

**CITY OF SEATTLE**

**RESOLUTION 31520**

A RESOLUTION of intention to modify the boundaries for the Capitol Hill Business Improvement Area.

WHEREAS, in 1986, through Ordinance 113029, the City of Seattle established the Capitol Hill Business Improvement Area (Capitol Hill BIA), providing for the levy of special assessments upon businesses within the Capitol Hill BIA for the purpose of enhancing conditions for operation of those businesses; and

WHEREAS, in 1991, the City Council passed Ordinance 115998, increasing the original assessment rates for the Capitol Hill BIA; and in 2001, the City Council passed Ordinance 120303, further increasing the assessment rates; and

WHEREAS, in 2012, the ratepayer advisory board for the Capitol Hill BIA, which oversees the Capitol Hill BIA, voted to modify the 'Area 2' boundaries; and

WHEREAS, the City has reviewed the modification area to insure that it is in accordance with RCW 35.87A.075; and

WHEREAS, RCW 35.87A.075 requires the City to adopt a Resolution of intention to modify boundaries for parking and business improvement areas specifying the time and place of a public hearing; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE  
MAYOR CONCURRING, THAT:**

**Section 1.** The City Council of The City of Seattle declares its intention to modify the boundaries for Area 2 for the Capitol Hill Business Improvement Area (Capitol Hill BIA) in accordance with Chapter 35.87A RCW, as follows:

As authorized by RCW Chapter 35.87A, there is hereby established a Capitol Hill Business Improvement Area within the boundaries described below and as shown on the map

1 attached as Exhibit "A". (When a street or alley is named, the area boundary is the centerline of  
2 the right-of-way.) The District shall have two areas as follows:

3 Area One  
4

5 East: 10<sup>th</sup> Avenue East between East Roy Street and a line extending from the southern lot line  
6 of lot 2, Block 3, S.B. Yesler's 1st Addition, to the center of the right-of-way on 10<sup>th</sup> Avenue  
7 East.  
8

9 West: The western lot line of lots 21, 22, 23, and 24, Block 3, S. B. Yesler's 1st Addition, and  
10 continuing from lot 24, Block 3, S. B. Yesler's 1st Addition to the center of the right-of-way on  
11 East Roy Street.  
12

13 North: The northern lot line of lot 21, Block 7, S. B. Yesler's 1<sup>st</sup> Addition and a line extending  
14 from the northern lot line of lot 21, Block 7, S. B. Yesler's 1<sup>st</sup> Addition to the center of the right-  
15 of-way on Broadway Avenue East and;  
16

17 Continuing southward along the center of the right-of-way on Broadway Avenue East for  
18 approximately 100 feet to a line extending from the northern lot line of lot 2, Block 6 S. B.  
19 Yesler's 1st Addition and;  
20

21 Continuing along the northern lot line of lots 2 and 13, Block 6, S. B. Yesler's 1st Addition, and  
22 extending to the center of the right-of-way on 10th Avenue East.  
23  
24  
25  
26  
27  
28

1 South: East Roy Street between the center of the right-of-way of Harvard Avenue East and  
2 extending to the northern lot line of lot 10, Block 32, Supplemental Plat, A. Pontius Addition.

3  
4 Area Two

5 East: The eastern lot line of Lots 6, 7, 8, 9 and 10, Block 32, Supplemental Plat, A. Pontius  
6 Addition; extending to the eastern lot line of Lots 7, 8, 9, 10, 11 and 12, Block 31, Supplemental  
7 Plat, A. Pontius Addition; extending to the eastern lot line of Lots 7, 8, 9, 10, 11 and 12, Block  
8 30, Supplemental Plat, A. Pontius Addition; extending to the eastern lot line of Lots 4, 5 and 6,  
9 Block 29, Supplemental Plat, A. Pontius Addition; and extending to the eastern lot line of Lot 2,  
10 Block 64, John H. Nagle's 2nd Addition and;

11  
12  
13 Continuing to the center of the right-of-way of East Thomas Street, and extending eastward to  
14 the center of the right-of-way of 10<sup>th</sup> Avenue East and;

15  
16 Continuing along the center of the right-of-way of 10th Avenue East between East Thomas  
17 Street and East John Street, and extending westward along the center of the right-of-way of East  
18 John Street to a line extending from Lot 6, Block 46, John H. Nagle's Addition and;

19  
20 Continuing along the eastern lot line of Lots 1, 2, 3, 4, 5 and 6, Block 46, John H. Nagle's  
21 Addition, and extending to the center of the right-of-way of East Denny Way and;

22  
23 Continuing along the center of the right-of-way of Nagle Place between East Denny Way and the  
24 center line of East Pine Street and; (~~continuing to the eastern boundary of lot 6, John H. Nagle's~~  
25 ~~2<sup>nd</sup> Addition.~~)

1 Continuing along the eastern lot line of Lots 3, 4, 5 and 6, Block 14, John H. Nagle's Addition,  
2 then continuing east along the northern boundary of King County Parcel Identification Number  
3 6003000416, then continuing south along the eastern boundary of King County Parcel  
4 Identification Number 6003000416, to the center line of East Pike Street.

5  
6 West: The center of the right-of-way along ((East)) Harvard Avenue East between East Roy  
7 Street and a line extending from the southern lot line of Lot 9, Block 33, Supplemental Plat, A.  
8 Pontius Addition; and continuing along the southern lot line of Lot 9, Block 33, Supplemental  
9 Plat, A. Pontius Addition to its eastern lot line boundary and;

10  
11 Continuing along the eastern lot line of Lots 6, 7 and 8, Block 33, Supplemental Plat, A. Pontius  
12 Addition, and extending to the eastern lot line of Lots 11 and 12, Block 34, Supplemental Plat  
13 ((Pt)), A. Pontius Addition; and continuing along the southern lot line of Lot 11, Block 34,  
14 Supplemental Plat, A. Pontius Addition, and continuing to the center of the right-of-way of  
15 Harvard Avenue East; and continuing along the center of the right-of-way along Harvard Avenue  
16 East to East Harrison Street and;

17  
18  
19 Continuing along the center of the right-of-way along East Harrison Street between Harvard  
20 Avenue East and a line extending from Lot 6, Block 36, Supplemental Plat, A. Pontius Addition  
21 and;

22  
23 Continuing along the eastern lot line of Lots 4, 5 and 6, Block 36, Supplemental Plat, A. Pontius  
24 Addition; and continuing along the eastern lot line of Lot 3, Block 65, John H. Nagle's 2<sup>nd</sup>  
25

1 Addition; and extending to the eastern lot line of Lot 6, Block 50, John H. Nagle's 2<sup>nd</sup> Addition  
2 and;

3 Continuing along the eastern lot line of Lots 1, 2, 3, 4, 5 and 6, Block 50, John H. Nagle's 2<sup>nd</sup>  
4 Addition; and extending to the eastern lot line of Lots 1, 2, 3, 4, 5 and 6, Block 47, John H.  
5 Nagle's Addition; and extending to the eastern lot line of 1, 2, 3, 4, 5 and 6, Block 34, John H.  
6 Nagle's Addition; and extending to the center line of the right-of-way of East Howell Street and;

7  
8  
9 Continuing along the center of the right-of-way of East Howell Street between a line extending  
10 from the eastern lot line of Lot 1, Block 34, John H. Nagle's Addition and the center of the right-  
11 of-way of Harvard Avenue ((East)) and;

12  
13 Continuing along the center of the right-of-way of Harvard Avenue ((East)) between East  
14 Howell Street and the center line of East Pike Street ((a line extending from the southern lot line  
15 of Lot 5, Block 15, John H. Nagle's Addition)).

16  
17 North: East Roy Street between the center of the right-of-way of Harvard Avenue East and  
18 extending to the northern lot line of Lot 10, Block 32, Supplemental Plat, A. Pontius Addition.

19  
20 South: The center of East Pike Street from the center line ((of the right-of-way)) of Harvard  
21 Avenue ((East)) extending to a line extending from the eastern lot line of Parcel 6003000416  
22 ((the southern lot line of Lot 5, Block 15, John H. Nagle's Addition; and continuing along the  
23 southern lot line of Lot 5, Block 15, John H. Nagle's Addition; and continuing along the alley  
24

1 way on Block 15, John H. Nagle's addition and extending to the southern lot line of Lot 7, Block  
2 15, John H. Nagle's Addition and;  
3  
4 Continuing along the southern lot line of Lot 7, Block 15, John H. Nagle's Addition; and  
5 extending to the southern lot line of Lot 6, Block 14, John H. Nagle's Addition)).  
6

7 **Section 2.** A map showing the proposed modification to the boundaries of Area 2 of the  
8 Capitol Hill BIA is attached to this resolution as Exhibit A. A map showing the proposed Area 2  
9 Boundary is attached to this resolution as Exhibit B. In case of a conflict between the description  
10 of the Capitol Hill BIA and the maps, the description shall control.  
11

12 **Section 3.** A hearing shall be held on this matter before the Finance and Culture  
13 Committee in the City Council Chambers, City Hall, 600 Fourth Avenue, 2nd Floor, Seattle,  
14 Washington 98104 on Thursday, June 5, 2014, at 2 p.m., or as soon thereafter as the same may  
15 be heard. The City Council will hear all protests and receive all evidence for or against the  
16 proposed action.  
17

18 **Section 4.** The City Clerk is requested to publish this Resolution in a newspaper of  
19 general circulation in Seattle and mail a complete copy of this Resolution to each prospective  
20 Ratepayer within the proposed area, at least ten days prior to the hearing. The notice shall  
21 include a statement that a copy of the proposed ordinance, with attachments, may be examined  
22 electronically at <http://www.seattle.gov/leg/clerk/> on the Internet, or in paper form at the Office  
23 of the City Clerk, City Hall, 600 Fourth Avenue, 3rd Floor, Seattle, Washington 98104, or will  
24 be mailed upon request.  
25  
26

1                   Adopted by the City Council the \_\_\_\_ day of \_\_\_\_\_, 2014, and  
2 signed by me in open session in authentication of its adoption this \_\_\_\_\_ day  
3 of \_\_\_\_\_, 2014.  
4

5 \_\_\_\_\_  
6 President \_\_\_\_\_ of the City Council  
7

8 THE MAYOR CONCURRING:  
9

10 \_\_\_\_\_  
11 Edward B. Murray, Mayor  
12

13 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2014.  
14

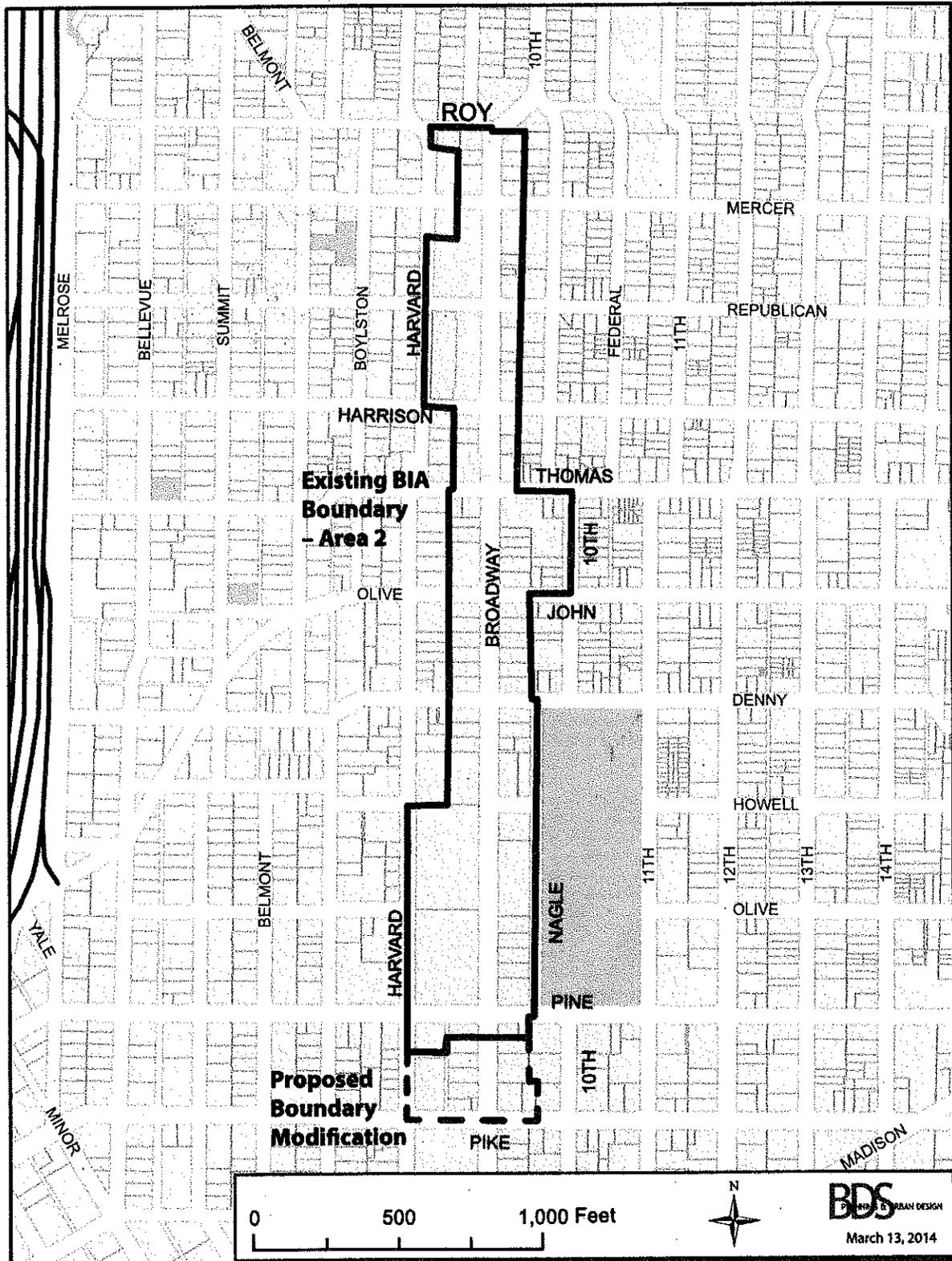
15 \_\_\_\_\_  
16 Monica Martinez Simmons, City Clerk  
17

18 (Seal)  
19

20 Attachments:

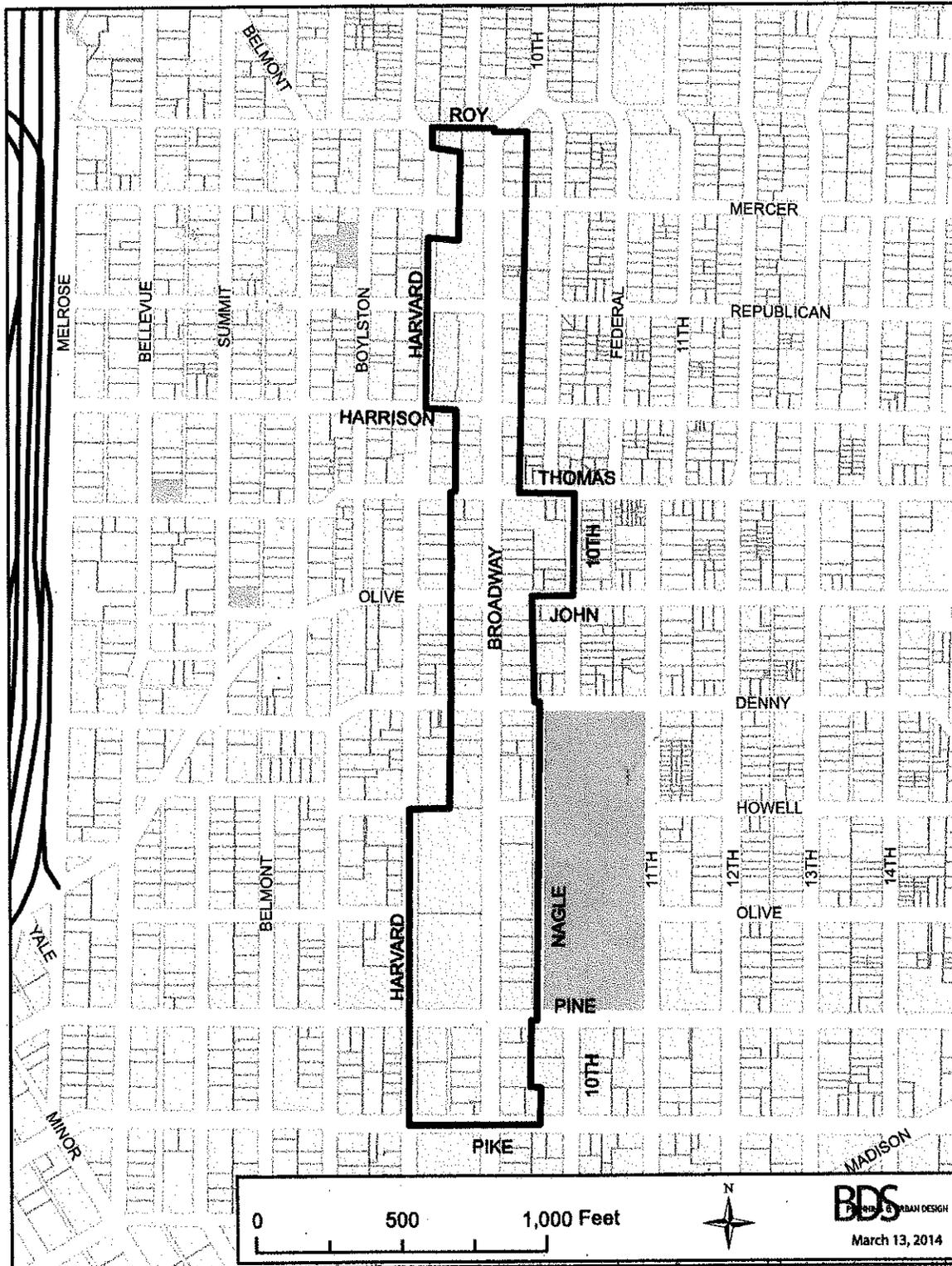
21 Exhibit A: Capitol Hill Business Improvement Area: Area 2 Extension

22 Exhibit B: Capitol Hill Business Improvement Area: Proposed Area 2 Boundary  
23  
24  
25  
26  
27



**Exhibit A: Capitol Hill Business Improvement Area: Area 2 Extension**

*This map is for illustrative purposes only and is not intended to modify anything in the legislation.*



**Exhibit B: Capitol Hill Business Improvement Area:  
Proposed Area 2 Boundary**

*This map is for illustrative purposes only and is not intended to modify anything in the legislation.*

**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>CBO Analyst/Phone:</b>
Finance and Administrative Services	Teri Allen/684-5226	Jennifer Devore/615-1328

**Legislation Title:** A RESOLUTION of intention to modify the boundaries for the Capitol Hill Business Improvement Area.

**Summary of the Legislation:**

This Resolution declares the intention of the City Council to modify the boundaries of the Capitol Hill Business Improvement, as required by chapter 35.87A RCW. This resolution sets a public hearing date and location. After the public hearing has taken place, the Council may introduce an ordinance to amend Ordinance 113029.

**Background:**

The Ratepayers Advisory Board (Board) of the Capitol Hill Business Improvement Area (Capitol Hill BIA) developed the proposal to modify the boundaries of Area 2. The Capitol Hill BIA, which was established in 1986 through Ordinance 113029, provides services to aid in the economic vitality of the area. All businesses in the expanded Area 2 will receive the same services and benefits in relation to the existing BIA ratepayers and this expansion will provide a seamless continuity of services within the expanded boundaries. The Board developed a boundary modification proposal that they believe to be equitable in the collection of assessments and the delivery of services. For these reasons, the Board strongly supports amending the current Ordinance.

Please check one of the following:

This legislation does not have any financial implications.

This legislation has financial implications.

**Appropriations:**

Fund Name and Number	Department	Budget Control Level*	2014 Appropriation	2015 Anticipated Appropriation
<b>TOTAL</b>				

\*See budget book to obtain the appropriate Budget Control Level for your department.

Appropriations Notes: No appropriation authority is required to expend these funds.

**Anticipated Revenue/Reimbursement Resulting from this Legislation:**

Fund Name and Number	Department	Revenue Source	2014 Revenue	2015 Revenue
19830 BIA – Capitol Hill Business Improvement Area	Finance and Administrative Services	Ratepayer Assessments	\$ 7,000	\$ 12,000
<b>TOTAL</b>			<b>\$ 7,000</b>	<b>\$12,000</b>

Revenue/Reimbursement Notes: None.

**Total Regular Positions Created, Modified, or Abrogated through this Legislation, Including FTE Impact:**

Position Title and Department	Position # for Existing Positions	Fund Name & #	PT/FT	2014 Positions	2014 FTE	2015 Positions*	2015 FTE*
<b>TOTAL</b>							

\* 2015 positions and FTE are total 2015 position changes resulting from this legislation, not incremental changes. Therefore, under 2015, please be sure to include any continuing positions from 2014.

Position Notes: None.

**Do positions sunset in the future?** Not applicable.

**Spending/Cash Flow:**

Fund Name & #	Department	Budget Control Level*	2014 Expenditures	2015 Anticipated Expenditures
19830 BIA – Capitol Hill Business Improvement Area	Finance and Administrative Services	Not applicable	\$ 7,000	\$ 12,000
<b>TOTAL</b>			<b>\$ 7,000</b>	<b>\$12,000</b>

Spending/Cash Flow Notes: The Department of Finance and Administrative Services (FAS) will collect the Capitol Hill BIA’s assessments from its ratepayers. FAS holds the funds solely for the purpose of reimbursing the Capitol Hill BIA, which administers staffing, projects, and other costs associated with the Capitol Hill BIA.

**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?**  
None. The Capitol Hill BIA is established as a revenue-neutral program.
- 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?**  
None. State law requires the City Council to pass legislation to amend the boundary of a Parking and Business Improvement Area.
- 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. After adoption, this resolution must be published.
- g) **Does this legislation affect a piece of property?** Yes.
- h) **Other Issues:** None.

**List attachments to the fiscal note below:** None.



**City of Seattle**  
Edward B. Murray  
Mayor

April 15, 2014

Honorable Tim Burgess  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Burgess:

I am pleased to transmit the attached proposed Resolution that states the Council's intention to amend the current boundaries of the Capitol Hill Business Improvement Area (BIA) and sets a date and location where the City's Finance and Culture Committee will hold a public hearing in Council Chambers to receive comments for or against the proposed changes. Depending upon the outcome of the public hearing, the Executive may submit a bill to formally modify the boundaries of the BIA.

The Capitol Hill BIA was established in 1986 through Ordinance 113029 and was subsequently amended by Ordinances 115998 and 120303. In 2012, the Capitol Hill BIA Ratepayer Advisory Board developed a proposal to modify the BIA's existing boundaries in compliance with RCW 35.87A. This action will allow the Capitol Hill BIA to deliver its important services to an expanded area continue to enhance the Capitol Hill neighborhood's economic viability.

Thank you for your consideration of this legislation. Should you have questions, please contact Teri Allen at 684-5226, or Fred Podesta at 386-0041.

Sincerely,

Edward B. Murray  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council