CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL 117847

AN ORDINANCE relating to authorizing a bike share program to be implemented in public places; and amending Sections 11.23.440 and 15.17.005 of the Seattle Municipal Code.

WHEREAS, the Bicycle Master Plan adopted by Resolution 31024 sets goals of tripling the amount of bicycling in Seattle between 2007 and 2017, and reducing the rate of bicycle collisions by one-third in the same time frame; and

WHEREAS, the City is currently updating the 2007 Bicycle Master Plan, with a vision to make riding a bicycle a comfortable and integral part of daily life in Seattle for people of all ages and abilities; and

WHEREAS, the Seattle Department of Transportation supports a bike share program to provide a healthy, safe, and affordable travel option that has the potential to attract new people to biking, and serve residents and visitors alike; and

WHEREAS, the Seattle Municipal Code limits the type of vending that may occur in the public place and the activities that may occur in the curb space and would prevent bike-share stations and related facilities from being located in curb spaces and in the public place; and

WHEREAS, this legislation will authorize the Seattle Department of Transportation to develop a bike-share program in the City of Seattle; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 11.14.440 of the Seattle Municipal Code, last amended by Ordinance 123659, is amended as follows:

11.23.440 Parking privileges

No person shall be granted a franchise ((~~or~~)), special privilege, or permit to the exclusion of any other person for parking vehicles on any roadway((~~.~~)) , except for the following uses:

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A. Zones may be granted for taxicabs, official career consul vehicles, moving or loading, disabled persons, curb space parking including no parking zones, service parking, carpool parking, car share parking, food vehicles, or similar uses, or for any restricted parking zone program that may be developed. Establishment of a zone does not constitute a grant of franchise.

B. The Director may issue a permit authorizing the use of curb space or other parking spaces for bike-share stations and other bike-share-related facilities that are made available for general public use.

Section 2. Section 15.17.005 of the Seattle Municipal Code, last amended by Ordinance 123659, 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:

A. The permittee's activity occurs in an area that is permitted for that type of an activity, for example: Chapter 11.25, parade permits; Chapters 15.08 and 15.16, areaway or sidewalk cafe Street Use permits; street areas within the Pike Place Market Historical District (Chapter 25.24) that are being administered by the Pike Place Market Preservation and Development Authority; Chapter 15.35, filming permits; Chapter 15.52, Special Event permits; or Chapter 6.310, Taxicabs and For-Hire Vehicles; or

B. The permittee has obtained a Street Use permit authorized by Sections 15.17.080, 15.17.100, 15.17.120, 15.17.130, 15.17.150, or 15.17. 200; or

C. The vendor is vending newspapers, magazines, event programs, and other similar publications on foot, as authorized by Chapter 15.14; or

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D. The vendor is vending bicycles, helmets, or other bike-share-related merchandise that is made available for general public use and has been authorized by a separate permit.

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 _____, 2013, and signed by me in open session in authentication of its passage this _____ day of _____, 2013.

_____

President _____of the City Council

Approved by me this ____ day of _____, 2013.

_____

Michael McGinn, Mayor

Filed by me this ____ day of _____, 2013.

_____

Monica Martinez Simmons, City Clerk

(Seal)

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Form revised: December 12, 2012

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Seattle Department of Transportation	Angela Steel/684-5967	Christie Parker/684-5211

Legislation Title:
AN ORDINANCE relating to authorizing a bike share program to be implemented in public places; and amending Sections 11.23.440and 15.17.005 of the Seattle Municipal Code.

Summary of the Legislation:

This legislation will make amendments to the Seattle Municipal Code relating to a bike share program. These amendments include authorizing the use of the curb space for bike share activities under Section 11.23.440 and authorizing bike-share-related vending in the public place under Section 15.17.005.

Background:

The Seattle Department of Transportation supports a bike-share program to provide a healthy, safe, and affordable travel option that has the potential to attract new people to biking.
The Bicycle Master Plan, adopted by Resolution 31024, set forth a goal of tripling the amount of bicycling in Seattle between 2007 and 2017, and reducing the rate of bicycle collisions by one-third during the same time frame.

The City of Seattle is currently updating the 2007 Bicycle Master Plan, with a vision to make riding a bicycle comfortable and integral part of daily life for all people in Seattle, regardless of age or ability.

Please check one of the following:

_X_ This legislation does not have any financial implications.

Other Implications:

a) **Does the legislation have indirect financial implications, or long-term implications?**
No

b) **What is the financial cost of not implementing the legislation?**

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None

c) **Does this legislation affect any departments besides the originating department?**
No

d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**
There are no other alternatives that could achieve the same or similar objectives.

e) **Is a public hearing required for this legislation?**
No

f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
Yes. SEPA Determination of Non Significance posting 5/28/13-6/11/13.

g) **Does this legislation affect a piece of property?**
No

h) **Other Issues:** N/A

List attachments to the fiscal note below:
None

DIS CITY CLERK

City of Seattle
Office of the Mayor

July 2, 2013

Honorable Sally J. Clark
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill that makes amendments to the Seattle Municipal Code Title 11, Traffic Code, and Title 15, Street and Sidewalk Use Code, relating to a bike-share program in the City of Seattle. These amendments would authorize the use of the curb space for bike-share stations and authorize vending related to the bike-share program in the public place.

The City Council adopted by Resolution 31024 the Bicycle Master Plan with the goal of tripling the amount of bicycling in Seattle between 2007 and 2017, reducing the rate of bicycle collisions by one-third in the same time frame. The City is currently updating the 2007 Bicycle Master Plan, with a vision to make riding a bicycle a comfortable and integral part of daily life in Seattle for people of all ages and abilities. Establishing a bike-share program in Seattle helps the City reach these goals.

I look forward to working with Council in passing this legislation and thank you for its consideration. If you have any questions, please contact Angela Steel at 206-684-5967.

Sincerely,

Michael McGinn
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

Michael McGinn, Mayor
Office of the Mayor
600 Fourth Avenue, 7th Floor
PO Box 94749
Seattle, WA 98124-4749

Tel (206) 684-4000
Fax (206) 684-5360
TDD (206) 615-0476
mike.mcginn@seattle.gov

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