

Title 15

STREET AND SIDEWALK USE

Subtitle I Street Use Ordinance

Chapter 15.02

GENERAL PROVISIONS

Sections:

15.02.025 Disclaimer of city liability.

15.02.025 Disclaimer of city liability.

A. Issuance of any permit pursuant to the Street Use Ordinance¹ does not constitute the creation of a duty by the city to any person or to indemnify any person for any wrongful acts of a permit holder against any person or the public or to otherwise shift responsibility from the licensee to the city.

B. Nothing contained in this subtitle is intended to be nor shall be construed to create or form the basis for any liability on the part of the city, or its officers, employees or agents, for any injury or damage resulting from the failure of a permit holder or applicant for permit to comply with the provisions of this subtitle, or by reason or in consequence of any act or omission in connection with the implementation or enforcement of this subtitle on the part of the city by its officers, employees, or agents.

C. It is expressly the purpose of this subtitle to provide for and promote the health, safety and welfare of the general public, and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by their terms of this subtitle.

D. It is the specific intent of this subtitle to place the obligation of complying with its requirements upon the permit holder or applicant for permit within its scope, and no provision of nor term used in this subtitle is intended to impose any duty whatsoever upon the city or any of its officers or employees, for whom the implementation or enforcement of this subtitle shall be discretionary and not mandatory.

E. Nothing contained in this subtitle is intended to be nor shall be construed to create or form the basis for any liability on the part of the city, or its officers, employees or agents, for any injury or damage resulting from the failure of a permit holder or applicant for permit

to comply with the provisions of this subtitle, or by reason or in consequence of any act or omission in connection with the implementation or enforcement of this subtitle on the part of the city by its officers, employees or agents. (Ord. 109969 § 3, 1981.)

1. Editor's Note: The Street Use Ordinance is codified in Chapters 15.02 through 15.50 of this Code.

Chapter 15.04

USE AND OCCUPATION PERMITS

Sections:

- 15.04.010 Permit—Required.
- 15.04.020 Permit—Application.
- 15.04.030 Processing of applications.
- 15.04.070 Permit—Revocation.
- 15.04.080 Issuance of permits.

15.04.010 Permit—Required.

It shall be unlawful for anyone to use any public place, for private purposes, without a written permit from the Board of Public Works of the city or the Director of Construction and Land Use, and without complying with all the provisions of this subtitle in relation thereto; provided that nothing herein contained shall apply to street maintenance work performed by the city, street or sewer installation and improvement work authorized by ordinance, or street improvement work authorized by ordinance, or street improvement projects under contract with the city.

(Ord. 109754 § 1(part), 1981; Ord. 90047 § 7, 1961.)

15.04.020 Permit—Application.

Except for those street use approvals which must be requested from the Director of Construction and Land Use in accordance with the applicable provisions of the Master Use Permit Ordinance (109438),¹ applications for permits provided for by this subtitle shall be filed with the Director of Engineering, upon a form supplied by him. Such applications shall be directed to the Board of Public Works, and shall contain:

A. An accurate description of the public place or portion thereof desired to be used as herein specified;

B. The use desired to be made of such public place by the applicant;

C. The plans and specifications for any utility or structure desired to be constructed, erected or maintained by the applicant in or on a public place; and

D. Where it is desired to construct a fuel opening, sidewalk elevator or door, a certificate from the Director of Engineering, showing the applicant to be the record owner of the premises abutting and in connection with which such fuel opening, sidewalk elevator or door is to be constructed.

(Ord. 109754 § 1(part), 1981: Ord. 90047 § 8, 1961.)

1. Editor's Note: The Master Use Permit Ordinance is codified in Chapter 24.84 of this Code.

15.04.030 Processing of applications.

A. The Director of Engineering shall examine each application submitted to him for his review or approval to determine if it complies with the provisions of this subtitle relating thereto. The Director of Engineering or the Director of Construction and Land Use, according to the type of permit for which application has been made, may inspect the premises which are desired to be used in order to ascertain any facts which may aid in determining whether a permit shall be granted. The Director of Engineering shall endorse his findings on such application and transmit the same to the Board of Public Works.

B. Any application for a permit to construct, erect or maintain any awning, marquee, sign, or any structure in a public place, shall be transmitted by the Director of Engineering to the Director of Construction and Land Use, who shall ascertain if the plans and specifications conform to the regulations pertaining to safety, material and design of the Seattle Building Code.¹ The Director of Construction and Land Use shall then endorse his findings on the application and transmit the same to the Director of Engineering.

C. If the Board of Public Works, in regular session, finds that the application presented to it for approval conforms to the requirements of this subtitle pertaining thereto, and also that the proposed use of such public place will not unduly interfere with the rights of the public, said Board may approve thereof, and, if approved, shall fix the time for which the permit may be granted and shall direct the Director of Engineering to issue a permit, upon the applicant's compliance as herein specified

with the provisions of this subtitle relative to indemnity.

(Ord. 109754 § 2, 1981: Ord. 91749 § 2, 1963: Ord. 90047 § 9, 1961.)

1. Editor's Note: The Building Code is codified in Title 22 of this Code.

15.04.070 Permit-Revocation.

All street or sidewalk use authorizations approved under the provisions of this subtitle or the Master Use Permit Ordinance (109438)¹ shall vest no permanent right, and may in any case be revoked by the Board of Public Works upon thirty days' notice; or without notice, in case any such use or occupation shall become dangerous or any structure or obstruction permitted shall become insecure or unsafe, or shall not be constructed, maintained or used in accordance with the provisions of this subtitle. (Ord. 109754 § 3, 1981: Ord. 101351 § 1, 1972: Ord. 100603 § 1, 1972: Ord. 90047 § 13, 1961.)

1. Editor's Note: The Master Use Permit Ordinance is codified in Chapter 24.84 of this Code.

15.04.080 Issuance of permits.

Upon approval by the Director of Engineering of an application for the use or occupation of a public place, except where applications require the approval of the Board of Public Works, as per resolution of the Board of Public Works, and except where final approval of the application is issued by the Director of Construction and Land Use, the Director of Engineering shall issue a permit therefor. The original permit shall remain in the custody of the Director of Engineering and a carbon copy shall be given to the grantee.

(Ord. 109754 § 4, 1981: Ord. 91749 § 3, 1963: Ord. 90047 § 14, 1961.)

Chapter 15.06

DRIVEWAYS

Sections:

15.06.050 Parking curb setbacks.

15.06.050 Parking curb setbacks.

Parking curb setbacks may be allowed by the Director of Construction and Land Use on the

basis of demonstrated need by the applicant therefor upon the following terms and conditions:

A. In residential areas, space for tree planting shall be reserved whenever desirable, unless existing trees in the area supply the need;

B. In commercial or business zoned areas, tree planting space shall be reserved whenever desirable, depending on the need, for arterial traffic, utilities in the area, on-street parking and street-lighting standards placement;

C. Where certain streets have been designated as entrances to the city, and sufficient street width is secured for such purposes, a given dimension from the property line to the curb shall be maintained so that trees may be included as part of the entrances.

(Ord. 109754 § 5, 1981: Ord. 101744 § 1, 1973: Ord. 90047 § 16-A, 1961.)

Chapter 15.16

SIDEWALK CAFES

Sections:

15.16.010 Permit—Required.

15.16.020 Permit—Application.

15.16.030 Notification of surrounding tenants and owners.

15.16.040 Terms and conditions.

15.16.050 Liquor.

15.16.060 Insurance.

15.16.070 Indemnity.

15.16.080 Sidewalk condition.

15.16.010 Permit—Required.

It shall be unlawful to operate a sidewalk cafe without a written permit to do so from the Director of Construction and Land Use, as provided in this chapter.

(Ord. 109740 § 6(part), 1981: Ord. 99674 § 2 (part), 1971: Ord. 90047 § 49(a), 1961.)

15.16.020 Permit—Application.

In addition to the information required by Section 15.04.020, an application for a sidewalk cafe permit shall state the anticipated periods of use during the year, and the proposed hours of daily use, including Saturdays, Sundays and holidays; and whether any liquor, as defined in RCW 66.04.010 (6), will be sold or consumed in the area to be covered by the permit.

(Ord. 109740 § 6(part), 1981: Ord. 99674 § 2 (part), 1971: Ord. 90047 § 49(b), 1961.)

15.16.030 Notification of surrounding tenants and owners.

The Director of Construction and Land Use shall provide notice of receipt of an application for a sidewalk cafe permit and of his decision to grant, deny, or condition the permit in accordance with the notice provisions of the Master Use Permit Ordinance (109438).¹ (Ord. 109740 § 6 (part), 1981: Ord. 99674 § 2 (part), 1971: Ord. 90047 § 49(c), 1961.)

1. Editor's Note: The Master Use Permit Ordinance is codified in Chapter 24.84 of this Code.

15.16.040 Terms and Conditions.

In the event and to the extent that the Director of Construction and Land Use determines that:

A. The applicant is the owner or occupant of the adjacent property and operates a cafe or restaurant thereon;

B. The proposed sidewalk cafe use would not unduly and unreasonably impair passage to and fro by the public on the sidewalk for which the permit is sought; and

C. The proposed sidewalk cafe area is included within a food-service establishment permit issued pursuant to Seattle City Code Chapter 13.20, or the Seattle-King County Director of Public Health, or his representative, has otherwise authorized such use of the area; a permit for use of sidewalk cafe purposes may be issued upon such terms and conditions as said Director may deem appropriate including, but not limited to: restrictions as to the number and placement of tables and chairs and as to the hours and dates of use; a requirement that the area be cleared when not in use as a sidewalk cafe, or upon the order of the Director of Engineering or other appropriate city officer such as the Chief of Police or Fire Chief or their authorized representatives, and that the permittees shall maintain the sidewalk in a clean and safe condition for pedestrian travel; a requirement that the applicant clear the sidewalk as may be necessary to accommodate deliveries to adjacent or other nearby properties; regulations upon lighting and illumination of the sidewalk cafe; and a surety bond in accordance with the provisions of this subtitle; provided that unless expressly authorized by the city no

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pavement disturbed by installation with a sidewalk (Ord. 109740 § 2 (part), 1971: Ord. 90047 § 49(b), 1961.)

15.16.050 Liquor. now excluded from use in this city. State License (Ord. 109740 § 2 (part), 1971: Ord. 90047 § 49(c), 1961.)

15.16.060 Insurance. An applicant shall provide and maintain a permit for an amount of Works bodily injury property related to the cafe public liability insured. (Ord. 109740 § 2 (part), 1971: Ord. 90047 § 49(c), 1961.)

15.16.070 Indemnity. The applicant shall execute and supply an agreement and hazard or damage may occur for reason of sidewalk contained in a temporary right when posted by official notice, in dangerous in accordance with title, the cafe furniture agreement.

pavement shall be broken, no sidewalk surface disturbed, and that no fixture of any kind shall be installed in or on sidewalk area in connection with a sidewalk cafe.

(Ord. 109740 § 6(part), 1981: Ord. 99674 § 2 (part), 1977: Ord. 90047 § 49(d), 1961.)

15.16.050 Liquor.

Liquor, as defined in RCW 66.04.010(16), as now existing or hereinafter amended, may be used and sold at a sidewalk cafe when authorized in both the use permit and provided for in this chapter and by permit of the Washington State Liquor Control Board, and not otherwise. (Ord. 109740 § 6(part), 1981: Ord. 99674 § 2 (part), 1977: Ord. 90047 § 49(e), 1961.)

15.16.060 Insurance.

An applicant for a permit for a sidewalk cafe shall, prior to issuance of such a permit, provide and maintain in full force and effect while the permit is in effect, public liability insurance in an amount specified by the Board of Public Works sufficient to cover potential claims for bodily injury, death, or disability and for property damage, which may arise from or be related to the use of sidewalk area for sidewalk cafe purposes, naming the city an additional insured.

(Ord. 109740 § 6(part), 1981: Ord. 99674 § 2 (part), 1977: Ord. 90047 § 49(f), 1961.)

15.16.070 Indemnity.

The applicant for a sidewalk cafe permit shall execute and deliver to the city upon a form supplied by the Director of Engineering an agreement in writing and acknowledged by the applicant, forever to hold and save the city free and harmless from any and all claims, actions or damages of every kind and description which may accrue to, or be suffered by, any persons by reason of or related to the operation of such sidewalk cafe. In addition such agreement shall contain a provision that the permit is wholly of a temporary nature, that it vests no permanent right whatsoever that upon thirty days' notice, posted on the premises, or by publication in the official newspaper of the city, or without such notice, in case the permitted use shall become dangerous or unsafe, or shall not be operated in accordance with the provisions of this subtitle, the same may be revoked and the sidewalk cafe furniture ordered removed. Every such agreement, after it has been received in his

office and numbered, and after the same has been recorded, shall be retained by the City Comptroller and City Clerk in the files and records of his office.

(Ord. 109740 § 6(part), 1981: Ord. 99674 § 2 (part), 1971: Ord. 90047 § 49(g), 1961.)

15.16.080 Sidewalk Condition.

The applicant shall comply with the terms and conditions of the sidewalk cafe permit issued, and shall maintain the sidewalk in a clean and safe condition for pedestrian travel, and shall immediately clear the sidewalk area when ordered to do so by the Director of Engineering or other appropriate city officer such as the Chief of Police or Fire Chief or their authorized representatives.

(Ord. 109740 § 6(part), 1981: Ord. 99674 § 2 (part), 1971: Ord. 90047 § 49(h), 1961.)

Chapter 15.30

FRANCHISE PERMITS AND REGULATIONS

Sections:

15.30.030 Payment of fees.

15.30.030 Payment of fees.

Anyone doing construction work under such permit either from the Board of Public Works or the Director of Engineering shall, in addition to the permit fee authorized in Section 15.04.070, pay into the Engineering Department Operating Fund such amounts as, in the judgment of the Director of Engineering, are reasonably necessary to investigate any application for construction work; to inspect such work, to secure proper field notes of location, and to plat such location on the permanent records of the City Engineering Department, or to inspect or reinspect as to maintenance during the progress of or after the repair of any construction placed under permits previously issued; or shall pay permit fees specified by ordinance when required.

(Ord. 110258 § 1, 1981: Ord. 90047 § 29 (part), 1961.)

Chapter 15.32

**PUBLIC UTILITY PERMITS
AND REGULATIONS**

Sections:

15.32.020 Terms of use and occupancy of streets.

15.32.020 Terms of use and occupancy of streets.

B. Anyone doing construction work under permit from either the Board of Public Works or the Director of Engineering shall, in addition to the permit fee authorized in Section 15.04-.070, pay into the Engineering Department Operating Fund such amounts as, in the judgment of the Director of Engineering, are reasonably necessary to investigate and process any application for construction work, to inspect such work, to secure proper field notes for location, and to plat such locations on the permanent records of the Engineering Department, or to inspect or reinspect as to maintenance, during the progress of or after the repair of, any construction placed under permits previously issued.
(Ord. 110258 § 2, 1981; Ord. 96598 § 1 (part), 1968; Ord. 90047 § 30 (part), 1961.)

Chapter 15.42

PLANTING TREES AND SHRUBS

Sections:

15.42.010 General provisions—Trees.

15.42.015 Tree-root damage—Liability.

15.42.010 General provisions—Trees.

No one shall plant in any public place any maple, Lombardy poplar, cottonwood or gum, or any other tree which breeds disease dangerous to other trees or to the public health. No one shall allow to remain in any public place any tree trunk, limb, branch, fruit or foliage which is in such condition as to be hazardous to the public, and any such trees now existing in any such planting (parking) strip or abutting street area may be removed in the manner provided in this subtitle for the revocation of permits and removal of obstructions.
(Ord. 109969 § 1, 1981; Ord. 90047 § 35(A), 1961.)

15.42.015 Tree-root damage—Liability.

Any one who owns any tree, the roots of which cause injury to the public sewers, sidewalks, or pavements shall be liable for the damage done to the public sewers, sidewalks or pavement by said trees. No tree shall be planted within one foot of any city sidewalk or pavement, except by special permit.
(Ord. 109969 § 2, 1981.)

**Subtitle II Miscellaneous Street
Use Regulations**

Chapter 15.62

**VACATION OF STREETS, ALLEYS
AND PUBLIC PLACES**

Sections:

15.62.010 Statement of purpose.

15.62.020 Petition for vacation.

15.62.030 Petition fees.

15.62.040 Notice of hearing.

15.62.050 Protest.

15.62.060 Hearing.

15.62.070 Easements for utilities and services.

15.62.080 Vacation of waterfront streets.

15.62.090 Compensation for vacation.

15.62.100 Appraisals.

15.62.110 Payment of compensation or conveyance.

15.62.120 Posting and mailing notices—Recording ordinance.

15.62.010 Statement of purpose.

The purpose of this chapter is to establish procedures, notice requirements and fees for the vacation of streets, alleys and public places within the city. This chapter is intended to implement the authority granted to the city by RCW Chapter 35.79 and to conform to its provisions, and in case of conflict between this chapter and that statute, it is intended that the statutory provisions shall be controlling.
(Ord. 109740 § 1(part), 1981.)

15.62.020 Petition for vacation.

The owners of an interest in any real estate abutting upon any street, alley or public place who may desire to vacate the street, alley or public place or any part thereof may petition the City Council to make vacation, giving a

description of the property to be vacated, or the City Council may itself initiate such vacation procedure by resolution. The petition or resolution shall be filed with the City Clerk, and if the petition is signed by the owners of more than two-thirds of the property abutting upon the part of such street or alley sought to be vacated, the City Council shall by resolution fix a time when the petition will be heard and determined by such authority or a committee thereof, which time shall be not more than sixty days nor less than twenty days after the date of the passage of such resolution.
(Ord. 109740 § 1(part), 1981.)

15.62.030 Petition fees.

Every petition for the vacation of any street, alley or public place, or any part thereof, shall be accompanied by a payment to the city of a fee of One Hundred Twenty-five Dollars (\$125.00) to defray the costs of processing such vacation petitions and such fee shall not be refunded under any circumstances. In addition, at the time the City Council, or a committee thereof, recommends granting a vacation petition, an additional fee in the amount of Three Hundred Twenty-five Dollars (\$325.00) shall be paid to cover appraisal costs for a street, alley or public place abutting entirely on property zoned RM 800 Multiple Residence Low Density or less intensive, and Six Hundred Dollars (\$600.00) for a street or alley abutting on property zoned RMH 350 Multiple Residence High Density or more intensive. In the event an appraisal cost is less than the payment therefor, the vacation compensation payable to the city shall be reduced by the difference between the fee and the actual cost or, in the alternative, such difference shall be refunded.
(Ord. 109740 § 1(part), 1981.)

15.62.040 Notice of hearing.

Upon the passage of the resolution fixing the time for hearing the petition or proposal for vacation, the City Clerk shall give not less than twenty days' notice of the time, place and purpose of the hearing by written notice posted in three of the most public places in the city and by posting written placards in conspicuous places on and near the street, alley or public place sought to be vacated. Placards shall be highly visible and at least eleven inches by fourteen inches in size, with headings that can be read from a distance of seventy-five feet by

persons of normal visual acuity, and shall include a map showing the location of the street, alley, or public place proposed to be vacated. In addition to posting notices of the hearing, the City Clerk shall mail a copy of the notice containing a statement of the time and place fixed for the hearing to:

A. All owners, commercial lessees and residents of property which lies within three hundred feet of the street, alley or public place proposed to be vacated in the area bounded by Denny Way, the Central Freeway, South Royal Brougham Way and Elliott Bay, notices shall be mailed only to property owners and building managers. For such purpose the real property tax roll as issued annually on microfiche by the County Comptroller and the addresses listed in the latest edition of Polk's Directory or its successor publications shall be used;

B. The Director of the Department of Construction and Land Use for inclusion in an informational mailing to newspapers, individuals and groups on a master mailing list established pursuant to the Master Use Permit Ordinance (109438).
(Ord. 109740 § 1(part), 1981.)

1. Editor's Note: The Master Use Permit Ordinance is codified in Chapter 24.84 of this Code.

15.62.050 Protest.

If fifty percent of the abutting property owners file written objections to a Council-initiated vacation with the City Clerk prior to the time of the hearing, the city shall be prohibited from proceeding with the resolution.
(Ord. 109740 § 1(part), 1981.)

15.62.060 Hearing.

The hearing on such petition or proposal shall be held before the City Council, or before a committee thereof upon the day fixed by resolution or at the time to which said hearing may be adjourned. If the hearing is before such a committee, the same shall, following the hearing, report its recommendation on the petition or proposal to the City Council which may adopt or reject the recommendation. If such hearing is held before such a committee, it shall not be necessary to hold a hearing before the City Council.
(Ord. 109740 § 1(part), 1981.)

15.62.070 Easements for utilities and services.

Ordinances vacating streets, alleys or public places may provide that the city retains an easement or the right to exercise and grant easements in respect to the vacated land for the construction, repair and maintenance of public utilities and services.
(Ord. 109740 § 1(part), 1981.)

15.62.080 Vacation of waterfront streets.

The city is not authorized to vacate a street, alley or public place, or any parts thereof if any portion thereof abuts on a body of salt or fresh water unless such vacation is sought to enable the city, town, port district or state to acquire the property for port purposes, boat moorage or launching sites, park, viewpoint, recreational, or educational purposes, or other public uses. This provision shall not apply to industrial zoned property.
(Ord. 109740 § 1(part), 1981.)

15.62.090 Compensation for vacation.

A. Ordinances vacating any street or alley, or any part thereof shall provide that the same shall not become effective until:

1. The owners of the property abutting upon the street or alley, or part thereof so vacated, pay to the city one-half of the appraised value of the area so vacated; or

2. In lieu of payment such owners deliver to the city an instrument:

a. Granting or dedicating to the city for street or alley purposes right-of-way acceptable to the city and required to eliminate any adverse effect of the vacation as proposed, or

b. Granting or dedicating to the city for street or alley purposes a parcel or parcels of land acceptable to the city and not necessarily required as a result of the vacation applied for but nevertheless useful to the city for street, alley or other municipal purposes;

except where such payment is made or instrument is delivered prior to introduction of the ordinance.

B. In each instance such alternate right-of-way exchange or in-lieu parcel or parcels shall have a fair cash market value not less than the fair cash market value of the portion of the street or alley proposed to be vacated, and the city may, but shall not be obligated to, either accept such property in exchange for a cash payment for the vacated portion or pay to the

petitioner a sum representing one-half of the excess over the fair cash market value of the portion of the street or alley proposed to be vacated. Such exchange parcel or parcels must be acceptable to the City Council. If such alternate right-of-way exchange or in-lieu parcel or parcels have a fair cash market value less than the fair cash market value of the portion of street or alley proposed to be vacated, such owners shall also pay to the city a sum representing one-half of the difference between the fair cash market value of the alternate parcel or parcels and the fair cash market value of the portion of street or alley to be vacated. Such compensation or grant or dedication or deeding of exchange or in-lieu parcels shall not be required in connection with the vacation of any street, alley or public place, or any part thereof, which has been requested only by city departments, other municipal corporations or state or federal governmental agencies, or by nonprofit institutions of higher education accredited by a recognized accrediting agency and requiring regular attendance by students in classes conducted at the institution; nor shall appraisal be secured or appraisal fees required in connection with such vacations. Such city departments, municipal corporations, state and federal agencies, and nonprofit institutions shall, prior to the introduction of an ordinance vacating any such street or alley or part thereof pursuant to the request of such department, municipal corporation, state or federal agency, or nonprofit institution, pay to the city an amount equal to the costs incurred by the City in processing the requested vacation, such costs to be accumulated against the work order or job number established for each vacation and certified by the Director of Engineering or his authorized agent as being the full amount of the costs incurred.

(Ord. 109740 § 1(part), 1981.)

15.62.100 Appraisals.

The Director of Engineering is authorized to obtain appraisals from either qualified, independent appraisers or qualified Engineering Department personnel in the discretion of the Engineer of such streets or alleys as are recommended for vacation after hearing by the City Council or a committee thereof, and is further authorized to obtain appraisals from either qualified independent real estate appraisers or qualified Engineering Department personnel, in the discretion of the Director of Engineering

of the fair market value of the alternate right-of-way of land proposed to be granted or dedicated to the city for street or alley purposes in lieu of a cash payment in the manner contemplated by Section 15.62.090 and in such instance an additional appraisal deposit fee shall be paid for the appraisal of such parcel or parcels, and according to the fee and time schedule provided for in Section 15.62.030. Where qualified Engineering Department personnel are used to make the required appraisals, a reasonable hourly rate of compensation, as determined from time to time by the Director of Engineering shall be charged against the appraisal deposit fee.
(Ord. 109740 § 1(part), 1981.)

15.62.110 Payment of compensation or conveyance.

Upon securing an appraisal of the value of the street or alley area to be vacated as provided in this chapter, the Director of Engineering shall notify the petitioner that payment of one-half such appraised value, deducting therefrom any appraisal fee coverage not previously refunded to petitioner, may be made to the Director of Engineering who shall upon receipt of any such payment forthwith transmit the same to the City Treasurer for deposit in the General Fund and shall make a written report of such payment to the City Council. In the event that the petitioner has received approval of delivery in lieu of a cash payment of an instrument granting or dedicating to the city a parcel or parcels of land for street or alley purposes as contemplated by Section 15.62.090, the City Engineer in his discretion, at the applicant's expense shall obtain either a policy of title insurance insuring title thereto in the city, or a certificate of title as to the title thereof, and upon receipt of such policy or certificate shall transmit the same to the City Council for inclusion in the appropriate file.

(Ord. 109740 § 1(part), 1981.)

15.62.120 Posting and mailing notices-- Recording ordinance.

Posting and mailing of the notices provided for in this chapter shall be the responsibility of the City Clerk, who shall have the discretion to permit the Director of Engineering or his/her designee to post and mail the notices under the supervision of the City Clerk. As required by RCW 35.79.030, a certified copy of the ordin-

ance vacating a street, alley or public place, or part thereof, shall be recorded by the City Clerk and in the office of the King County Comptroller.
(Ord. 109740 § 1(part), 1981.)

Subtitle III Maintenance and Construction

Chapter 15.74

DRIVEWAY PERMITS

Sections:

- 15.74.010 Permit required.
- 15.74.020 Permit application-- Considerations and conditions.
- 15.74.030 Revocation of permit or alteration of driveway.
- 15.74.040 Appeal.

15.74.010 Permit required.

It shall be unlawful for anyone to construct, reconstruct, repair, alter or maintain any driveway providing direct vehicular access to a public street which serves as an approach to or exit from a limited access highway facility where all or any portion of the driveway or proposed driveway lies between the proximate margin of the limited access highway facility and a line projected at right angles to the centerline of said public street from a point thereon which is four hundred feet distant, measured along said centerline, from the proximate margin of the limited access highway facility without first obtaining a permit from the Director of Construction and Land Use (herein "Director") so to do as hereinafter in this chapter provided.
(Ord. 109754 § 11(part), 1981: Ord. 95776 § 1, 1967.)

15.74.020 Permit application-- Considerations and conditions.

Applications for the driveway permit contemplated in Section 15.74.010 shall be made to the Director, who shall refer the application to the Director of Engineering for his report and recommendation as to the potential effect of the use of the proposed driveway upon the safe and efficient flow of traffic and shall issue the permit contemplated in Section 15.74.010 only upon a determination that the design, standard of construction, operational use, location or number of locations of the proposed driveway

15.74.030 CIVIC CENTER

or driveways will not unreasonably interfere with the safe and efficient flow of vehicular and pedestrian traffic upon the adjoining streets and sidewalks, giving particular consideration to the effect upon traffic flowing to and from the proximate limited access highway facility, provided that such permit shall be issued in those instances in which a determination is made that the denial thereof would totally deprive the property to be served of vehicular access. The Director may attach such conditions to any permit issued hereunder as may be reasonably required under the particular circumstances for the protection of the public safety. (Ord. 109754 § 11(part), 1981: Ord. 95776 § 2, 1967.)

thereof, and to condition such use on compliance with certain general terms and conditions, all as specified in Exhibit B-1981. (Ord. 109490 § 1, 1980: Ord. 108658 § 2, 1979: Ord. 107055 § 2, 1978.)

15.74.030 Revocation of permit or alteration of driveway.

Where the safe and efficient flow of vehicular and pedestrian traffic require, and upon the recommendation of the Director of Engineering, the Board of Public Works may revoke any permit issued hereunder or order the alteration of a driveway for which a permit has been issued. The notice of alteration shall be in writing, be served upon the permittee, or his successor, and shall require compliance within one hundred eighty days of said notice. (Ord. 109754 § 11(part), 1981: Ord. 95776 § 3, 1967.)

15.74.040 Appeal.

Repealed by Ordinance 109754.

Title 17

CIVIC CENTERS

Chapter 17.16

RENTAL AGREEMENTS FOR SEATTLE CENTER

Sections:

17.16.020 Rental fees and charges.

17.16.020 Rental fees and charges.

The Director of the Seattle Center Department is authorized to impose and collect fees and charges for the use, on and after January 1, 1981, of certain Seattle Center facilities and for services and equipment provided to the users

As adopted to the Seattle Municipal Code For current SMC, contact the Office of the City Clerk

Rehearsals

Move In Out³

EXHIBIT B Category A

Each