. This adjustment will be calculated by adjusting the previous year's fee by the percentage change between the two most recent year-end values available for the Consumer Price Index for the Seattle-Tacoma-Bellevue Area, All Urban Consumers, All Products, Not Seasonally Adjusted. All payments shall be made to the City Finance Director for credit to the Transportation Fund.

Section 18. **Compliance with other laws.** Permittee shall construct, maintain, and operate the Campus Pedestrian Skybridge Network, and any individual skybridge, in compliance with all applicable federal, state, County, and City laws and regulations. Without limitation, in all matters pertaining to the Campus Pedestrian Skybridge Network, or any individual skybridge, the Permittee shall comply with the City's laws prohibiting discrimination in employment and contracting including the Seattle Fair Employment Practices Ordinance, SMC Chapter 14.04, and the Fair Contracting Practices Code, SMC Chapter 14.10 (or successor provisions).

Section 19. **Acceptance of terms and conditions.** The Permittee shall deliver to the Director its written signed acceptance of the terms of this ordinance within 60 days after the effective date of this ordinance. The Director shall file the written acceptance with the City Clerk. If no such acceptance is received within that 60-day period, the privileges conferred by this ordinance shall be deemed declined or abandoned and the permission granted deemed lapsed and forfeited and the Permittee shall, at its own expense, remove the Campus Pedestrian Skybridge Network, or any individual skybridge, and all of the Permittee's equipment and property and replace and restore all portions of the public place as provided in Section 6 of this ordinance.

Section 20. **Public benefit mitigation.** In consideration of this ordinance, Permittee constructed improvements of a 1.8-mile segment of the Burke-Gilman Trail located between Pacific Street and Rainier Vista as the public benefit mitigation. These improvements include:

1. Widening the trail width from 14 feet to 21 feet;
2. Separating pedestrians and bike users;
3. Providing bicycle shelters and new trail furnishings;
4. Creating “mixing zones” to consolidate intersection points on the trail, including bicycle parking;
5. Replacing non-ADA compliant connections with universal access infrastructure, including ADA improvements at the Pacific/Hitchcock and Pacific/T-Wing skybridges;
6. Installing new transit plaza on Northeast Pacific Street, with improved security features;
7. Installing new vertical circulation between the trail and the overpass of Pacific Street and transit plaza;
8. Installing signalization and crosswalk improvements on 15th Avenue Northeast; and
9. Improving sightlines, lighting levels, and other principles of “Crime Prevention Through Environmental Design.”

Permittee shall maintain these elements in good and safe condition for as long as the Campus Pedestrian Skybridge Network, or any individual skybridge, is in place.

Section 21. **Ratify and confirm.** Any act taken by the City or the Permittee pursuant to the authority and in compliance with the conditions of this ordinance but prior to the effective date of the ordinance is ratified and confirmed.

Section 22. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the _____ day of _____, 2020, and signed by
me in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Department of Transportation	Amy Gray/206-386-4638	Christie Parker/206-684-5211

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE granting the University of Washington (UW) permission to maintain and operate five existing pedestrian skybridges located around the perimeter of the UW campus as a Campus Pedestrian Skybridge Network, for a ten-year term; specifying the conditions under which this permit is granted; providing for the acceptance of the permit and conditions; and ratifying and confirming certain prior acts.

Summary and background of the Legislation:

This legislation will allow the University of Washington to continue maintaining and operating the five existing pedestrian skybridges: the 15th Ave NE skybridge, the Pacific/Hitchcock skybridge, the Pacific/T-Wing skybridge, the Montlake Wahkiakum skybridge, and the Montlake Whatcom skybridge. The five skybridges are permitted through separate term permit ordinances and this legislation would bring all of them under one permit for a “Campus Pedestrian Skybridge Network.”

The Campus Pedestrian Skybridge Network permit is for a period of ten years, commencing on the effective date of the ordinance. The permit may be extended for two successive 10-year terms provided that the University of Washington complete an analysis of the necessity of all the campus skybridge connections. This analysis shall include an evaluation of removing the 15th Avenue NE and Pacific/Hitchcock bridge crossings. It shall also include an evaluation of combining the two bridges that cross Montlake Boulevard NE and identify means to address Americans with Disabilities Act compliance standards for all the skybridges.

The legislation specifies the conditions under which permission is granted, including its obligation to maintain improvements to a 1.8-mile segment of the Burke Gilman Trail.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ☐ Yes ☒ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ☒ Yes ☐ No

Appropriation change (\$):	General Fund \$		Other \$	
	2020	2021	2020	2021
Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2020	2021	2020	2021
			\$36,816.40	TBD
Positions affected:	No. of Positions		Total FTE Change	
	2020	2021	2020	2021

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?
No.

Is there financial cost or other impacts of *not* implementing the legislation?
If the legislation is not enacted by the City Council, the City of Seattle will not receive the 2020 annual fee of \$36,816.40

3.a. Appropriations

☐ This legislation adds, changes, or deletes appropriations.

3.b. Revenues/Reimbursements

☒ This legislation adds, changes, or deletes revenues or reimbursements.
Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2020 Revenue	2021 Estimated Revenue
Transportation Fund	SDOT	Annual Fee	\$36,816.40	TBBD
TOTAL			\$36,816.40	

Is this change one-time or ongoing?

Ongoing

Revenue/Reimbursement Notes:

The 2020 fee is based on the 2020 land value as assessed by King County.

3.c. Positions

☐ This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?
No.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No,

e. Does this legislation affect a piece of property?

Yes, the property legally described in Section 1 of the Council Bill.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

There are no perceived implications for the principles of the Race and Social Justice Initiative. This legislation does not impact vulnerable or historically disadvantaged communities.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

N/A

List attachments/exhibits below:

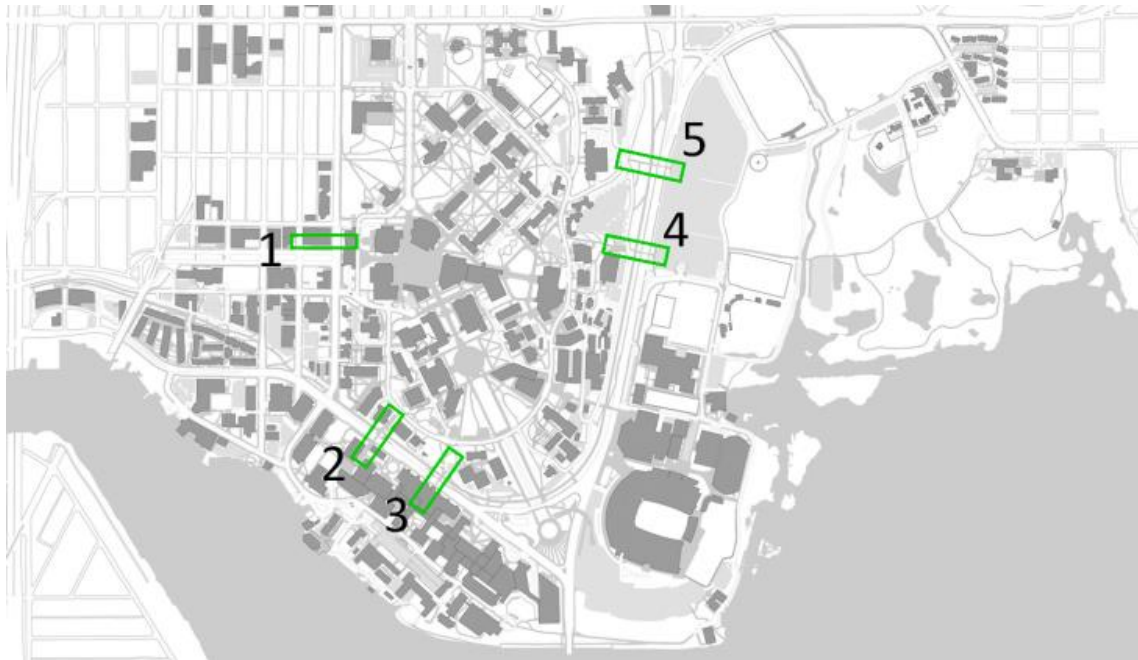
Summary Attachment A – University of Washington Skybridges Area Map

Summary Attachment B – University of Washington Skybridges Photos

Summary Attachment C – University of Washington Skybridges Annual Fee

Assessment Summary

Attachment A – University of Washington Skybridges Area Map



1. 15th Ave Skybridge
2. Pacific/Hitchcock Skybridge
3. Pacific/T-Wing Skybridge
4. Montlake Wahkiakum Skybridge
5. Montlake Whatcom Skybridge

Map is for informational purposes only and is not intended to modify or supplement the legal description(s).

Attachment B – University of Washington Skybridges Photos

15th Ave NE



Pacific/Hitchcock



Pacific/T-Wing



Montlake/Wahkiakum



Montlake/Whatcom



Attachment C – UW Skybridge Annual Fee Assessment Summary

STREET USE ANNUAL FEE ASSESSMENT

Date: 12/3/19

Summary:

**Combined 2020 Permit Fee:
\$36,816.40**

I. Property Description:

Five existing at-grade pedestrian skybridges:

1. 15th Ave – over and across 15th Ave. The pedestrian skybridge area is **914 sq. ft.**
2. Pacific/Hitchcock – over and across NE Pacific St. The pedestrian skybridge area is **1,384 sq. ft.**
3. Pacific/T-Wing – over and across NE Pacific St. The pedestrian skybridge area is **1,683 sq. ft.**
4. Montlake Wahkiakum – over and across Montlake Boulevard. The pedestrian skybridge area is **1,460 sq. ft.**
5. Montlake Whatcom – over and across Montlake Boulevard. The pedestrian skybridge area is **1,460 sq. ft.**

Applicant:

University of Washington

II. Closest Similarly Zoned Parcels, Property Size, Assessed Value:

1. 15th Ave NE Skybridge

Parcel 4092301725; Lot size: 5,000 square feet

Tax year 2020 Appraised Land Value: \$1,500,000 (\$300/square foot)

Fee Calculation: $914 \times \$300 \times 10\% \times 8\% = \mathbf{\$2,193.60}$

10% is the degree of alienation for public use skybridge

2. Pacific/Hitchcock Skybridge

Parcel 4092301725; Lot size: 5,000 square feet

Tax year 2020 Appraised Land Value: \$1,500,000 (\$300/square foot)

Fee Calculation: $1,394 \times \$300 \times 10\% \times 8\% = \mathbf{\$3,345.60}$

10% is the degree of alienation for public use skybridge

3. Pacific/T-Wing Skybridge

Parcel 40923017255; Lot size: 5,000 square feet

Tax year 2020 Appraised Land Value: \$1,500,000 (\$300/square foot)

Parcel 8823902760; Lot size: 8,640

Tax year 2020 Appraised Land Value: \$1,900,800 (\$220/square foot)

Average Lot Value by Square Foot - \$260

Fee Calculation: $1,683 \times \$260 \times 75\% \times 8\% = \mathbf{\$26,254.80}$

75% is the degree of alienation for semi-public use skybridge

4. Montlake Wahkiakum Skybridge

Parcel 4092301725; Lot size: 5,000 square feet

Tax year 2020 Appraised Land Value: \$1,500,000 (\$300/square foot)

Parcel 7174800710; Lot size: 4,700

Tax year 2020 Appraised Land Value: \$846,000 (\$180/square foot)

Average Lot Value by Square Foot: \$240

Fee Calculation: $1,460 \times \$240 \times 10\% \times 8\% = \mathbf{\$2,803.20}$

10% is the degree of alienation for public use skybridge

5. Montlake Whatcom Skybridge

Parcel 0925049435; Lot size: 18,147 square feet

Tax year 2020 Appraised Land Value: \$3,629,400 (\$200/square foot)

Parcel 7174800710; Lot size: 4,700

Tax year 2020 Appraised Land Value: \$846,000 (\$180/square foot)

Average Lot Value by Square Foot: \$190

Fee Calculation: $1,460 \times \$190 \times 10\% \times 8\% = \mathbf{\$2,219.20}$

10% is the degree of alienation for public use skybridge

III. Annual Fee Assessment:

The 2020 permit fee is calculated as follows:

15 th Ave Skybridge	\$2,193.60
Pacific/Hitchcock Skybridge	\$3,345.60
Pacific/T-Wing Skybridge	\$26,254.80
Montlake Wahkiakum Skybridge	\$2,803.20
Montlake Whatcom Skybridge	\$2,219.20
Total Fee	\$36,816.40

Fee methodology authorized under Ordinance 123485, as amended by Ordinances 123585, 123907, 124532, 125185 and 125452.



Legislation Text

File #: CB 119865, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

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; and ratifying and confirming certain prior acts.

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, for passage by ordinance, a schedule of fees applicable to all street and sidewalk use permits (“the Street Use Permit Fee Schedule” or “fee schedule”) that may take into consideration the desirability or undesirability of the use or occupation relative to the rights of the public; and

WHEREAS, Street Use permits must fully recover their cost to comply with the Seattle Municipal Code; and

WHEREAS, it is appropriate that The City of Seattle adjust those fees to comply with current City policy to protect the right-of-way for the traveling public, especially those by active and high-occupancy modes, and to promote uses for economic vitality; 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 125945, is amended by replacing Table A2, Uses with No Base Permit Fee, included as Attachment A to this ordinance.

Section 2. Effective November 7, 2020, the SDOT Street Use Fee Schedule is replaced by the SDOT Street Use Permit Fee Schedule attached as Attachment B to this ordinance. Otherwise, authority to adjust rates and fees as authorized in Ordinances 125945, 125706, and 125185 remains in effect.

Section 3. Any act consistent with the authority of this ordinance taken after its passage and prior to its effective date is ratified and confirmed.

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

Passed by the City Council the _____ day of _____, 2020, and signed by
me in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:
Attachment A - Table A2, Uses with No Base Permit Fee

Attachment B - Seattle Department of Transportation Street Use Permit Fee Schedule

* * *

Table A2 - Uses with No Base Permit Fee	
Use Description	Use Code
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 15.04.100	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 Phase 4 of the Governor’s Safe Start Plan	3AA

* * *

Table A – Base Permit Fees	
Permit Type	Base Permit Fee
ROW Simple Issuance	\$155
ROW Complex Issuance	\$324
PSM Short-Term Issuance	\$181
PSM Long-Term Issuance	\$232
PSM Renewal	\$176
Major (SIP/UMP) Permit Issuance	\$4,865
Permit Modification Issuance	\$165
No Permit/No Job Start Fee	\$311
Street Vacation Filing Fee	\$6,500

Table A1 – Hourly Review and Inspection Service Rates	
Service Rate Type	Rate
Hourly Review and Inspection	\$278
Overtime Hourly Review and Inspection	\$555

Table A2 – Uses with No Base Permit Fee	
Use Description	Use Code
Gardening in the ROW	1, 1D
Tree Planting, Pruning or Removal	1A, 1B, and 1C
Miscellaneous Uses per SMC 15.04.100	54
Residential Street Barricading for Neighborhood Activation	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
Overhead advertising in the ROW (e.g., signs, awning graphics)	6
Temporary Business Recovery Uses (e.g., cafes, displays, vending) – Through Phase 4 of the Governor’s Safe Start Plan	3AA

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)
Construction and storage containers	31B	ROW Simple
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

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
Vending from a public place sidewalk or plaza	19E	See Table C2
Food-vehicle zone vending (paid parking)	19G	\$478 (each 4-hr period x each day per week)
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

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*		
	1 st Violation	2 nd Violation	3 rd + 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.
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: 3AA, 3A, 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.
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.

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>
Degree of alienation	<p>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.</p>

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.

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;
- (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.

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Department of Transportation	Angela Steel / 206-684-5967	Christie Parker / 206-684-5211

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: 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; and ratifying and confirming certain prior acts.

Summary and background of the Legislation: This legislation updates and adjusts some fees in the Street Use Permit Fee Schedule as authorized in SMC 15.04.074 to better balance City policy goals and objectives for project and construction coordination, maintaining access through construction, building a non-motorized and high-occupancy mobility transportation system, building low- and middle-income housing, and supporting businesses.

To support businesses, we are creating a free permit for temporary business uses, including cafes, displays, and vending, through Phase 4 of the Governor's Safe Starts Plan and eliminating the long-term permit fee for business sign encroachments.

To support project and construction coordination, access during construction, and a non-motorized and high-occupancy mobility transportation system, we are adjusting the use fee methodology and factors to better disincentivize the use of sidewalks, bike, and transit facilities during construction for non-transportation purposes. To support building low- and middle-income housing we have reduced factors in non-dense zones. The change will also reduce data entry and permit review time, reducing overall permit costs.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ☐ Yes ☒ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ☒ Yes ☐ No

Appropriation change (\$):	General Fund \$		Other \$	
	2020	2021	2020	2021
	\$0	\$0	\$0	\$0
Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2020	2021	2020	2021
	\$0	\$0	(\$9,000)	(\$56,000)

Positions affected:	No. of Positions		Total FTE Change	
	2020	2021	2020	2021
	0	0	0	0

Does the legislation have other financial impacts to The City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

There are short-term minimal, financial impacts associated with not assessing permit fees for the temporary business use permits (cafes, displays, and vending) through phase 4 of the Safe Starts Plan. While we cannot quantitatively assess the overall impact, we believe the reduction in City revenue through permit fees will be more than offset by the ability for small businesses to safely reopen and utilize space in the right-of-way during the Governor's phased reopening. These permits will allow businesses to increase capacity within the right-of-way. The long-term permit fees for the business signage are being recovered in the updated use fee methodology by increasing the Urban Center factor an additional \$0.10 per square foot.

Is there financial cost or other impacts of *not* implementing the legislation?

The change to the use fee methodology is critical for Street Use to successfully implement Accela for our November 7, 2020 launch. If the change to the use fee methodology is not transmitted in time to launch on November 7, 2020, this will significantly delay the implementation and cost the department approximately \$2.6 million. The transition into the Accela platform supports the City's objectives for permit reform and to build an equitable, safe, and sustainable transportation system.

3.b. Revenues/Reimbursements

X This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2020 Revenue	2021 Estimated Revenue
10310 Trans Op.	SDOT	Use Fees	\$131,000	\$852,000
10310 Trans Op.	SDOT	Sign Permit Fees	(\$140,000)	(\$908,000)
TOTAL			(\$9,000)	(\$56,000)

Is this change one-time or ongoing?

One-time change for the temporary business permits through phase 4 of the Governor's Safe Start Plan. Ongoing change for all other permit fee amendments.

Revenue/Reimbursement Notes:

The 2020 and 2021 estimated revenue assumes that permit volumes will be near 2019 levels; however, with the COVID-19 public health crises, some of our revenue streams are in jeopardy of coming in lower than our original projections. We are working with our Finance division to closely monitor our revenues and expenditures and will adjust as needed throughout 2020 and 2021 to ensure the Street Use Revenue Center is sustainable. The

revenue numbers referenced in this document do not reference impacts from the COVID-19 public health crises because those impacts are too unknown at this time. Also, we are not able to predict the volume of new temporary business permit applications and are unable to estimate the potential revenue impact, but do not think it will have a significant financial impact to the cost center.

Assumptions used in the calculations of impacts on revenue are as follows:

- A sample set of permits issued in 2019 was used as basis for all calculations. This ensures changes in revenue reflect changes in the fee schedule rather than changes in permits and/or permit volumes.
- A revenue baseline was calculated by applying the existing fee schedule to permits issued in 2019 rather than using actual 2019 revenues. Again, this allows changes in revenue to reflect changes in the fee schedule rather than changes in permits, permit volumes, and/or collection rates.
- Revenue estimates for 2020 assume the new fee schedule will be applied to permits for the final 8 weeks of 2020.
- Sign permit changes assume no sign fees are assessed for the first sign on a permit and that number of permits with more than one sign mirrors what was issued in 2019.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

Departments that pay permit fees will see a change in use fees, including SCL, SPU, and Parks. These departments primarily do work outside of urban centers and urban villages and will likely see a slight overall reduction in permit fees.

The business fee proposal for signs and temporary business uses will affect OED by providing more options for businesses during the Safe Starts recovery phases. OED is leading the initial outreach for this program.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No.

e. Does this legislation affect a piece of property?

No.

- f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?**
Street Use permit fees impact anyone working or doing business in the right-of-way.

Use and occupation fees that are collected are used to make improvements that return the value of private use in the right-of-way to the community that experienced the disruption. With this legislation we are intending to shift the impact of those fees from smaller businesses and developers to larger developers and projects that have greater impacts on the users of the right-of-way.

SDOT will provide coaching and translated materials for all use fee changes in addition to the changes to our permitting system as we work to go live in November.

The business fee proposal for signs and temporary uses will have a positive impact on all businesses and will provide more options during economic recovery. For the temporary business options, we are working closely with OED to provide coaching and translation support for businesses, translated outreach materials and ethnic ad buys to promote the new program.

- g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s)?**

Because the collection of use fees is dependent on private development, it is difficult to draw comparisons between previous use fees to current use fees. There are so many other variables that have a greater impact on development opportunities than use fees. However, we will continue to monitor the fees to determine the impact on small businesses and developers providing low- and middle-income housing.

The temporary business permits will allow increased options for use of the right-of-way for economic opportunities and recovery. Our goal with this program is to see expanded business uses of cafes, vending, and merchandise display in the identified high-priority areas based on race and social-economic data published by OPCD. We will measure permit data and compare the current use of café, vending and displays in these areas with rates of applications in 3 months after program implementation and compare permit volume with the non-high priority areas. We will also evaluate the impact of allowing these expanded temporary uses and identify any other administrative or legislative programmatic amendments that may be needed to make long-term improvements for business recovery.

List attachments/exhibits below: N/A



Legislation Text

File #: CB 119867, Version: 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to the City's traffic code; amending Sections 11.46.010 and 11.46.020 of the Seattle Municipal Code to revise permissible areas of operation in the right-of-way and other public pathways for electric personal assistive mobility devices and motorized foot scooters.

WHEREAS, in 2004, the City Council passed Ordinance 121518, adding a new section to Chapter 11.14 of the Seattle Municipal Code defining and establishing in the City's Traffic Code rules of operation for electric personal assistive mobility devices (EPAMDs) and motorized foot scooters; and

WHEREAS, use of private motorized foot scooters as a transportation mode for short trips has expanded significantly since 2004; and

WHEREAS, the introduction of free-floating scooter share programs have proliferated around the world and The City of Seattle is designing a pilot permit program for free-floating scooter share; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 11.46.010 of the Seattle Municipal Code, last amended by Ordinance 123190, is amended as follows:

11.46.010 Areas of operation

A. Except as otherwise provided in this ~~((chapter))~~ Chapter 11.46, motorized foot scooters may be operated on roadways, shoulders, ~~((and))~~ alleys, bicycle lanes, and public paths, but not on sidewalks, ~~((bicycle lanes, or public paths.))~~ unless there is no alternative for a motorized foot scooter to travel over a sidewalk that is part of a bicycle or pedestrian path.

* * *

E. The provisions of this ~~((section))~~ Section 11.46.010 limiting the use of EPAMDs and/or electric motorized foot scooters ~~((in parks or on sidewalks, bicycle lanes, public paths, public school playfields, or public school playgrounds))~~ do not apply ~~((to an EPAMD or electric motorized foot scooter))~~ when that device is operated by a person with a mobility impairment caused by a physical disability who uses that device to enhance that person's mobility.

Section 2. Section 11.46.020 of the Seattle Municipal Code, enacted by Ordinance 121518, is amended as follows:

11.46.020 Rules of operation

Subject to the limitations on areas of operation contained in Section 11.46.010, the following rules of operation apply to EPAMDs and/or motorized foot scooters, as indicated:

* * *

F. Except as otherwise provided in this ~~((chapter))~~ Chapter 11.46, operators of EPAMDs and electric motorized foot scooters shall have the same rights and duties as ((:

(1)) operators of bicycles when upon any portion of a highway. ~~((except a sidewalk, crosswalk, or pedestrian zone.;~~ and

(2) ~~pedestrians when upon and sidewalk, crosswalk, or pedestrian zone.))~~

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

Passed by the City Council the _____ day of _____, 2020, and signed by me in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Department of Transportation	Joel Miller/206-684-7639	Christie Parker/206-684-5211

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

1. **Legislation Title:** AN ORDINANCE relating to the City's traffic code; amending Sections 11.46.010 and 11.46.020 of the Seattle Municipal Code to revise permissible areas of operation in the right-of-way and other public pathways for electric personal assistive mobility devices and motorized foot scooters.
2. **Summary and background of the Legislation:** This legislation changes Seattle's traffic code to:
 - a. Allow motorized foot scooters to be operated on bicycle lanes and public paths.
 - b. Allow motorized foot scooters to be to be operated on a sidewalk only where there is no alternative for a motorized foot scooter to travel over a sidewalk that is part of a bicycle or pedestrian path. This exception includes the sidewalks of many of Seattle's movable bridges and areas where multi-use trails incorporate a widened sidewalk for short sections.

2. CAPITAL IMPROVEMENT PROGRAM

- a. **Does this legislation create, fund, or amend a CIP Project?** ☐ Yes ☒ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

- a. **Does this legislation amend the Adopted Budget?** ☐ Yes ☒ No
- b. **Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?**
No
- c. **Is there financial cost or other impacts of *not* implementing the legislation?**
No

If there are no changes to appropriations, revenues, or positions, please delete sections 3.d., 3.e., and 3.f. and answer the questions in Section 4.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

This legislation would impact the Police Department and Municipal Court.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No. The Department of Transportation has issued a State Environmental Policy Act Determination of Non-Significance, with notice published in the Daily Journal of Commerce.

e. Does this legislation affect a piece of property?

No.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?

This legislation has potential negative and positive impacts to vulnerable or historically disadvantaged communities.

Allowing scooters in bike lanes may reduce potential encounters with law enforcement personnel for people of color, thereby reducing the negative outcomes that may stem from those encounters.

However, bike lanes in the city may not be equitably distributed, and this legislation would therefore increase scooter riding opportunity in a disproportionate manner. This negative outcome will be mitigated by the current Bicycle Master Plan Implementation Plan, which prioritizes equitable distribution of bike lanes in future projects.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

This legislation does not include a new initiative or major programmatic expansion

List attachments/exhibits below: N/A/



Legislation Text

File #: CB 119858, **Version:** 2

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to the financing of the West Seattle Bridge Immediate Response project; creating a fund for depositing proceeds of taxable limited tax general obligation bonds in 2021; authorizing the loan of funds in the amount of \$50,000,000 from the Construction and Inspections Fund and \$20,000,000 from the REET II Capital Projects Fund to the 2021 LTGO Taxable Bond Fund for early phases of work on the bridge repair and replacement project; amending Ordinance 126000, which adopted the 2020 Budget, including the 2020-2025 Capital Improvement Program (CIP); changing appropriations to the Seattle Department of Transportation; and revising project allocations and spending plans for certain projects in the 2020-2025 CIP.

WHEREAS, after regular inspection revealed accelerated and abnormal cracking of the concrete structure of the West Seattle High-Rise Bridge, The City of Seattle (“City”) made the decision to close the bridge to all vehicle traffic March 23, 2020; and

WHEREAS, work to stabilize the bridge is underway, as well as studies to determine the practical and financial feasibility of repairing the bridge, weighing factors including cost to repair, durability and load and traffic capacity of a repaired bridge; and

WHEREAS, the City has established a Technical Advisory Panel (TAP) to independently assess these studies and make recommendations on the best options for repair and/or replacement; and

WHEREAS, a Community Task Force made up of representatives of neighborhoods, businesses, the Duwamish Tribe, the Port of Seattle, elected officials, and others impacted by the bridge closure will provide community input on TAP recommendations and weigh options for financing repair or replacement and priorities for mitigating traffic impacts during the extended closure of the bridge; and

WHEREAS, funds must be appropriated in 2020 to cover expenditures related to broad community engagement

efforts and early work on the Reconnect West Seattle multimodal strategy; capital delivery components include emergency repairs and bridge stabilization work that may include shoring and/or controlled removal, and analysis and design of bridge replacement options; and Spokane Swing (Low) Bridge repairs and enhancement; and

WHEREAS, Seattle Municipal Code subsection 5.06.030.C requires City Council approval by ordinance of any interfund loan for a duration of 90 days or more; and

WHEREAS, in the normal course of business the City may temporarily lend cash between funds to maintain required balances; and

WHEREAS, the Director of Finance and the City Budget Director have determined that this interfund loan request is consistent with the Debt Management Policies adopted by Resolution 31553; and

WHEREAS, there is sufficient cash in the Construction and Inspections Fund to support a primary interfund loan of up to \$50 million through December 31, 2021, and still meet regular budgeted operating needs; and

WHEREAS, there is sufficient cash in the REET II Capital Projects Fund to support a secondary interfund loan of up to \$20 million through December 31, 2021, and still meet regular budgeted capital needs; and

WHEREAS, funds loaned by the Construction and Inspections Fund and the REET II Capital Projects Fund to the 2021 LTGO Taxable Bond Fund for bridge financing of the design of the West Seattle Bridge project are anticipated to be repaid from proceeds from the sale of LTGO Bonds, which is expected to be finalized in 2021; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. A new 2021 LTGO Taxable Bond Fund (36810) is created in the City Treasury, into which the principal proceeds and any premium received from the sale and delivery of limited tax general obligation bonds in 2021 shall be deposited for the purpose of paying all or part of the costs of various elements of the City's capital improvement program and other City purposes approved by ordinance. The Fund shall receive earnings

on its positive balances and pay interest on its negative balances. The Director of Finance is authorized to create other Accounts or Subaccounts as may be needed.

Section 2. The Director of Finance is authorized to make a non-revolving loan of up to \$50 million principal and interest outstanding from the Construction and Inspections Fund to the 2021 LTGO Taxable Bond Fund, created by Section 1 of this ordinance, to provide bridge financing for expenditures related to the West Seattle Bridge Immediate Response project (MC-TR-C110) that will be financed by authorized, taxable limited tax general obligation (LTGO) bond proceeds. The loan is to be repaid no later than December 31, 2021, with interest on the loan at the rate of return of the City's Consolidated Cash Pool. The entire principal and interest amount of the loan drawn is intended to be repaid with proceeds from the future sale of taxable LTGO bonds issued in 2021.

Section 3. The Director of Finance may effectuate the loan authorized in Section 2 of this ordinance by transferring cash from the Construction and Inspections Fund to the 2021 LTGO Taxable Bond Fund, or by carrying the 2021 LTGO Taxable Bond Fund in a negative cash position, in an amount not to exceed \$50 million until no later than December 31, 2021, or until repayment with proceeds from the sale of taxable LTGO bonds in 2021, whichever is earlier. The Director of Finance is further authorized to establish, and modify if necessary from time to time, a repayment plan and schedule.

Section 4. The Director of Finance is authorized to make a non-revolving loan of up to \$20 million principal and interest outstanding from the Real Estate Excise Tax (REET) II Capital Projects Fund (30020) to the 2021 LTGO Taxable Bond Fund, created by Section 1 of this ordinance, to provide bridge financing for expenditures related to the West Seattle Bridge Immediate Response project (MC-TR-C110) that will be financed by authorized, taxable limited tax general obligation (LTGO) bond proceeds. The loan is to be repaid no later than December 31, 2021, with interest on the loan at the rate of return of the City's Consolidated Cash Pool. The entire principal and interest amount of the loan drawn is intended to be repaid with proceeds from the future sale of taxable LTGO bonds issued in 2021.

Section 5. The Director of Finance may effectuate the loan authorized in Section 4 of this ordinance by transferring cash from the REET II Capital Projects Fund to the 2021 LTGO Taxable Bond Fund, or by carrying the 2021 LTGO Taxable Bond Fund in a negative cash position, in an amount not to exceed \$20 million until no later than December 31, 2021, or until repayment with proceeds from the sale of taxable LTGO bonds in 2021, whichever is earlier. The Director of Finance is further authorized to establish, and modify if necessary from time to time, a repayment plan and schedule.

Section 6. The West Seattle Bridge Immediate Response (MC-TR-C110) project is substituted in the 2020-2025 Adopted Capital Improvement Program as described in Attachment A to this ordinance.

Section 7. Appropriations in the 2020 Adopted Budget and project allocations in the 2020-2025 Adopted Capital Improvement Program for the following items are increased as follows:

Item	Dept	Fund	Budget Summary Level/BCL Code	Additional Budget Appropriation	CIP Project Name	2020 CIP Allocation (in \$000's)
7.1	SDOT	2021 LTGO Taxable Bond Fund (36810)	Major Projects (13000 BC-TR-19002)	\$70,000,000	West Seattle Bridge Immediate Response (MC-TR-C110)	\$70,000
Net Change				\$70,000,000		\$70,000

These modifications shall operate for the purposes of decreasing or increasing the bases for the limit imposed by subsection 4(c) of Ordinance 126000.

Section 8. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the _____ day of _____, 2020, and signed by me
in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment A - West Seattle Bridge Immediate Response - CIP Project Page

West Seattle Bridge Immediate Response

Project No:	MC-TR-C110	BSL Code:	BC-TR-19002
Project Type:	Discrete	BSL Name:	Major Projects
Project Category:	Rehabilitation or Restoration	Location:	West Seattle Bridge Spanning the Duwamish
Current Project Stage:	Stage 2 - Initiation, Project Definition, & Planning	Council District:	Multiple
Start/End Date:	2020 - 2022	Neighborhood District:	Greater Duwamish
Total Project Cost Range:	159,170 - 224,711	Urban Village:	Not in an Urban Village

This CIP funds the first few years of work for the West Seattle Bridge Program, including broad community engagement efforts and early work on the Reconnect West Seattle multimodal strategy. The capital delivery components include emergency repairs and bridge stabilization work that may include shoring and/or controlled removal, bridge replacement options analysis and design, and Spokane Swing (Low) Bridge repairs and enhancements. In parallel, this CIP funds a broad multimodal strategy (Reconnect West Seattle) to accommodate cross-Duwamish travel that formerly used the high-rise bridge in partnership with King County Metro, Sound Transit, WSDOT, Washington State Ferries, BNSF, the Port of Seattle, other state and federal agencies, private mobility providers, large employers, and the general public. In 2020/2021, SDOT will implement improvements developed from this process. The 2020 Appropriations are supported by an Interfund Loan to be repaid by the 2021 LTGO Bond Issuance.

Resources	LTD thru 2019	2019 Cfwd	2020 Adptd	2020 Adj ²	2020 Rev ³	2021	2022	2023	2024	2025	Total
Interfund Loan	-	-	-	70,000	70,000	-	-	-	-	-	70,000
LTGO Bond Proceeds	-	-	-	-	-	30,000	50,000	-	-	-	80,000
Total:	-	-	-	70,000	70,000	30,000	50,000	-	-	-	150,000
Fund Appropriations / Allocations ¹	LTD thru 2019	2019 Cfwd	2020 Adptd	2020 Adj ²	2020 Rev ³	2021	2022	2023	2024	2025	Total
2021 LTGO Taxable Bond Fund	-	-	-	70,000	70,000	30,000	-	-	-	-	100,000
2022 LTGO Taxable Bond Fund	-	-	-	-	-	-	50,000	-	-	-	50,000
Total:	-	-	-	70,000	70,000	30,000	50,000	-	-	-	150,000
Financial Planning Estimate:	LTD thru 2019	2019 Cfwd	2020 Adptd	2020 Adj ²	2020 Rev ³	2021	2022	2023	2024	2025	Total
To Be Determined	-	-	-	-	-	-	41,940	-	-	-	41,940
Total:	-	-	-	-	-	-	41,940	-	-	-	41,940

Financial Planning Strategy: SDOT and CBO continue to evaluate the funding strategy for the repair and replacement of the West Seattle Bridge. The initial funding will be LTGO bonds, with the debt service paid for by Real Estate Excise Tax. SDOT will work to identify potential partnership funding. The funding total shown in the financial table is the mid-point of the estimated Total Project Cost Range and will be reevaluated as project scope is defined at the 30% design milestone.

O&M Impacts: O&M Costs are still being evaluated.

¹Funds are appropriated through the Adopted Budget at the Budget Summary Level. All Amounts shown above are in thousands of dollars

²2020 adjustment shows the sum of all changes to date

³2020 Revised is the sum of prior year carryforward, current year adopted and any current year adjustments

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
SDOT	David Conway/206.684.5016	Aaron Blumenthal/206.233.2656

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title:

AN ORDINANCE relating to the financing of the West Seattle Bridge Immediate Response project; creating a fund for depositing proceeds of taxable limited tax general obligation bonds in 2021; authorizing the loan of funds in the amount of \$50,000,000 from the Construction and Inspections Fund and \$20,000,000 from the REET II Capital Projects Fund to the 2021 LTGO Taxable Bond Fund for early phases of work on the bridge repair and replacement project; amending Ordinance 126000, which adopted the 2020 Budget, including the 2020-2025 Capital Improvement Program (CIP); changing appropriations to the Seattle Department of Transportation; and revising project allocations and spending plans for certain projects in the 2020-2025 CIP.

Summary and background of the Legislation:

This legislation authorizes a total of \$70 million in two interfund loans to advance work this year and next for the West Seattle Bridge Program. The loans will be split across two funds; a primary loan for \$50 million from the Construction and Inspections Fund and a secondary loan for \$20 million from the Real Estate Excise Tax II Capital Projects Fund.

This funding plan represents a preliminary two-year work plan, including broad community engagement efforts and early work on the Reconnect West Seattle multimodal strategy. The capital delivery components include emergency repairs and bridge stabilization work that may include shoring and/or controlled removal, bridge replacement options analysis and design, and Spokane Swing (Low) Bridge repairs and enhancements.

The loans also assure adequate early funding for the Reconnect West Seattle to mitigate substantial loss of cross-Duwamish vehicle capacity that formerly used the high-rise bridge and related impacts on low-income communities on both sides of the Duwamish. Reconnect West Seattle efforts will be carried out in partnership with King County Metro, Sound Transit, WSDOT, Washington State Ferries, BNSF, the Port of Seattle, other state and federal agencies, private mobility providers, large employers, and community groups in the impacted Greater Duwamish and West Seattle neighborhoods. In 2020/2021, SDOT will implement improvements developed from this process. The 2020 Appropriations are supported by interfund loans to be repaid by a 2021 LTGO Bond Issuance.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? X Yes No

Project Name:	Project I.D.:	Project Location:	Start Date:	End Date:	Total Project Cost Through 2025:
West Seattle Bridge – Immediate Response	MC-TR-C110	West Seattle Bridge Spanning the Duwamish	2020	2022	\$191,940,000

This legislation funds a new CIP project. The new project page is attached to this Summary and Fiscal Note. The initial funding will be LTGO bonds, with the debt service paid for by Real Estate Excise Tax. SDOT will work to identify potential partnership funding. The funding total shown in the financial table is the mid-point of the estimated Total Project Cost Range of \$159,170,000 and \$225,711,000, and will be reevaluated as project scope is defined at the 30% design milestone.

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget?

X Yes ___ No

Appropriation change (\$):	General Fund \$		Other \$	
	2020	2021	2020	2021
			\$70,000,000	\$30,000,000
Estimated revenue change (\$):	Revenue to General Fund		Revenue to Other Funds	
	2020	2021	2020	2021
			\$70,000,000	\$30,000,000
Positions affected:	No. of Positions		Total FTE Change	
	2020	2021	2020	2021
	0.0	0.0	0.0	0.0

Does the legislation have other financial impacts to The City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

Loan interest costs will be incurred and paid from proceeds of a LTGO bond issuance by the end of 2021.

Is there financial cost or other impacts of *not* implementing the legislation?

Failure to stabilize the bridge could make it impossible to repair, or could allow damage to private property and potentially create risk of injury to people below and around the bridge. There are a multitude of less tangible costs related to ongoing closure without actions to mitigate traffic impacts.

3.a. Appropriations

X This legislation adds, changes, or deletes appropriations.

Fund Name and number	Dept	Budget Control Level Name/##	2020 Appropriation Change	2021 Estimated Appropriation Change
2021 LTGO Taxable Bond Fund (36810)	SDOT	Major Projects (13000 BC-TR-19002)	\$70,000,000	\$30,000,000
TOTAL			\$70,000,000	\$30,000,000

Is this change one-time or ongoing?

This Immediate Response CIP is expected to continue through 2022.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

Yes, FAS-Finance. Additionally, Department of Neighborhoods is a key partner with SDOT on outreach. SDOT is also coordinating with multiple City departments on the project, including SCL, SPU, and Seattle Fire.

b. Is a public hearing required for this legislation?

No

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No

e. Does this legislation affect a piece of property?

Some work could require temporary construction easements.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

Traffic diversions resulting from closure of the West Seattle High Bridge are impacting some of the most racially diverse and lower income parts of the city, including South Park, Georgetown, Roxhill, Highland Park and the south end of the Delridge corridor. Funds made available through this interfund loan will allow the City to do extensive inclusive outreach in these areas, more quickly mitigate the impacts and keep the bridge repair and replacement project advancing forward in order to alleviate these impacts as soon as possible.

- g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s)?**

As noted above the project is intended to restore the Duwamish crossing and, in the meantime, alleviate traffic impacts.

List attachments/exhibits below:



Legislation Text

File #: CB 119868, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to use of City right-of-way by free-floating scooters; amending Section 15.17.005 of the Seattle Municipal Code; adopting a Free-Floating Scooter Share Program Fee Schedule; and ratifying and confirming certain prior acts.

WHEREAS, in July 2018, City Council passed Ordinance 125634 adopting a free-floating bike share program and fee schedule by allowing private free-floating bike share companies to deploy free-floating bikes on sidewalks citywide; and

WHEREAS, the introduction of free-floating scooter share pilot programs has proliferated across the United States and the world; and

WHEREAS, Seattle is now designing a pilot permit program for free-floating scooter share; and

WHEREAS, no permit administrative fees exist to cover the expected costs of administering a free-floating scooter share pilot permit program and its program goals; and

WHEREAS, Section 15.04.074 of the Seattle Municipal Code (SMC) authorizes and directs the Director of Transportation to prepare and recommend to the City Council fees applicable to street and sidewalk use permits commensurate with the cost of administering, reviewing, issuing, inspecting, and policing permits granted for the uses; and

WHEREAS, SMC Section 15.17.005 will be amended to reflect this new type of mobility and authorize vending; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 15.17.005 of the Seattle Municipal Code, last amended by Ordinance 125946, is

amended as follows:

15.17.005 Authorized vending in public places

No person shall vend to the public in a public place unless authorized below:

* * *

D. The vendor is vending bicycles, other mobility devices, helmets, or other ~~((bike-share-related))~~ related merchandise that is made available for general public use and has been authorized by a separate permit.

Section 2. The Seattle Department of Transportation (Department) Free-Floating Scooter Share Program Fee Schedule is adopted as follows:

Fee Type	Fee Amount	
Permit Issuance and Renewal	\$232 for issuance or \$176 for renewal as specified in the Street Use Permit Fee Schedule or as subsequently amended	
Permit Hourly Review and Inspection Rate	\$278 per hour of review as specified in the Street Use Permit Fee Schedule or as subsequently amended	
Administrative Fee per year	For vendors approved during the initial application period	\$150 per permitted scooter or device
	For vendors approved after the initial application period	\$150 per permitted scooter or device, prorated by month

Section 3. The Department is authorized to charge lower administrative fees if further analysis demonstrates to the Department that it can cover scooter share related costs for less than the fees authorized in Section 1 of this ordinance.

Section 4. Any act consistent with the authority of this ordinance taken prior to its effective date is ratified and confirmed.

Section 5. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by

Seattle Municipal Code Section 1.04.020.

Passed by the City Council the _____ day of _____, 2020, and signed by
me in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Department of Transportation	Joel Miller/206-684-7639	Christie Parker/206-684-5211

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

- 1. Legislation Title:** AN ORDINANCE relating to use of City right-of-way by free-floating scooters; amending Section 15.17.005 of the Seattle Municipal Code; adopting a Free-Floating Scooter Share Program Fee Schedule; and ratifying and confirming certain prior acts.
- 2. Summary and background of the Legislation:** Over the past two years, electric motorized foot scooter sharing operations have begun in many cities across the US. These programs have begun to demonstrate that with proper regulations, scooter share can benefit cities by offering residents and visitors a clean, low-carbon mobility option. With adoption of this legislation, the Seattle Department of Transportation (SDOT) will operate a scooter share pilot program, administered alongside the current bike share program. The pilot program will determine the potential benefits and drawbacks of shared scooters in Seattle.

This legislation amends Section 15.17.005 of the Seattle Municipal code to authorize public vending of motorized foot scooters, and adopts a Free-Floating Scooter Share Program Fee Schedule. That schedule allows SDOT to charge each vendor permit fees to cover expected permit costs, program administration, and public-realm accommodations.

2. CAPITAL IMPROVEMENT PROGRAM

- a. Does this legislation create, fund, or amend a CIP Project? ☐ Yes ☒ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

- a. Does this legislation amend the Adopted Budget? ☐ Yes ☒ No
- b. Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

SDOT will charge permitted scooter share operators permitting fees and a per-device administrative fee to cover all operational costs (see 3.e. below). Those fees are anticipated to generate \$1,050,000 in revenue. That following table describes the programmatic spend plan:

Program staffing expenses	\$450,000
• 1 FTE @ Strategic Advisor 1 (temporary TLA position)	

<ul style="list-style-type: none"> • 1 FTE @ Associate Transportation Planner (temporary TLA position) • Associated technology needs (computer, phone, etc.) 	
Adaptive cycling and micromobility program component <ul style="list-style-type: none"> • This City program will work to increase access to adaptive cycling (such as tricycles, handcycles, and tandem bikes) for people with disabilities and special travel needs. The program will partner with existing community stakeholders to offer adaptive cycling access and events around the city. 	\$75,000
Equity-based outreach, education, and engagement program component <ul style="list-style-type: none"> • This program component will build our ongoing bike and scooter share outreach and Racial Equity Toolkit. We will work with stakeholders to evaluate the free-floating scooter and bike share system's performance. We will work with companies and community partners to increase awareness of scooter and bike sharing, train people how to safely use the programs, and reduce cultural, economic, and technological barriers to access. 	\$175,000
Ongoing evaluation program component <ul style="list-style-type: none"> • We will continue to evaluate our program and its role in Seattle's mobility infrastructure and generate an updated evaluation report. • This component funds survey instruments to capture community opinions and ideas for improvement. 	\$25,000
Compliance audit program component <ul style="list-style-type: none"> • This program includes an ongoing compliance audit where City staff or a third-party auditor will physically check a percentage of each vendor's fleet for parking, maintenance, and data quality compliance. • This audit will be the primary compliance enforcement mechanism for the upcoming permit year. 	\$75,000
Designated bike and scooter share parking program component <ul style="list-style-type: none"> • This will fund construction of on-street and on-sidewalk bike share parking areas throughout the city. • Costs per parking area will vary depending on materials and placement. Prior-year estimates suggest that each on-street parking corral costs approximately \$2,000 in labor and materials. 	\$250,000
Total Expenditures	\$1,050,000

SDOT anticipates issuing permits for three to four vendors for a maximum of 7,000 total scooters, which will generate the revenue stated above. If fewer permits are sold than projected, SDOT will spend less revenue in the following areas:

- Designated bike and scooter share parking
- Equity-based outreach, education, and engagement

If SDOT determines that it can achieve the above program goals for less than the anticipated program budget, SDOT may charge less than the fees stated in the fee schedule.

Though we anticipate no other direct financial impacts from this legislation, the free-floating scooter share program may impose costs on other City agencies to relocate or otherwise address parked scooters. We expect to build designated scooter share parking areas to address parking conflicts. In addition, the permit program will require scooter share companies to reimburse the City for other expenses the City incurs from addressing bike share costs.

c. Is there financial cost or other impacts of *not* implementing the legislation?

If the legislation is not implemented, then the city will not implement a free-floating scooter pilot program. The city would lose the ability to study a potentially clean transportation option that could help Seattle meet climate, equity, and livability goals.

3.d. Appropriations

 This legislation adds, changes, or deletes appropriations.

Appropriations Notes:

Any needed appropriations for this item will be included in future budget legislation.

3.e. Revenues/Reimbursements

X This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2020 Revenue	2021 Estimated Revenue
13000 – Transportation Fund	Transportation	Permit Administrative Fees	\$1,050,000	\$1,300,000
13000 – Transportation Fund	Transportation	Permit Review and Issuance Fees	\$9,216	\$9,216
TOTAL			\$1,059,216	\$1,309,216

Is this change one-time or ongoing?

We anticipate that the fee schedule will be updated annually to maintain ongoing program funding.

Revenue/Reimbursement Notes:

SDOT anticipates issuing permits for three to four vendors for a maximum of 7,000 total scooters.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

Yes. Other departments may sometimes need to move parked scooters to eliminate conflicts or access facilities in the right of way. We expect any costs to be minor; other departments may seek reimbursement for costs from the scooter share companies, as provided in the scooter share permit requirements. This permit also includes the Department of Parks and Recreation, but all permit administration and enforcement will be completed by the Department of Transportation.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No. The Department of Transportation has issued a State Environmental Policy Act Determination of Non-Significance, with notice published in the Daily Journal of Commerce.

e. Does this legislation affect a piece of property?

No.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?

Public scooter-sharing programs are one means for improving mobility and access to opportunity for underserved communities. The permit fees in this legislation will support an increased focus on race and social equity in the ongoing scooter share program. The proposed permit requirements recommend city-wide coverage requirements, low-income programs, and outreach and engagement requirements. Permit administration fees will also cover a comprehensive and ongoing engagement strategy that will inform future permit changes.

- g. If this legislation includes a new initiative or a major programmatic expansion:
What are the specific long-term and measurable goal(s) of the program? How will
this legislation help achieve the program's desired goal(s).**

Long-term program goals are:

- Reduce Seattle's greenhouse gas emissions and contribution to global climate change through increased scooter and bike mode share
- Increase affordable mobility options for people with low incomes
- Improve public health outcomes by providing safe, abundant options for active transportation and recreation
- Increase trips taken by scooter share city-wide
- Increase scooter share availability and trips taken in low-income and traditionally underserved neighborhoods
- Minimize the percentage of parked scooters that are improperly parked or that create pedestrian conflicts
- Increase citywide scooter parking capacity by building designated scooter share parking areas and corrals
- Increase availability and ridership of adaptive cycles (tricycles, handcycles, tandem cycles, etc.) in the City
- Increase trips taken by low-income residents through introduction of low-income fare discount program
- Use collected scooter share data to identify locations needing bicycle infrastructure improvements

This legislation authorizes the Department of Transportation to collect the fees necessary to administer the scooter share program and achieve these goals.

List attachments/exhibits below:



Legislation Text

File #: CB 119866, **Version:** 1

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

AN ORDINANCE relating to Seattle Public Utilities; creating a restricted cash account for depositing donations and gifts; authorizing the General Manager/CEO of Seattle Public Utilities to accept donations and gifts into the account for the purpose of providing financial assistance to its low-income customers.

WHEREAS, Chapter 21.76 of the Seattle Municipal Code establishes a Utility Discount Program and a Low Income Emergency Assistance Program to assist qualified low-income residential utility customers; and

WHEREAS, the water, wastewater, drainage, and solid waste services that Seattle Public Utilities provides are vital to public health and individual well-being; and

WHEREAS, Seattle City Light offers its customers and the general public the opportunity to donate to help low-income Seattle City Light customers pay their electric bills; and

WHEREAS, many philanthropic people and businesses generously wish to donate resources to further assist lower-income households in need; and

WHEREAS, Article 1, Section 1 of The Charter of The Seattle City Charter states The City of Seattle “may accept gifts and donations of all kinds...and do all acts necessary to carry out the purposes” of the gifts and donations; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. A new Seattle Public Utilities Donation Account (Account) is created as a restricted cash account within Seattle Public Utilities’ Water Fund.

Section 2. The purpose of the Account is to financially assist low-income Seattle Public Utilities

customers in paying their Seattle Public Utilities bills, rates, charges, and fees, over and above the level of assistance that is available through the Utility Discount Program and the Emergency Assistance Program.

Section 3. The Account shall receive donations in the form of cash, gifts, or grants from organizations, corporations, or individuals who wish to financially assist customers of Seattle Public Utilities, to supplement the assistance already available from Seattle Public Utilities.

Section 4. The General Manager/CEO of Seattle Public Utilities has the authority to accept donations to the Account without receiving the approval of the City Council in order to expedite the assistance to low-income Seattle Public Utilities customers. The General Manager/CEO shall establish rules for the distribution of donated funds from the Account and is authorized to distribute donated funds and perform other administrative tasks necessary to implement the purpose and intent of this ordinance.

Section 5. The Director of the Department of Finance and Administrative Services shall have responsibility for receipting all donations.

Section 6. All donations to and appropriations from the Account will be tracked and published annually so long as there are active donations to or appropriations from it. The annual reports shall be submitted by the General Manager/CEO of Seattle Public Utilities to the City Budget Office and City Council no later than 90 days from the end of the calendar year.

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

Passed by the City Council the _____ day of _____, 2020, and signed by
me in open session in authentication of its passage this _____ day of _____, 2020.

President _____ of the City Council

Approved by me this _____ day of _____, 2020.

Jenny A. Durkan, Mayor

Filed by me this _____ day of _____, 2020.

Monica Martinez Simmons, City Clerk

(Seal)

SUMMARY and FISCAL NOTE*

Department:	Dept. Contact/Phone:	CBO Contact/Phone:
Seattle Public Utilities	Kahreen Tebeau/471-8116	Akshay Iyengar/684-0716

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to Seattle Public Utilities; creating a restricted cash account for depositing donations and gifts; authorizing the General Manager/CEO of Seattle Public Utilities to accept donations and gifts into the account for the purpose of providing financial assistance to its low-income customers.

Summary and background of the Legislation: The ordinance would create a restricted cash account in the Seattle Public Utilities Water Fund and delegate Council’s authority to accept donations to the General Manager/CEO of Seattle Public Utilities. It would also grant authority to operate and create rules for the use of donations. The purpose of the donations would be to provide additional utility bill assistance to low-income SPU customers, over and above what the utility provides to eligible customers currently.

Currently, SPU offers customer two bill assistance programs: The Utility Discount Program (UDP) and the Emergency Assistance Program (EAP). The UDP provides a discount of 50% off all SPU bills for customers who qualify and enroll in the program. The income eligibility threshold for the UDP is 70% of the State Median Income (SMI). The EAP provides emergency bill assistance to households with income at or below 80% of the SMI, so it has a slightly higher income threshold than the UDP. Households earning up to 70% of the SMI can receive assistance from both programs simultaneously. The EAP provides one-time emergency bill assistance (or twice per year, if there are children in the household) of up to \$448 dollars per bill, or 100% of the bill – whichever is less. This maximum dollar limit is set in the Seattle Municipal Code (SMC) and is revised annually, per the SMC’s provisions, to reflect the growth in SPU’s combined bills each year.

The proposed ordinance would allow SPU to collect donations from the general public and from customers to provide additional bill assistance to low-income customers that supplements the discounts and assistance from the programs described above. These donations would be channeled directly to customers in need and would not be used to cover SPU’s expenses in any way.

The intent is to align eligibility for these donations with the eligibility guidelines for the EAP. An eligible household applying for EAP assistance would receive the EAP assistance, which is \$448 in 2020, toward its bill. If the bill exceeded \$448 dollars, the household would qualify for a credit from the donations. The dollar amount received from the donation fund would be uniform across eligible customers and will be set in SPU Director’s Rules, to be periodically updated as needed and appropriate.

2. CAPITAL IMPROVEMENT PROGRAM

Does this legislation create, fund, or amend a CIP Project? ☐ Yes ☒ No

3. SUMMARY OF FINANCIAL IMPLICATIONS

Does this legislation amend the Adopted Budget? ☐ Yes ☒ No

Does the legislation have other financial impacts to the City of Seattle that are not reflected in the above, including direct or indirect, short-term or long-term costs?

SPU anticipates this body of work will have a cost to the utility and this cost can be absorbed within existing resources.

It is difficult to estimate the volume of donations that may be received. SPU is working to identify and evaluate certain operational issues and options around implementing this ordinance, and estimates it will require about 37 hours per month of administrative work, with an initial annual cost estimate of approximately \$28,000, which may decrease over time.

SPU also plans to run a marketing campaign to raise donations for the fund (potentially in coordination with City Light to include its Project Share Program), which is estimated to cost up to \$10,000 annually. SPU can provide this service within its existing budget.

Is there financial cost or other impacts of *not* implementing the legislation?

Not implementing this legislation will negatively impact SPU's ability to assist low-income customers.

4. OTHER IMPLICATIONS

a. Does this legislation affect any departments besides the originating department?

The Department of Finance and Administrative Services, as the City treasury, will necessarily be involved in receipting all donations received for the account.

b. Is a public hearing required for this legislation?

No.

c. Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

d. Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times*

No

e. Does this legislation affect a piece of property?

No.

f. Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities? What is the Language Access plan for any communications to the public?

This legislation will expand the financial assistance SPU can provide to low-income customers to help them manage their utility bills. People of Color, people with disabilities, and historically disadvantaged communities are disproportionately represented in lower-income households, so expanding this program will disproportionately assist these communities.

g. If this legislation includes a new initiative or a major programmatic expansion: What are the specific long-term and measurable goal(s) of the program? How will this legislation help achieve the program's desired goal(s).

N/A

List attachments/exhibits below:



Legislation Text

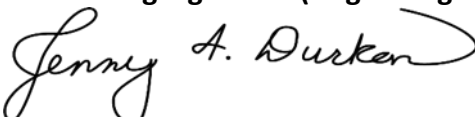
File #: Appt 01598, **Version:** 1

Appointment of Maria Sumner as member, Seattle Pedestrian Advisory Board, for a term to March 31, 2021.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Maria Sumner</i>		
Board/Commission Name: <i>Seattle Pedestrian Advisory Board</i>		Position Title: <i>Member</i>
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>4/3/2020</i>	Term of Position: * <i>4/1/2019</i> to <i>3/31/2021</i> <input type="checkbox"/> <i>Serving the remainder of a vacant position</i>
Residential Neighborhood: <i>Lake City</i>	Zip Code: <i>98125</i>	Contact Phone No.: <i>N/A</i>
Background: <i>Maria has lived in Seattle for five years and currently resides in Lake City. Her professional background is in tech at Facebook where she propels teams forward to meet their intended goals. She is active in her local community and is passionate about improving conditions for pedestrians through improvements such as pedestrian plazas.</i>		
Authorizing Signature (original signature): 		Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor of Seattle</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.

MARIA SUMNER

WORK & EDUCATION

FACEBOOK - Redmond, WA

- **Aug 2017 - Present**
- Technical Program Manager - Developing Natural Language Understanding technology for Conversational AI at Facebook by leading several cross-functional teams and programs for product and research outcomes

OZLO - Seattle, WA

- **June 2016-July 2017**
- Research scientist at a small AI start up developing a natural language interface for search

UNIVERSITY OF WASHINGTON - Seattle, WA

- **September 2015- September 2016**
- MS in Computational Linguistics

UNIVERSITY OF IOWA - Iowa City, IA

- **September 2013 - September 2015**
- MA in Linguistics

JAPAN EXCHANGE & TEACHING (JET) PROGRAMME - Fujishiro, Japan

- **July 2010-July 2012**
- High School TESOL Teacher

TRUMAN STATE UNIVERSITY Kirksville, MO

- **August 2010-2016**
- BS in Mathematics, Summa cum laude
- Minors in Linguistics and Spanish

HONORS, LANGUAGES, AND AWARDS

Proficient in Japanese, Indonesian, Spanish

Critical Language Scholarship June-August 2014

- Studied the Indonesian language in Malang, East Java, Indonesia for ten weeks in an immersive setting through a U.S. State Department program

Phi Beta Kappa

COMMUNITY INVOLVEMENT

Volunteer Community Team Lead - Elizabeth Warren campaign for President (Present)

- Host phone banks and canvassing

Linguists in Tech (Cofounder) - A not-for-profit professional development group based in Seattle to network and share knowledge across the industry (Present)

Girls on the Run - Coach for 4 seasons in Iowa and Missouri (2013-2015)

Seattle Pedestrian Advisory Board

11 Members: Pursuant to *Resolution 29532*, *all* members subject to City Council confirmation, **2**-year terms;

1 Get-Engaged Member: Pursuant to *Ordinance 120325*, *all* members subject to City Council confirmation, **1**-year terms:

- **5** City Council-appointed
- **7** Mayor-appointed
- **0** Other Appointing Authority-appointed (specify):

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
5	M	3	1.	Member	Beau Morton	4/1/18	3/31/20	2	Council
6	M	3	2.	Member	David Seater	4/1/19	3/31/21	1	Council
			3.	Member	VACANT			1	Council
6	F	3	4.	Member	Anna Letitia Zivarts	4/1/19	3/31/21	2	Council
2	F	2	5.	Member	Han-Jung Ko	4/1/19	3/31/21	2	Council
1	M	2	6.	Member	Chaitanya Sharma	4/1/18	3/31/20	1	Mayor
6	F	3	7.	Member	Carol Kachadoorian	4/1/19	3/31/21	1	Mayor
	F	7	8.	Member	Bianca Johnson	4/1/20	3/31/22	1	Mayor
	F		9.	Member	Debra Kahn	4/1/20	3/31/22	1	Mayor
6	F	5	10.	Member	Maria Sumner	4/1/19	3/31/21	1	Mayor
	F	4	11.	Member	Esti Mintz	4/1/20	3/31/22	1	Mayor
	F		12.	Get-Engaged Member	Emily Meltzer	9/1/19	8/31/20	1	Mayor

SELF-IDENTIFIED DIVERSITY CHART

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Men	Women	Transgender	Other/ Unknown	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other (Specification Optional)	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	1	6		1	1				1	1			
Council	2	3				1			1	3			
Other													
Total	3	9			1	1			2	7			

Key:

***D** List the corresponding *Diversity Chart* number (1 through 9)

****G** List *gender*, **M** = Male, **F** = Female, **T** = Transgender, **U** = Unknown, **O** = Other

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

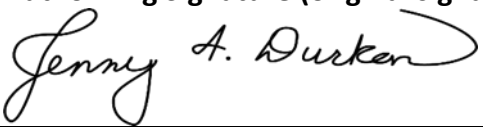
File #: Appt 01599, **Version:** 1

Appointment of Bianca Johnson as member, Seattle Pedestrian Advisory Board, for a term to March 31, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Bianca Johnson</i>		
Board/Commission Name: <i>Seattle Pedestrian Advisory Board</i>		Position Title: <i>Member</i>
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>4/3/2020</i>	Term of Position: * <i>4/1/2020</i> to <i>3/31/2022</i> <input type="checkbox"/> <i>Serving the remainder of a vacant position</i>
Residential Neighborhood: <i>South Lake Union</i>	Zip Code: <i>98109</i>	Contact Phone No.: <i>N/A</i>
Background: <i>Bianca has lived in Washington for three years and currently resides in South Lake Union and works in Ballard. She is particularly drawn to Seattle due to the non-motorized transportation infrastructure. Her background is at the intersection of tech startups and community organizing for vulnerable populations (through her current position in Knock Rental). She is pursuing a Master of Urban Planning and Master of Public Administration at UW beginning in the Fall.</i>		
Authorizing Signature (original signature): 		Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor of Seattle</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.

Bianca Johnson

Pronouns: she/her



Academia

University of California, Davis, 2011-2013

BA, History; Minor, Professional Writing
Graduated Cum Laude (3.6)

Affiliations and Awards

National Park Service Intern, 2013

Selected as one of ten nationwide interns for the National Park Service (NPS).

Served as a media assistant to NPS-sponsored youth group, YAPI!, to create a music video for the newly designated historic park, Harriet Tubman's Underground Railroad in Maryland. Contributed to historical research for the War of 1812 online exhibit for the Northeast division of the NPS in Boston, MA.

Conducted historical research related to Determinations of Eligibility for the National Registrar.

University of California, Provost's Undergraduate Fellow, 2012-2013

Awarded \$1000 grant to continue research of impacts to the Japanese-American community post-WWII in the Sacramento county.

Conducted and recorded oral interviews of previously interned Japanese-Americans. Presented research findings at Undergraduate Research Symposium and Linda Frances Alexander Research Symposium.

National Museum of the US Navy Intern, 2012

Created artifact descriptions using public archival records through the Library of Congress.

Participated in History, Theory, and Practice of Non-Profits through the George Mason University, using various public records to understand the connection between non-profits and the private sector.

Global Mentorship Mentee, 2012-2013

Served as the first cohort of mentees to onboard international students, leading workshops and providing 1:1 mentorship.

Linda Frances Alexander Scholar, 2011-2013

Academic, social, and cultural enrichment organization for Africa diaspora students.

Community Building

Elizabeth Warren Campaign, 2019

Recruitment Lead

Served as a recruitment lead for the 43rd legislative district.

Assisted in organizing community recruitment efforts, from on-campus recruitment to registering new voters.

Social Justice Fund, 2018-2019

Environmental Justice

Served as a volunteer fundraiser for non-profits focused on working at the intersection of race, economical, environmental justice.

Interviewed grant applicants, touring their facilities and engaging in discussions about their project goals.

Participated in the cohort decision, discussing the findings from interviews and as a group allocated funds across applicants.

Fundraised through local and national individuals and companies to contribute to the overall cohort total of over \$400,000.

Personal Training and Cycle Instructor, 2018-2019

Created and led free personalized training sessions, focusing on a POC clientele with a body positive lens.

Led a weekly 45 minute spin class at local Seattle studio, Live Love Flow.

Skills

Tools

Microsoft Suite, Salesforce, Zendesk, Freshdesk/Chat, Intercom, JIRA, Confluence, MiniVan, Reach

Certifications

Interview Training for Managers, **Zenefits**
Coaching for Managers, **Madrona Venture Group**
Race and Social Justice, **Social Justice Fund**
Intercultural Leadership, **UC Davis**
Certified Personal Trainer, **National Academy of Sports Medicine**

Work Experience

Knock Rentals, Jan 2018-current Customer Support Department Manager

Established department KPIs, SOPs, including customer escalations and engineering triages, across training and support specialists in two states.

Led the technical implementation, including on-site training, of a new CRM across account management, training specialists, and support specialists.

Identified support trends through a system of ticket tagging to predict inbound ticket fluctuation based on customer requests, onboarding volume, and proactive outreach. Resulted in a reduction of overall first contact time by 25% and case resolution time by 35% over one quarter.

Responsible for the professional development of employees through yearly reviews and regular coaching sessions, working with employees to identify personal goals along with key performance metrics.

Convoy, Oct 2016-Nov 2017 Senior Supply Operations

Developed and implemented SOP for Convoy user engagement, leading to the development of company-wide engagement tools, resulting in a 15% increase of app engagement over a quarter.

Designed, led, and documented company-wide training sessions with material sourced through subject matter experts across the organization.

Diagnosed inefficiencies between account management, customer support, and supply; worked with leads to streamline communication through various channels.

Zenefits, Feb 2014-June 2016 Technical Writer Client Support Manager

Technical Writer

Collaborated with product experts and client support associates to create original external and internal content.

Developed and led the adoption of an internal communication process by developing operation standards used cross-functionally increasing external use of the help center.

Gathered user feedback and redesigned internal style guidelines to create a more unified voice across the help center. Led workshops on the application of the guidelines across support department.

Client Support Manager

Handled escalated clients with a variety of issues across various human resource products.

Mentored new hires on client support communication, including de-escalation methods.

Served as the subject matter expert on all products related to payroll, including creation of internal and external documentation, developed and led company-wide training session

Seattle Pedestrian Advisory Board

11 Members: Pursuant to **Resolution 29532**, **all** members subject to City Council confirmation, **2**-year terms;

1 Get-Engaged Member: Pursuant to **Ordinance 120325**, **all** members subject to City Council confirmation, **1**-year terms:

- **5** City Council-appointed
- **7** Mayor-appointed
- **0** Other Appointing Authority-appointed (specify):

Roster:

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6	F	3	4.	Member	Anna Letitia Zivarts	4/1/19	3/31/21	2	Council
2	F	2	5.	Member	Han-Jung Ko	4/1/19	3/31/21	2	Council
1	M	2	6.	Member	Chaitanya Sharma	4/1/18	3/31/20	1	Mayor
6	F	3	7.	Member	Carol Kachadoorian	4/1/19	3/31/21	1	Mayor
	F	7	8.	Member	Bianca Johnson	4/1/20	3/31/22	1	Mayor
	F		9.	Member	Debra Kahn	4/1/20	3/31/22	1	Mayor
6	F	5	10.	Member	Maria Summer	4/1/19	3/31/21	1	Mayor
	F	4	11.	Member	Esti Mintz	4/1/20	3/31/22	1	Mayor
	F		12.	Get-Engaged Member	Emily Meltzer	9/1/19	8/31/20	1	Mayor

SELF-IDENTIFIED DIVERSITY CHART

SELF-IDENTIFIED DIVERSITY CHART					(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Men	Women	Transgender	Other/ Unknown	Asian	Black/ African American	Hispanic/ Latino	American Indian/ Alaska Native	Other (Specification Optional)	Caucasian/ Non- Hispanic	Pacific Islander	Middle Eastern	Multiracial
Mayor	1	6		1	1				1	1			
Council	2	3				1			1	3			
Other													
Total	3	9			1	1			2	7			

Key:

***D** List the corresponding *Diversity Chart* number (1 through 9)

****G** List *gender*, **M** = Male, **F** = Female, **T** = Transgender, **U** = Unknown, **O** = Other

RD Residential Council District number 1 through 7 or N/A

Diversity information is self-identified and is voluntary.



Legislation Text

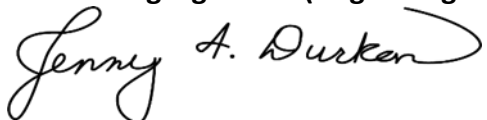
File #: Appt 01601, **Version:** 1

Appointment of Esti Mintz as member, Seattle Pedestrian Advisory Board, for a term to March 31, 2022.

The Appointment Packet is provided as an attachment.



City of Seattle Boards & Commissions Notice of Appointment

Appointee Name: <i>Esti Mintz</i>		
Board/Commission Name: <i>Seattle Pedestrian Advisory Board</i>		Position Title: <i>Member</i>
<input checked="" type="checkbox"/> Appointment OR <input type="checkbox"/> Reappointment		Council Confirmation required? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Appointing Authority: <input type="checkbox"/> Council <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Other: <i>Fill in appointing authority</i>	Date Appointed: <i>4/3/2020</i>	Term of Position: * <i>4/1/2020</i> to <i>3/31/2022</i> <input type="checkbox"/> <i>Serving the remainder of a vacant position</i>
Residential Neighborhood: <i>Ravenna</i>	Zip Code: <i>98105</i>	Contact Phone No.: <i>N/A</i>
Background: <i>Esti wheelchair bound and visually impaired, and is staunch advocate for the disabled community. She has lived in Seattle for 17 years and currently resides in North Seattle. Her professional background is in software at Microsoft where she managed diverse international teams and helped navigate and create cohesion across cultures, customs, and personalities.</i>		
Authorizing Signature (original signature): 		Appointing Signatory: <i>Jenny A. Durkan</i> <i>Mayor of Seattle</i>

*Term begin and end date is fixed and tied to the position and not the appointment date.

Esti Mintz



- Work History

Assistant to Regional Archaeologist, National Park Service, Seattle, WA

Programmer, (Safeco Insurance Co, GNA, Seattle, WA

Software Test Engineer, Microsoft, Redmond, WA

- Volunteering

La Brea Tar Pits, Los Angeles, CA 1978

“Safe Streets”, North Greenwood, Seattle

Advocacy, MS Society, Northwest Chapter, Seattle 1980 – Ongoing

Transit Riders Union, Seattle, WA 2019 - Ongoing

- Education

MA, Archeology, Hebrew University, Jerusalem Israel

Computer Programming Certificate, Seattle, WA

Seattle Pedestrian Advisory Board

11 Members: Pursuant to *Resolution 29532*, *all* members subject to City Council confirmation, **2**-year terms;

1 Get-Engaged Member: Pursuant to *Ordinance 120325*, *all* members subject to City Council confirmation, **1**-year terms:

- **5** City Council-appointed
- **7** Mayor-appointed
- **0** Other Appointing Authority-appointed (specify):

Roster:

*D	**G	RD	Position No.	Position Title	Name	Term Begin Date	Term End Date	Term #	Appointed By
5	M	3	1.	Member	Beau Morton	4/1/18	3/31/20	2	Council
6	M	3	2.	Member	David Seater	4/1/19	3/31/21	1	Council
			3.	Member	VACANT			1	Council
6	F	3	4.	Member	Anna Letitia Zivarts	4/1/19	3/31/21	2	Council
2	F	2	5.	Member	Han-Jung Ko	4/1/19	3/31/21	2	Council
1	M	2	6.	Member	Chaitanya Sharma	4/1/18	3/31/20	1	Mayor
6	F	3	7.	Member	Carol Kachadoorian	4/1/19	3/31/21	1	Mayor
	F	7	8.	Member	Bianca Johnson	4/1/20	3/31/22	1	Mayor
	F		9.	Member	Debra Kahn	4/1/20	3/31/22	1	Mayor
6	F	5	10.	Member	Maria Sumner	4/1/19	3/31/21	1	Mayor
	F	4	11.	Member	Esti Mintz	4/1/20	3/31/22	1	Mayor
	F		12.	Get-Engaged Member	Emily Meltzer	9/1/19	8/31/20	1	Mayor

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