

Title 17

CIVIC CENTERS¹

This title is intended for those provisions of the Code which relate to the operation and regulation of public buildings and public areas other than parks.

Chapters:

- 17.04 Seattle Center Department
- 17.08 Seattle Center Advisory Commission
- 17.12 Trespass on Seattle Center Property
- 17.16 Rental Agreements for Seattle Center
- 17.20 Seattle Center Veterans Hall
- 17.24 Prohibited Uses of Seattle Center Buildings
- 17.28 Seattle Center Gas Line Permits
- 17.32 Pike Place Market

Seattle Municipal Code
as adopted in 1980
For current SMC, contact
the Office of the City Clerk

¹ Cross-reference: For provisions on city parks and recreation areas, see Title 18 of this Code.

Chapter 17.04

SEATTLE CENTER DEPARTMENT

Sections:

- 17.04.010 Department established.
 17.04.020 Director—Appointment and removal.
 17.04.030 Director—Powers and duties.
 17.04.040 Adoption of rules and regulations.
 17.04.050 Violations—Penalty.

17.04.010 Department established.

There shall be a Seattle Center Department for the administration, management, control and maintenance of Seattle Center properties, facilities and programs and the Seattle Parking Garage and the Monorail System.
 (Ord. 107560 § 1(part), 1978; Ord. 106356 § 1(part), 1977; Ord. 94446 § 1(part), 1965.)

17.04.020 Director—Appointment and removal.

There shall be a Director of the Department to be appointed by the Mayor, subject to confirmation by a majority vote of all members of the City Council, and such Director, whose office shall not be included in the classified civil service, may be removed by the Mayor upon filing a statement of his reasons therefor with the City Council.

(Ord. 107560 § 1(part), 1978; Ord. 106356 § 1(part), 1977; Ord. 94446 § 1(part), 1965.)

17.04.030 Director—Powers and duties.

The Director shall be the head of the Seattle Center Department and shall on behalf of the city enter into such contracts, leases, concessions and other agreements as are authorized by ordinance and are related to the Seattle Center, Seattle Parking Garage and the Monorail System. The Director shall appoint and remove, subject to applicable civil service provisions, and supervise and control all officers and employees in his Department; shall advertise events and publicize and otherwise promote the use of Seattle Center facilities; shall seek to obtain reasonable revenue from the use of properties under his jurisdiction; shall keep a current inventory of all property under his jurisdiction; and shall, through the Mayor, make a quarterly report to the City

Council of the revenues and expenses related to the administration and operation of the Seattle Center, the Seattle Center Parking Garage and the Monorail System. The Director shall be responsible to the Mayor for the administration of the Department.

(Ord. 107560 § 1(part), 1978; Ord. 106356 § 1(part), 1977; Ord. 94446 § 1(part), 1965.)

17.04.040 Adoption of rules and regulations.¹

The Director of the Seattle Center is authorized to adopt, promulgate, amend and rescind, in accordance with the Administrative Code of the city (Ordinance 102228)² such rules and regulations as are consistent with and necessary to carry out the duties of the Director under this chapter, including clothing, appearance, safety, and other administrative standards for the public use and enjoyment of the Seattle Center, and for the administration, management, control and maintenance of Seattle Center properties, facilities and programs.

(Ord. 107560 § 1(part), 1978; Ord. 106356 § 1(part), 1977; Ord. 94446 § 1(part), 1965.)

1. Cross-reference: For provisions regarding possession of alcoholic beverages on the Seattle Center grounds, see Section 12A.24.030 of this Code.
2. Editor's Note: The Administrative Code is codified in Chapter 3.02 of this Code.

17.04.050 Violations—Penalty.

Violation of any rule of the Director regarding hawking or peddling, soliciting, proselytizing, distributing printed matter, obstructing pedestrian traffic, or invading the privacy of any person who is part of a captive audience on Seattle Center grounds, constitutes a violation subject to the provisions of Chapters 12A.02 and 12A.04 of this Code (Criminal Code). Any person convicted thereof may be punished by a fine of not more than Five Hundred Dollars (\$500.00).

(Ord. 107560 § 1(part), 1978; Ord. 106356 § 1(part), 1977; Ord. 94446 § 1(part), 1965.)

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Chapter 17.08

SEATTLE CENTER ADVISORY COMMISSION

Sections:

- 17.08.010 Established—Membership.
- 17.08.020 Duties.
- 17.08.030 Terms of office.
- 17.08.040 Service without compensation.
- 17.08.050 Organization—Administrative procedures.
- 17.08.060 Time limit for reports.

17.08.010 Established—Membership.

There is established a Seattle Center Advisory Commission appointed by the Mayor, subject to confirmation by the City Council, composed of fifteen members, including representatives from each of the following groups:

- Generative and performing arts — Two members;
- Sports — Two members;
- The business community — Two members;
- Members-at-large — Nine members.

(Ord. 105411 § 1, 1976; Ord. 95946 § 1, 1967; Ord. 92869 § 1, 1964; Ord. 91885 § 1, 1963.)

17.08.020 Duties.

The duties of such Commission shall be to advise the Mayor and City Council on all matters pertaining to the Seattle Center. No change in policies or total plan shall be made in such connection unless such change — other than by ordinance — shall first have been submitted to the Commission for its recommendation to the Mayor and Council.

(Ord. 91885 § 2, 1963.)

17.08.030 Terms of office.

Previous appointments to such Commission under Resolution 19315 and Resolution 19324 are confirmed. Exclusive of city officials and arranged alphabetically, appointments shall be as follows: The first four appointments shall be for three-year terms, the next four appointments shall be for two-year terms, the last three appointments shall be for one-year terms, and thereafter all appointments shall be for three years, provided that any vacancy shall

be filled for the unexpired term. (Ord. 91885 § 3, 1963.)

17.08.040 Service without compensation.

Members shall serve without compensation from the city, or from any trust, donation, or legacy to the city for their service as such members; but this limitation shall not preclude a member or his firm from receiving compensation from the city under contract or otherwise for services rendered outside his duties as a Commissioner.

(Ord. 91885 § 4, 1963.)

17.08.050 Organization—Administrative procedures.

The Commission may organize and elect a chairman annually and adopt such administrative procedures as are necessary to accomplish the purposes mentioned in Section 17.08.020.

(Ord. 91885 § 5, 1963.)

17.08.060 Time limit for reports.

The Commission shall report on any matter submitted to it within fifteen days after submission.

(Ord. 91885 § 6, 1963.)

Chapter 17.12

TRESPASS ON SEATTLE CENTER PROPERTY

Sections:

- 17.12.010 Trespass prohibited.
- 17.12.020 Posting—Enforcement.
- 17.12.030 Violation—Penalty.

17.12.010 Trespass prohibited.

It shall be unlawful to roam, be upon or within the following described premises:

Beginning at the southeast corner of 1st Avenue North and Thomas Street; thence northerly along the east line of 1st Avenue North to the south line of Republican Street; thence easterly on the south line of Republican Street to the east line of Warren Avenue North; thence northerly along the east line of Warren Avenue North to the south line of Mercer Street; thence easterly along the south line of Mercer Street to the east line of 3rd Avenue

Chapter 17.16

RENTAL AGREEMENTS FOR SEATTLE CENTER¹

Sections:

- 17.16.010 Rental of Seattle Center buildings.
- 17.16.020 Rental fees and charges.
- 17.16.030 Office space rental agreements.
- 17.16.040 Storage lease agreements.
- 17.16.050 Office space in Blue Spruce and 225 Mercer Buildings.

1. Editor's Note: For information on rental fee schedules and the forms of agreements referred to in this chapter, contact the office of the Seattle Center Department.

17.16.010 Rental of Seattle Center buildings.

The Seattle Center Director, or his designee, is authorized for and on behalf of the city to enter into licensing agreements substantially in the form approved by the City Council¹ for the rental of the Opera House, the Arena, the Exhibition Hall, the Display Hall, the Playhouse and other miscellaneous facilities in the Seattle Center, for such times as facilities are not required for public purposes or rented under contracts made pursuant to a specific ordinance.

(Ord. 107055 § 1, 1977.)

1. Editor's Note: The approved form contract is Exhibit "A" to Ord. 107055. Copies are on file in the office of the City Clerk.

17.16.020 Rental fees and charges.

The Director of the Seattle Center Department is authorized to impose and collect certain fees and charges for the use of specified Seattle Center facilities and for services and equipment provided to the users thereof. Use is subject to the terms and conditions approved by the City Council.¹

(Ord. 107890 § 2, 1978; Ord. 107055 § 2, 1978.)

1. Editor's Note: Terms and conditions were approved by the Council as Exhibit "B" to Ord. 107890. Copies are on file in the office of the City Clerk.

17.16.030 Office space rental agreements.

The Director of the Seattle Center Depart-

North; thence northerly along the east line of 3rd Avenue North to the east line of Roy Street; thence easterly along the south line of Roy Street to the west line of 4th Avenue North; thence southerly along the west line of 4th Avenue North to the south line of Mercer Street; thence easterly along the south line of Mercer Street to the west line of 5th Avenue North; thence southerly along the west line of 5th Avenue North to the northwesterly line of Broad Street; thence southerly along said northwesterly line of Broad Street to the north line of Denny Way; thence westerly along the north line of Denny Way to the east line of the alley between 3rd Avenue North and 2nd Avenue North; thence northerly 120 feet along the easterly line of said alley; thence westerly to a point on the east line of 2nd Avenue North 120 feet north of Denny Way; thence northerly along said east line of 2nd Avenue North to the north line of Thomas Street; thence westerly along the north line of Thomas Street to the point of beginning; except that portion lying within the limits of Mercer Street;

designated as the Seattle Center by Ordinance 90160, between the hours of twelve midnight and six a. m. without having and disclosing a lawful purpose.

(Ord. 92792 § 1, 1964.)

17.12.020 Posting—Enforcement.

The Seattle Center Director shall cause the premises described in Section 17.12.010 to be posted so as to apprise all concerned of such restrictions and the Chief of Police shall enforce the provisions of this chapter.

(Ord. 96666 § 5, 1968; Ord. 92792 § 2, 1964.)

17.12.030 Violation—Penalty.

Anyone violating or failing to comply with Section 17.12.010 shall upon conviction be punished by a fine of not to exceed Three Hundred Dollars (\$300.00) or imprisonment in the City Jail for not to exceed ninety days, or by both.

(Ord. 92792 § 3, 1964.)

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ment is authorized to execute office space rental agreements for and on behalf of the city substantially in the form approved by the Council.¹

(Ord. 108090 § 1, 1979.)

1. Editor's Note: The Council approved terms and conditions are attached as "Seattle Center Office Space Rental Agreement" to Ord. 108090. Copies are on file in the office of the City Clerk.

17.16.040 Storage lease agreements.

The Director of the Seattle Center Department is authorized to execute storage space lease agreements for and on behalf of the city substantially in the form approved by the Council.¹

(Ord. 107619 §§ 1 and 2, 1978.)

1. Editor's Note: Terms approved by the Council are attached as Exhibits "A" and "B" to Ord. 107619. Copies are on file in the office of the City Clerk.

17.16.050 Office space in Blue Spruce and 225 Mercer Buildings.

The Seattle Center Director is authorized for and on behalf of the city to enter into contracts in the form identified as "Seattle Center Lease Agreement" contained in C. F. 276481¹ for the rental of office space in the Blue Spruce Building and the building at 225 Mercer at the Seattle Center, to the extent and for such times as such facilities are not required for public purposes or rented under lease contracts made pursuant to a specific ordinance.

(Ord. 102528 § 1, 1973; Ord. 100749 § 1, 1972; Ord. 96298 § 1, 1967.)

1. Editor's Note: "C.F." means "Comptroller's File" and items so marked are available in the office of the City Clerk.

Chapter 17.20

SEATTLE CENTER VETERANS HALL

Sections:

17.20.010 Use of building.

17.20.020 Division of operating costs.

17.20.030 Adoption of rules—Revocation of use permit.

17.20.040 Advisory Board.

17.20.010 Use of building.

The Seattle Center Director is authorized to permit under his supervision and control, at such times as the same is not required for other public purposes, the use and occupancy of the building adjacent to the Opera House, known as the Seattle Center Veterans Hall, by posts of the Grand Army of the Republic, Camps of the United Spanish War Veterans, posts of the Veterans of Foreign Wars, posts of the American Legion, chapters of the Disabled American Veterans of the World War, the 91st Division Association A.E.F. of Washington, the Second Washington and 161st Infantry Association, the Seattle Branch No. 32, Canadian Legion, the Ladies of the Grand Army of the Republic, the Daughters of Union Veterans of the Civil War, the Fleet Reserve Association, Branch Eighteen, Seattle Club No. 8, Navy Mothers Clubs of America, Seattle Detachment Marine Corps League, and all other veterans' organizations nationally chartered by the Congress of the United States and organizations auxiliary to the foregoing: Provided, however, that organizations of veterans shall be given preference in such use and occupancy over such auxiliary organizations; provided, further, that such use and occupancy shall not extend to the ground floor of the building.

(Ord. 104281 § 2, 1975; Ord. 103000 § 2, 1974; Ord. 82498 § 1, 1953; Ord. 68579 § 1, 1938; Ord. 57142 § 1, 1929.)

17.20.020 Division of operating costs.

The organizations using or occupying the Seattle Center Veterans Hall pursuant to the provisions of Section 17.20.010, shall jointly furnish, at their own cost and expense, all such operating services (excluding steam heat, water and electric service, but including janitor, telephone, gas, watchman's or other similar service) as they may require, subject, however, to the approval of the Seattle Center Director. Each such organization shall pay its proportionate share of the total of such cost and expense, said share to bear the same proportion of such total cost as the number of times the building is used per month by such organization bears to the total number of times per month the building is used; provided, nowever, that in the event that any organization requires any service not required by the other organizations, it shall furnish such ser-

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vice at its sole cost and expense. The actual amounts of such shares shall be fixed by the Seattle Center Director whose determination thereof shall be final.

(Ord. 104281 § 3, 1975: Ord. 103000 § 3, 1974: Ord. 57142 § 2, 1929.)

17.20.030 Adoption of rules—Revocation of use permit.

In the administration of the building, the Seattle Center Director is authorized to make, adopt and enforce, all reasonable rules and regulations necessary for the proper and orderly use of the building by the organizations mentioned in Section 17.20.010, and in the event of the violation of any of such rules or regulations or of the failure to pay its proportionate share of the cost of the operating services referred to in Section 17.20.020 by any of the organizations, the Director is authorized to revoke its permit to use and occupy the building, and to expel such organization therefrom.

(Ord. 103000 § 4, 1974: Ord. 57142 § 3, 1929.)

17.20.040 Advisory Board.

There is created an Advisory Board to advise and assist the Seattle Center Director in the administration of the Seattle Center Veterans Hall (except the ground floor thereof), the Board to consist of five persons, each of whom shall be a member in good standing of one of the organizations or associations mentioned in Section 17.20.010, not more than two of whom, however, shall be members of the same post, camp, chapter or unit. The members of the Board shall be appointed as follows: One each by the Mayor, the Seattle Center Director and the City Council, and two by a majority of the commanders or heads of the organizations or associations mentioned in Section 17.20.010, in meeting assembled. Each member of the Board shall serve for a period of five years, unless sooner removed, except that the five members first appointed shall serve one, two, three, four and five years, respectively; the length of service of each of the members to be determined by lot at the first meeting of the Board. Each member of the Board may be removed at the pleasure of the authority appointing him. Upon a vacancy by death, resignation, disability or removal, or the expiration of the term of office

of any member, his successor shall be appointed by the authority which appointed him; provided, that the Board, by majority vote of its remaining members, may fill such vacancy by election of a temporary appointee, who shall serve until such vacancy be filled by regular appointment. The Board shall annually select a chairman and a secretary from its members. (Ord. 104281 § 4, 1975: Ord. 103000 § 5, 1974: Ord. 69829 § 1, 1940: Ord. 57142 § 4, 1929.)

Chapter 17.24

PROHIBITED USES OF SEATTLE CENTER BUILDINGS

Sections:

17.24.010 Prohibited rentals.

17.24.020 Subversive organization defined.

17.24.030 Enforcement—Appeal to City Council.

17.24.010 Prohibited rentals.

The rental or use of any city-owned building in the Seattle Center or elsewhere under the jurisdiction of the Superintendent of Buildings, to any subversive organization as defined in Section 17.24.020, or to anyone known to be a member thereof; or to anyone for any purpose which would tend to engender religious or racial antagonism, is prohibited. (Ord. 91981 § 1, 1963.)

17.24.020 Subversive organization defined.

“Subversive organization” means any organization which engages in or advocates, abets, advises or teaches, or a purpose of which is to engage in or advocate, abet, advise or teach activities intended to overthrow, destroy or alter, or to assist in the overthrow, destruction or alteration of the constitutional form of the government of the United States by revolution, force or violence. (Ord. 91981 § 2, 1963.)

17.24.030 Enforcement—Appeal to City Council.

It shall be the duty of the Superintendent of Buildings to enforce this chapter and in such connection he is authorized and directed to in-

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investigate all applicants for the rental or use of any part of any city-owned building in the Seattle Center or elsewhere, and to deny the use thereof to those organizations and persons referred to in Sections 17.24.010 and 17.24.020, based upon such information as may come to his knowledge, or be furnished him by the Police Department or other governmental agencies, and his determination to deny such use shall be final; except that an applicant may appeal such decision to the City Council within five days and the City Council shall hear and determine such appeal within ten days from the filing of notice of such appeal with the City Clerk.
(Ord. 91981 § 3, 1963.)

Chapter 17.28

SEATTLE CENTER GAS LINE PERMITS

Sections:

- 17.28.010 Granting of permits.
- 17.28.020 Application for permit.
- 17.28.030 Permittee to hold city harmless.
- 17.28.040 Reconstruction and repair.
- 17.28.050 Temporary grant.
- 17.28.060 Privilege not transferable.
- 17.28.070 Liability insurance.
- 17.28.080 Inspection costs.

17.28.010 Granting of permits.

The Superintendent of Buildings is authorized to grant permits to construct, maintain and operate beneath the nonstreet areas of the Seattle Center property natural gas service lines on the premises and to go upon any such land to perform any work thereon subject to the terms of such permits.
(Ord. 92247 § 1, 1963.)

17.28.020 Application for permit.

Application for such permit shall be made on forms provided by the Superintendent of Buildings and shall be filed with the Superintendent of Buildings together with a plan drawn to an accurate scale, such plan being made conformable to such reasonable rules and regulations as the Superintendent of Buildings may prescribe and showing the exact location, character, position, dimension and depth of

work proposed to be done. The Superintendent of Buildings may approve or disapprove such application and prior to the granting of the permit may require such modifications or changes as he deems necessary to properly protect the public and public property in the use authorized in the permit, and if the same be granted fix the time or times within and during which the work shall be done. When such application has been granted by the Superintendent of Buildings a permit allowing such installation and maintenance shall be issued from his office and he shall have authority to supervise, regulate and direct the construction and shall keep a record of the permit and the work done thereunder.

(Ord. 92247 § 2, 1963.)

17.28.030 Permittee to hold city harmless.

By acceptance of the permit, any permittee thereof shall thereby covenant and agree for itself, its successors and assigns, with the city, to at all times protect and save harmless the city from all claims, actions, suits, liability, loss, costs, expenses or damages of every kind or description which may accrue to, or be suffered by, any person or persons or property, and to appeal and defend at its own cost and expense any action or suit instituted or begun against the city for damages, by reason of the erection, construction, reconstruction, relocation, replacing, readjustment, repair, maintenance, operation, use of every natural gas service line installation authorized under this chapter, or anything that has been done or may at any time be done by the permittee, its successors and assigns, by virtue of this chapter, and in case judgment shall be rendered against the city in any such suit or action, the permittee, its successors and assigns, shall fully satisfy such judgment within ninety days after such action or suit shall have been finally determined, if determined adversely to the city.

(Ord. 92247 § 3, 1963.)

17.28.040 Reconstruction and repair.

After construction of any service line permittee, its successors and assigns, shall not construct, reconstruct, relocate, replace, readjust or repair the installation except under the supervision and control of and in strict accordance with plans and specifications theretofore approved by the Superintendent of Buildings and the permittees, their successors and assigns,

when directed to do so by the Superintendent of Buildings, shall at their cost and expense reconstruct, relocate, replace, readjust or repair the installation in strict accordance with plans and specifications approved by the Superintendent of Buildings whenever such reconstruction, relocation, replacement, readjustment or repair shall in the judgment of the Superintendent of Buildings be necessary or convenient because of deterioration or unsafe conditions of the installation, because of the installation, erection, construction, reconstruction, replacement, maintenance, operation or repair of any and all municipally owned utilities or for any other cause.

(Ord. 92247 § 4, 1963.)

17.28.050 Temporary grant.

Such grant is temporary and is subject to the primary use by the city of the public place, and the city expressly reserves the right to require the permittee, its successors and assigns, to remove the installation at the permittee's sole cost and expense upon ninety days' notice when declared necessary by ordinance of the city.

(Ord. 92247 § 5, 1963.)

17.28.060 Privilege not transferable.

The privilege granted by such permit shall not be assignable or transferable by operation of law, nor shall the permittee, its successors or assigns, assign, transfer, mortgage, pledge or encumber the same, without the consent of the Superintendent of Buildings.

(Ord. 92247 § 6, 1963.)

17.28.070 Liability insurance.

So long as any permittee thereof shall exercise any right, privilege or authority granted by such permit, they shall provide and maintain in full force and effect public liability insurance providing coverage for all claims for damage to persons or property arising out of the construction, maintenance or operation of any natural gas service line installation authorized under this chapter, naming the city as an additional insured, providing for a limit of not less than One Hundred Thousand Dollars (\$100,000.00) for all damages arising out of bodily injuries to or death of one person, and subject to that limit for each person, a total limit of not less than Three Hundred Thousand Dollars (\$300,000.00) for all damages arising

out of bodily injuries to or death of two or more persons in any one accident; and property damage liability insurance providing for a limit of not less than Twenty Thousand Dollars (\$20,000.00) for all damage arising out of injury to or destruction of property in any one accident. A copy of such policy or certificate evidencing the same shall be filed in the office of the City Comptroller prior to issuance of any such permit and shall provide for ten days' notice to the city of any change, cancellation or lapse thereof.

(Ord. 92247 § 7, 1963.)

17.28.080 Inspection costs.

The permittee, its successors and assigns, shall pay to the city such amount as the Superintendent of Buildings shall determine is justly chargeable by the city as the cost of inspection of any such installation.

(Ord. 92247 § 8, 1963.)

Chapter 17.32

PIKE PLACE MARKET¹

Sections:

- 17.32.010 Definitions.
- 17.32.020 Primary use of space.
- 17.32.030 Application for permit to sell merchandise.
- 17.32.040 Representative salesmen.
- 17.32.050 Application for permit for street musician.
- 17.32.060 Spaces for street musicians.
- 17.32.070 Suspension or revocation of permit.
- 17.32.080 Assignment of stalls.
- 17.32.090 Display regulations.
- 17.32.100 Permitted merchandise in growing and off seasons.
- 17.32.110 Disposal of trimmings and waste matter.
- 17.32.120 Hours of sale.
- 17.32.130 Blocking streets and alleys prohibited.
- 17.32.140 Unlawful to occupy stall during certain times.
- 17.32.150 Contagious diseases—Smoking prohibited.
- 17.32.160 Sanitation regulations.

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- 17.32.170 Sale of wholesome foods—
Misrepresentation prohibited.
- 17.32.180 Adoption and posting of rules
and regulations.
- 17.32.190 Enforcement—Violation and
penalty.

1. Cross-reference: For provisions regarding the Pike Place Market Historical District, see Chapter 25.24 of this Code.

17.32.010 Definitions.

The following words and phrases when used in this chapter shall be construed as specified in this section, unless the context clearly indicates to the contrary:

A. "Areas" refers to those sections of stalls shown on the map attached to Ordinance 102826 as Exhibit "A," which is codified at the end of this chapter.

B. "Growing season" means the period of time between April 1st and the last day of November.

C. "Market" means those portions of the Pike Place Historical District, as defined by Ordinance 100475¹ which are owned by the city, as shown on the map attached to Ordinance 102826 as Exhibit "A," which is codified at the end of this chapter.

D. "Market Master" means the Chief Executive Officer of the Pike Place Market Preservation and Development Authority or any person assigned by him to perform his duties under this chapter at the Market.

E. "Off season" means the period of time between December 1st and the last day of March.

F. "Permitted merchandise" means products such as fresh fruits, rooted plants, cut flowers, berries, vegetables, butter, eggs, cheese, other farm or garden products, or combinations of such products, not less than seventy-five percent of the total value of which has been actually grown or produced by a permittee.

G. "Rooted plants" means any plants with blooms which have been set by the licensed permittee; or plants grown from seed by the licensed permittee; or cuttings that have been rooted for a period of six weeks by the licensed permittee.

H. "Stall" means any booth, stand, table, box, shelf, or other device used for the purpose of selling or offering for sale any article or thing authorized to be sold in the Market under the provisions of this chapter. Stalls

provided by the Market Master shall be clearly marked and numbered as shown on the map attached to and incorporated in Ordinance 102826 as Exhibit "A," which is codified at the end of this chapter.

I. "Street musician" means anyone who engages in the playing of any musical instrument, singing, or vocalizing with or without musical accompaniment in the Market. (Ord. 104657 § 1, 1975; Ord. 102826 § 1, 1973.)

1. Editor's Note: Ord. 100475 is codified in Chapter 25.24 of this Code.

17.32.020 Primary use of space.

The primary use of Market space, including stall space, shall be by farmers selling permitted merchandise and such use shall be given priority by the Market Master; provided that, the Market Master may, in accordance with other applicable provisions of this chapter:

A. Grant permission to artists and craftsmen to sell or offer for sale goods and creations by such artists and craftsmen in such stalls and other Market spaces as may not be needed by farmers for selling or offering for sale of permitted merchandise; and

B. Grant permission to street musicians to engage in the presentation of musical entertainment and passively accept donations in connection therewith at or near stalls and in other Market spaces, as provided elsewhere in this chapter.

(Ord. 104657 § 2, 1975; Ord. 102826 § 2, 1973.)

17.32.030 Application for permit to sell merchandise.

It is unlawful to sell or offer for sale any article or thing in the Market except from a stall assigned by the Market Master. It is unlawful to sell or offer for sale any merchandise, or to occupy any stall in the Market without a permit to do so issued by the Market Master, subject to the following requirements:

A. Application shall be made in writing upon a form prescribed by the Market Master. The applicant shall describe all land upon which the permitted merchandise is to be or has been grown or raised in such manner that it can be located by the Market Master. Evidence of right to use such land for the purposes stated by way of deed, contract, lease, or other

conveyance, properly executed and sufficient as to legal form, shall be presented by the applicant for inspection by the Market Master, who may require proof that the document presented has been recorded in the office of the Department of Records and Elections or Auditor of the county in which the land is situated. The Market Master may thereupon inspect, or cause to be inspected, the land so described, which shall be clearly marked or separated from adjoining properties by fencing or by substantial cornerposts. If the Market Master is satisfied that the facts set forth in the application are true and that the applicant qualifies for a permit, a permit shall be issued, subject to revocation upon any material change in the matters set forth in the application. The permit fee shall be Three Dollars (\$3.00) and the permit shall be evidenced by a badge bearing the stamp permit number, which badge shall be worn in plain view upon the clothing of the vendor in charge of, and while occupying, a stall in such Market. No duplicate badge shall be issued, but a badge may be replaced by the Market Master upon proof of loss of the original badge.

B. Before issuing a permit the Market Master shall require from an eligible applicant an affidavit stating that if a permit is issued to him, he will sell or offer for sale at such Market only permitted merchandise which is grown on his own land or premises and no other, except as provided in this chapter. If the permittee is challenged or receives complaints, the Market Master will act upon such complaints swiftly and fairly.

C. No permittee shall be entitled to more than one permit or to more than one stall, and no permittee shall in any manner transfer, lease or demise any part of the land described in a permit application in order to defeat such requirement.

D. Each permit shall expire on December 31st of the year in which issued.
(Ord. 102826 § 3, 1973.)

17.32.040 Representative salesmen.

It is unlawful for anyone other than the actual producer or a representative of such producer to sell, hold for sale, or offer for sale, any permitted merchandise at any stall. Any permittee desiring to have a salesman as his representative at a Market stall shall present such salesman in person to the office of the Market

Master and have such person registered as such. It shall be unlawful to change representatives unless permission therefor has been granted by the Market Master. No permittee shall be allowed to act as representative for another permittee. Representatives shall represent only one permittee.
(Ord. 102826 § 4, 1973.)

17.32.050 Application for permit for street musician.

It is unlawful for any street musician to engage in the presentation of musical entertainment at or near stalls and other Market places except in a place and at a time assigned by the Market Master in accordance with a permit to do so issued by the Market Master, subject to the following requirements:

A. Application shall be made in writing upon a form prescribed by the Market Master stating the full name and address of each such applicant, the type of musical entertainment to be presented and such other information reasonably necessary to facilitate assignment of locations and times of performance for such musical presentations.

B. If the Market Master is satisfied that the facts set forth in the application are true, a permit shall be issued subject to revocation for material change in the matters set forth in the application or violations of this chapter or other provisions of state law or city ordinances. The permit fee shall be Three Dollars (\$3.00) and the permit shall be evidenced by a badge which shall be worn in plain view upon the clothing of such street musician while occupying the space assigned in the time period authorized by the Market Master. No duplicate badge shall be issued, but a badge may be replaced by the Market Master upon proof of loss of the original badge.

C. Before issuing a permit, the Market Master shall require from an applicant an affidavit stating that if a permit is issued to such applicant, such applicant will comply with applicable provisions of this chapter. If the permittee is challenged or receives complaints, the Market Master will act upon such complaints swiftly and fairly.

D. No permittee shall be entitled to more than one permit or to more than one location at one time in the Market and no permittee shall in any manner transfer the permit issued to him.

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E. Each permit shall expire on December 31st of the year in which issued. (Ord. 104657 § 3, 1975; Ord. 102826 § 3A, 1973.)

17.32.060 Spaces for street musicians.

The Market Master is authorized to allocate spaces in the Market, not needed for the sale of permitted merchandise, for street musicians for presentation of musical entertainment. In issuing such permits, as authorized in Section 17.32.050, the Market Master shall assign spaces to permittees by drawing or by such other method as will accord each such permittee equal opportunities and privileges of presenting musical entertainment. The Market Master is further authorized to limit the time period any one permittee may be allowed to engage in presentation of musical entertainment at any one location, to limit the number of street musicians performing at any one time in the Market and to require compliance with such other terms and conditions as may be reasonably necessary for the orderly and efficient functioning of the Market in its primary use.

(Ord. 104657 § 4, 1975; Ord. 102826 § 3B, 1973.)

17.32.070 Suspension or revocation of permit.

A. The Market Master may at any time suspend or revoke any permit issued under this chapter where such permit is procured by fraud, concealment, or misrepresentation of fact.

B. The Market Master may suspend any permit, for a period not to exceed sixty days if the holder thereof or his authorized agent violates any provision of this chapter or any rule or regulation promulgated pursuant to Section 17.32.180, and for a second or any subsequent violation he may either suspend or revoke the permit.

(Ord. 104657 § 5, 1975; Ord. 102826 § 5, 1973.)

17.32.080 Assignment of stalls.

A. The designation, numbering and approximate location of the city's stalls in the Market shall be in accordance with the plan contained in maps attached as Exhibit "A" to Ordinance 102826, which are codified at the end of this chapter.

B. "Wet Row Stalls" shall be used for the sale of permitted merchandise. No rooted plants or flowers will be permitted for sale south of Stall #21.

C. "Dry Row Stalls" shall be used for the sale of such permitted merchandise which does not require the use of water in its sale or display.

D. Rentals for the city's stalls as shown on the plan shall be as follows:

Wet Row Stalls \$1.50 per day;
Dry Row Stalls \$1.00 per day.

E. The Market Master shall assign stalls to permittees by drawing or by such other method as will accord to each vendor equal opportunities and privileges of sale. Such drawing shall take place each weekday, except holidays, at the office of the Market Master. The Market Master, may, if he deems it expedient, exclude certain stalls from such drawings. Certain groups of stalls may be assigned by separate drawings.

F. Any vendor drawing a number shall be entitled to occupy a correspondingly numbered stall for the day stamped on the ticket issued as a receipt for the rent of such stall, provided such table is either adjacent to another table occupied by a farmer, a table two tables away from a table occupied by a farmer, or a corner table.

G. The charges provided for in this section shall be paid to the Market Master at the time such stall is assigned, and all such moneys shall be paid over to the City Treasurer daily. (Ord. 102826 § 6, 1973.)

17.32.090 Display regulations.

A. Permitted merchandise displayed on front tables shall not exceed eighteen inches in height, including containers, if used.

B. Permitted merchandise displayed on back benches shall not exceed twenty-four inches in height from bench surface, including containers, if used.

C. Permitted merchandise displayed and stored in floor areas under tables, benches, and walkways shall not exceed twenty-four inches in height, including containers, if used. This restriction shall be enforced in Areas 1, 2, 3, and 4, and there shall be no restriction on heights on floor areas and under tables, benches, and walkways in Area 5;¹ provided that, all food or food products shall be stored above floor level and protected from contam-

ination in accordance with the provisions of Ordinance 92987, as now or hereafter amended.²

D. Only those hooks supplied with table space shall be used for hanging and/or displaying permitted merchandise.

E. Signs used to display names and prices of permitted merchandise shall not be larger than five by seven inches, and the propriety and character of signs shall be governed by the judgment of the Market Master.

(Ord. 104657 § 6, 1975: Ord. 102826 § 7, 1973.)

1. Editor's Note: These areas are designated on the map codified at the end of this chapter.
2. Editor's Note: Ord. 92987 is codified in Chapter 10.10 of this Code.

17.32.100 Permitted merchandise in growing and off seasons.

A. During the growing season it is unlawful to sell or offer for sale in the Market any article or thing except permitted merchandise.

B. During the off season a permittee may sell the following products in addition to permitted merchandise: beet greens, beets, bok toy, leeks, bib lettuce, boiling onions, parsley, icicle radishes, rutabagas, turnips, watercress, mustard greens, turnip greens, savoy cabbage, celery root, gobo root, and garlic.

(Ord. 102826 § 8, 1973.)

17.32.110 Disposal of trimmings and waste matter.

Anyone selling or offering for sale permitted merchandise in the Market shall dispose of all trimmings and waste matter of every kind in strict accordance with applicable regulations of the Director of Public Health and of the Market Master.

(Ord. 104657 § 7, 1975: Ord. 102826 § 12, 1973.)

17.32.120 Hours of sale.

It is unlawful to sell, or offer for sale, any article or thing in the Market on the first day of the week, commonly called Sunday, or on any other day of the week except between the hours of opening and closing fixed from time to time by the Market Master.

(Ord. 102826 § 10, 1973.)

17.32.130 Blocking streets and alleys prohibited.

No one shall be permitted to block any street or alley abutting on the Market with vehicles, boxes or debris of any kind, provided that ordinary standing and parking of vehicles in accordance with general traffic ordinances shall be permitted.

(Ord. 102826 § 9, 1973.)

17.32.140 Unlawful to occupy stall during certain times.

It is unlawful to occupy any stall after disposal of all products, or when ordered to vacate the same for good cause by the Market Master.

(Ord. 102826 § 11, 1973.)

17.32.150 Contagious diseases—Smoking prohibited.

It is unlawful for anyone afflicted with any rash or skin disease, or with any contagious or venereal disease, to work in the Market, and it is unlawful to smoke or use tobacco while working in the Market.

(Ord. 102826 § 14, 1973.)

17.32.160 Sanitation regulations.

All places where food is stored or handled in the Market shall be constructed, maintained and operated in a sanitary manner and in accordance with the provisions of Ordinance 92987, as now or hereafter amended,¹ and applicable regulations of the Director of Public Health and of the Market Master.

(Ord. 104657 § 8, 1975: Ord. 102826 § 13, 1973.)

1. Editor's Note: Ord. 92987 is codified in Chapter 10.10 of this Code.

17.32.170 Sale of wholesome foods—Misrepresentation prohibited.

A. All food offered or sold to the public must be safe, wholesome and from approved sources in accordance with the provisions of Ordinance 92987, as now or hereafter amended,¹ and it is unlawful to sell or offer for sale any permitted merchandise intended for human consumption which is of a filthy, unwholesome, or deleterious nature; or to resort to trickery, concealment, artifice, or untruth for the purpose of concealing or misrepresenting, or to conceal or misrepresent the true quality, size, weight, number, volume, or value of produce, goods,

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wares, or merchandise sold or offered for sale; or to resort to any sort of unfair dealing or to cheat any person in any manner whatsoever; or to treat any person in a rough, vulgar, profane, abusive or discourteous manner.

B. The Market Master may adjust complaints between seller and buyer for alleged infractions of any provision of this section and he may suspend or revoke any permit as provided in this chapter.

(Ord. 104657 § 9, 1975: Ord. 102826 § 15, 1973.)

1. Editor's Note: Ord. 92987 is codified in Chapter 10.10 of this Code.

17.32.180 Adoption and posting of rules and regulations.

The Director of Public Health may make such health, safety and general police rules and regulations, not inconsistent herewith, as are necessary for the administration and regulation of the Market under this chapter; provided that, the Market Master may make such rules and regulations not inconsistent herewith and not in conflict with the authority of the Director of Public Health as may be necessary for the administration, regulation, management and operation of the Market by the Market Master under this chapter. All such rules and regulations shall be promulgated in accordance with the Administrative Code of the city (Ordinance 102228)¹ and a copy of such rules and regulations shall be posted in a conspicuous place upon a bulletin board at the Market Master's office and upon bulletin boards in at least three places in the Market.

(Ord. 104657 § 10, 1975: Ord. 102826 § 16, 1973.)

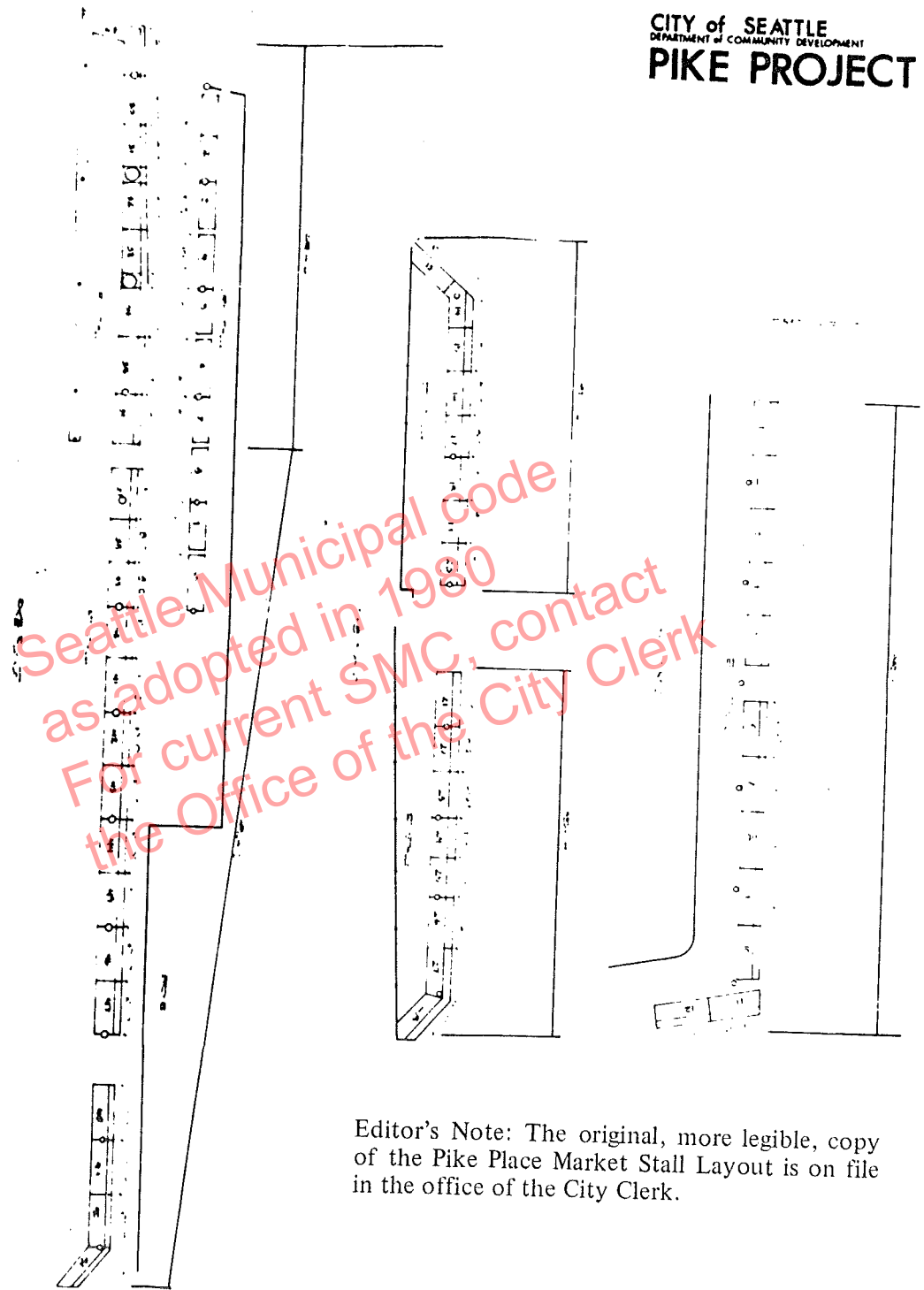
1. Editor's Note: The Administrative Code is codified in Chapter 3.02 of this Code.

17.32.190 Enforcement—Violation and penalty.

The Director of Health shall enforce this chapter, and any violation of, or failure to comply with, any provision of this chapter shall subject the offender, upon conviction thereof, to a fine in any sum not to exceed Three Hundred Dollars (\$300.00), or to imprisonment in the City Jail for a term not to exceed ninety days, or both such fine and imprisonment.

(Ord. 102826 § 17, 1973.)

CITY of SEATTLE
DEPARTMENT of COMMUNITY DEVELOPMENT
PIKE PROJECT



Editor's Note: The original, more legible, copy of the Pike Place Market Stall Layout is on file in the office of the City Clerk.