

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 other than agreements for the furnishing or delivery (or both) of natural gas or any alternative form of energy to or for a Seattle Center facility. The Director shall appoint and remove, subject to applicable civil service provisions, and supervise and control all officers and employees in his/her 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/her jurisdiction; shall keep a current inventory of all property under his/her 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. 116199 § 1, 1992: 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.)

17.08.010 CIVIC CENTERS

**Chapter 17.08
SEATTLE CENTER ADVISORY COMMISSION**

Sections:

17.08.010 Established—Membership.

17.08.020 Terms—Vacancy filling.

17.08.030 Compensation.

17.08.040 Duties.

17.08.050 Reports.

17.08.060 Officers and procedures selection.

17.08.010 Established—Membership.

There is established a Seattle Center Advisory Commission composed of fifteen (15) members who, collectively, shall represent a broad cross-section of community interests including but not limited to the arts, business, athletics, entertainment, and education. Such members shall be appointed by the Mayor, subject to confirmation by the City Council.
(Ord. 108936 § 1, 1980.)

17.08.020 Terms—Vacancy filling.

All members shall serve for three (3) year terms; and any vacancy shall be filled for the unexpired term; provided, that previous appointments to the Commission established pursuant to Ordinance 91885,¹ as amended, are confirmed.
(Ord. 108936 § 2, 1980.)

1. Editor's Note: Ord. 91885 was codified as Chapter 17.08 of this Code until repealed and replaced by Ord. 108936, which was effective May 3, 1980.

17.08.030 Compensation.

Members shall serve without compensation from the City, or from any trust, donation or legacy to the City, for their service as members; provided, that this limitation shall not prevent any member from receiving compensation from the City for services rendered to the City other than services as a Commission member, whether such services are rendered pursuant to written contract or otherwise.
(Ord. 108936 § 3, 1980.)

17.08.040 Duties.

The Seattle Center Advisory Commission shall represent the interests of the people of Seattle by advising the Seattle Center staff, the Mayor, and the City Council on policy matters that may affect

Seattle Center. The Seattle Center Advisory Commission shall also provide the Seattle Center staff, the Mayor, and the City Council with an ongoing assessment of the operations, performances, plans and policies of the Seattle Center Department.
(Ord. 108936 § 4, 1980.)

17.08.050 Reports.

To fulfill its obligation to advise the Mayor and City Council on all matters pertaining to Seattle Center, the Seattle Center Advisory Commission shall provide written quarterly reports to the Mayor and City Council on its activities. In addition, the Commission shall provide single issue recommendations and advice at the request of the Mayor or City Council or on matters deemed important by the Commission, itself.
(Ord. 108936 § 5, 1980.)

17.08.060 Officers and procedures selection.

The Seattle Center Advisory Commission may organize and elect officers and adopt such procedures as are necessary to accomplish the purposes described in Sections 17.08.040 and 17.08.050.
(Ord. 108936 § 6, 1980.)

**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

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line of 3rd Avenue 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 one hundred twenty feet (120') along the easterly line of said alley; thence westerly to a point on the east line of 2nd Avenue North one hundred twenty feet (120') 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 (12:00 midnight) and six a.m. (6:00 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 (90) days, or by both. (Ord. 92792 § 3, 1964.)

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.

Chapter 17.16 RENTAL AGREEMENTS FOR SEATTLE CENTER¹

Sections:

- 17.16.010 Rental of Seattle Center buildings.**
- 17.16.015 Use fees, terms and conditions.**
- 17.16.030 Seattle Center office space rental agreements.**
- 17.16.033 Assignments and novations of Seattle Center office space rental agreements.**
- 17.16.036 Amendments of Seattle Center office space rental agreements.**
- 17.16.040 Storage lease agreements.**
- 17.16.101 Concession, museum, and theatre use agreements authorized.**
- 17.16.103 Basic fee or rent for concession, museum or theatre space use—Fountain level space.**
- 17.16.104 Basic fee or rent for concession, lease, museum or theatre space use—Court level spaces.**
- 17.16.105 Basic fee or rent for concession, lease, museum or theatre space use—Balcony level, wagon and kiosk spaces.**
- 17.16.107 Conditions for concession sales and catering opportunities in museum and theatre space arrangements.**
- 17.16.110 Center House space use agreements—Sale or transfer of interests.**
- 17.16.115 General authorization to negotiate and execute short-term agreements.**
- 17.16.120 Center House space use agreements—Amendment.**
- 17.16.130 Concession agreements—Reports to Council.**
- 17.16.140 Constitutionally protected vending.**

Cases: City has discretion in making leases at the Seattle Center and setting the terms. *Seattle Invitational Indoor Track Meet v. City*, King County Superior Court Case No. 743920(1971).

The Seattle Center Director, or his designee, is hereby authorized, for and on behalf of the City, to enter into licensing agreements substantially in the form approved by the City Council (Exhibit "A,"

17.16.010 CIVIC CENTERS

attached hereto),¹ for the rental of the Opera House, the Arena, the Exhibition Hall, the Mercer Forum, the Playhouse, the Northwest Rooms, the Coliseum, the Flag Pavilion, the Center House Conference Center, the Bagley Wright Theatre, the Pacific Arts Center, and other miscellaneous facilities in the Seattle Center, for such times as such facilities are not required for public purposes or rented under contracts made pursuant to a specific ordinance.

(Ord. 110906 § 1, 1982; Ord. 109377 § 1, 1980; 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.

17.16.015 Use fees, terms and conditions.

The Director of the Seattle Center Department is authorized to charge and collect fees for the use, on and after January 1, 1995, of certain Seattle Center facilities, services and equipment provided to the users thereof, and to condition such use on compliance with certain general terms and conditions, all specified in the attached exhibit entitled "1995 Seattle Center Facility License Fee Schedule."¹

(Ord. 117399 § 1, 1994; Ord. 116932 § 1, 1993; Ord. 116769 § 1, 1993; Ord. 116448 § 1, 1992; Ord. 116061 § 1, 1992; Ord. 115930 § 1, 1991; Ord. 115446 § 1, 1990; Ord. 114831 § 1, 1989; Ord. 114233 § 1, 1988; Ord. 113740 § 1, 1987.)

1. The Seattle Center Facility Lease Schedule, as well as any revisions to a current lease schedule, are on file in the Office of the City Clerk.

17.16.030 Seattle Center office space rental agreements.

The Seattle Center Director is hereby authorized to negotiate and to execute, for and on the behalf of The City of Seattle, office space rental agreements and to modify existing office space rental agreements for the use and occupancy of space in the Center House, Blue Spruce Building and the Opera House office space known as "0-101" and to execute all other necessary documents in connection therewith;

Provided, that:

A. Said new office space rental agreements shall be in the standard form of agreement attached to the ordinance codified in this section¹ and identified as "SEATTLE CENTER OFFICE SPACE RENTAL AGREEMENT" except when

use of a non-standard form has been approved by the City Attorney;

B. No Seattle Center office space rental agreement executed after the date of the ordinance codified in this section² and no existing Seattle Center office space rental agreement subject to extension at the City's option shall extend or be extended past December 31, 1995.

C. The basic rent for Seattle Center office space shall not be less than:

1. Four Dollars (\$4.00) per square foot/year for not-for-profit organizations; and

2. Four Dollars (\$4.00) per square foot/year for all other entities; and

3. Three Dollars (\$3.00) per square foot/year for Blue Spruce Building space considered basement spaces with rear entrances.

The Seattle Center is authorized to accept in-kind contributions of services for the City's benefit in order to offset all or a portion of any cash rent due from not-for-profit organizations or any other entities as the Director deems reasonable; any such services to be accepted shall be specifically identified in the office space rental agreement along with a statement as to the amount of cash rent offset for such services.

D. One (1) or more parking spaces in Seattle Center parking facilities may, but need not, be provided to Seattle Center office space tenants in conjunction with such office space rental for no added consideration under new rental agreements, and under amendments of existing office space rental agreements, for such added cash rent or in-kind services for the City's benefit as the Director deems reasonable, taking into consideration the parking rates established pursuant to Ordinance 112572, as now or hereafter amended.³
(Ord. 115934 §§ 1, 2, 1991; Ord. 112790 § 1, 1986.)

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1. Editor's Note: The standard form of agreement is on file with Ordinance 112790 in the office of the City Clerk.
2. Editor's Note: Ordinance 112790 was passed by the Council on April 7, 1986.
3. Editor's Note: Ordinance 112572 is codified at Chapter 17.18 of this Code.

**17.16.033 Assignments and novations of
Seattle Center office space
rental agreements.**

The Seattle Center Director is authorized to approve assignments and to enter into novation or similar agreements to effect the transfer of the tenant's interest in Seattle Center office space to third parties that satisfy the financial capability and operating standards that would be applied by Seattle Center in evaluating other potential new office space tenants. Such novation or other agreements shall be subject to the provisions of subsections B and C of Seattle Municipal Code Section 17.16.030.

(Ord. 112790 § 2, 1986.)

17.16.036 Amendments of Seattle Center office space rental agreements.

The Seattle Center Director is authorized to amend Seattle Center office space rental agreements to exchange and transfer to City ownership the value of undepreciated leasehold improvements for up to an equivalent amount of money owed to the City by the affected tenant, and for such other purposes as may be consistent with law.
(Ord. 112790 § 3, 1986.)

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.

17.16.101 Concession, museum, and theatre use agreements authorized.

The Seattle Center Director is hereby authorized to negotiate and to enter into new concession, museum and theatre space use agreements and to modify existing agreements of those types for any space identified in SMC Sections 17.16.103, 17.16.104 or 17.16.105 and to execute for and on behalf of The City of Seattle all necessary documents in connection therewith; provided, that:

A. Said new agreements shall be in the appropriate general form of agreement identified as "SEATTLE CENTER CONCESSION AGREEMENT," "MUSEUM LEASE AGREEMENT," and "LICENSING AGREEMENT" and authorized by Ordinances 122651, 112242, and 112290, respectively, except when use of a nonstandard form has been approved by the City Attorney; and

B. No Center House concession, museum, or theatre space use agreement, whether now in existence or otherwise and whether agreed to for a term of two (2) or more days, and whether or not extended or subject to extension, shall extend past December 31, 1995.

(Ord. 115934 § 3, 1991; Ord. 115676 § 2, 1991.)

17.16.103 Basic fee or rent for concession, museum or theatre space use—Fountain level space.

The basic fee or rent for the following Center House spaces shall not be less than the amount specified below. (See Table for Section 17.16.103.)

(Ord. 115676 § 3, 1991.)

17.16.104 Basic fee or rent for concession, lease, museum or theatre space use—Court level spaces.

The basic fee or rent for the following Center House spaces shall not be less than the amount specified below. (See Table for Section 17.16.104.)

(Ord. 115676 § 4, 1991.)

17.16.105 Basic fee or rent for concession, lease, museum or theatre space use—Balcony level, wagon and kiosk spaces.

The basic fee or rent for the following Center House spaces shall not be less than the amount specified below. (See Table for Section 17.16.105.)

(Ord. 117116 § 2, 1994; Ord. 115676 § 5, 1991.)

17.16.107 Conditions for concession sales and catering opportunities in museum and theatre space arrangements.

Any museum use agreement or theatre space agreement relating to space referenced in SMC Sections 17.16.103, 17.16.104 or 17.16.105 that provides either concession sales opportunities, catering opportunities, or both, to the other contracting party shall condition the exercise of such opportunities on the payment to the City of the following minimum fees, as appropriate:

- | | |
|--|---|
| A. For the preparation, service, and sale of food and nonalcoholic beverages by or through a caterer or otherwise: | 14% of the amount paid to the caterer for such service, or if no caterer is used, 14% of the gross receipts from such activity; |
| B. For the preparation, service, and sale of alcoholic beverages by or through a caterer: | 22% of the amount paid to the caterer for such service; |

**Seattle Municipal Code
March, 1995 code update file
Text provided for historic reference only.**

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sections for complete text, graphics,
and tables and to confirm accuracy of
this source file.**

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Table for Section 17.16.103

Level	Space Number	Minimum Monthly Fee or Rent	Plus Supplementary Percent Fee Equal to	Of Aggregate Gross Receipts Over *
A. Fountain	103—104A	\$ 425.00	-0-	\$ -0-
B. Fountain	104B—105	Lesser of 8% of monthly gross receipts or \$1,588.00, plus 8% of annual gross receipts over \$238,200.00 A.		
C. Fountain	106	15% of concessionaire monthly gross receipts		
D. Fountain	107	1,001.00	8%	\$150,125.00 A
E. Fountain	108 & 110	2,055.00	8%	308,250.00 A
F. Fountain	109	250.00	8%	7,500.00 A
G. Fountain	111	240.00	8%	3,000.00
H. Fountain	112—114	1,040.00	8%	13,000.00
I. Fountain	115	480.00	8%	6,000.00
J. Fountain	116—117	852.00	8%	127,800.00 A
K. Fountain	118	72.78 with annual C.P.I. adjustment		
L. Fountain	119 & 124	543.53 with annual C.P.I. adjustment		
M. Fountain	120—123	76.93 with annual C.P.I. adjustment		
N. Fountain Level Theatre Space	25% of monthly gross receipts			

*Stated in terms of **monthly** gross receipts unless the letter “A” follows the given figure, in which case the breakpoint and the percentage calculated shall be on an **annual** gross receipts basis.

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Table for Section 17.16.104

Level	Space Number	Minimum Monthly Fee or Rent	Plus Supplementary Percent Fee Equal to	Of Aggregate Gross Receipts Over *
A.	Court 201	10% of adjusted gross receipts between \$50,000.00 and \$199,000.00; 12½% of adjusted gross receipts of \$200,000.00 and above.		
B.	Court 202	\$2,030.00	10%	\$ 20,300.00
C.	Court 203	1,120.00	10%	11,200.00
D.	Court 204	2,184.00	10%	262,080.00 A
E.	Court 205—207	3,674.00	10%	440,880.00 A
F.	Court 208—209A	1,960.00	10%	19,600.00 A
G.	Court 210	2,494.00	10%	299,200.00 A
H.	Court 211	1,904.00	10%	228,470.00 A
I.	Court 212	1,094.00	10%	131,280.00 A
J.	Court 213—214	1,900.00	10%	19,000.00
K.	Court 215	1,190.00	10%	11,900.00
L.	Court 216	1,269.00	10%	152,210.00 A
M.	Court 217	2,107.00	10%	252,840.00 A
N.	Court 218	2,148.00	10%	257,720.00 A
O.	Court 219	3,050.00	10%	366,000.00 A
P.	Court 220	3,120.00	10%	374,400.00 A
Q.	Court 221	1,500.00	8% on fast food and beverage sales and 6% on Class H food and beverage, alcoholic beverage, and cigarette sales	1,500.00

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*Stated in terms of **monthly** gross receipts unless the letter “A” follows the given figure, in which case the breakpoint and the percentage calculated shall be on an **annual** gross receipts basis.

CIVIC CENTERS

Seattle Municipal Code
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RENTAL AGREEMENTS FOR SEATTLE CENTER

Table for Section 17.16.105

Level	Space Number	Minimum Monthly Fee or Rent	Plus Supplementary Percent Fee Equal to	Of Aggregate Gross Receipts Over *
A.	Balcony 301—303	\$ 700.00	8%	\$ 8,750.00
B.	Balcony 304—305	300.00	8%	3,750.00
C.	Balcony 306—307	150.00	8%	1,875.00
D.	Balcony 308	531.00	8%	6,638.00
E.	Balcony 310	490.00	8%	6,125.00
F.	Balcony 311	400.00	8%	5,000.00
G.	Balcony 312	440.00	8%	5,500.00
H.	Balcony 313	359.00	8%	4,488.00
I.	Balcony 314	700.00	10%	7,000.00
J.	Balcony 315	380.00	10%	3,800.00
K.	Balcony 316	230.00	10%	2,300.00
L.	Balcony 317—318	930.00	8%	11,625.00
M.	Balcony 322—323	10% of gross receipts after taxes		
N.	Balcony 324	569.50	8%	82,650.00 A
O.	Balcony 325	140.00	8%	1,750.00
P.	Balcony 326	720.00	8%	9,000.00
Q.	Balcony 327	225.83	8%	33,875.00 A
R.	Popcorn Wagon Spaces	100.00	9%	109,333.00
S.	Kiosk 1	209.00	10%	25,000.00
T.	Kiosk 2	15% of gross receipts		

*Stated in terms of **monthly** gross receipts unless the letter “A” follows the given figure, in which case the breakpoint and the percentage calculated shall be on an **annual** gross receipts basis.

For current SMC, contact the Office of the City Clerk

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C. Sale of concession merchandise and services, including art work: 8% of the gross receipts of such sales.

(Ord. 115934 § 4, 1991; Ord. 115676 § 6, 1991.)

17.16.110 Center House space use agreements—Sale or transfer of interests.

The Seattle Center Director is authorized to enter into novation or similar agreements to effect the sale or transfer of the right to use and occupy any space listed in SMC Sections 17.16.103, 17.16.104 or 17.16.105 to one (1) or more third parties that satisfy the financial capability and operating standards that would be applied by Seattle Center in evaluating other potential new space users in Center House. Such novation or other agreements shall be subject to the provisions of Section 17.16.101 and Sections 17.16.103, 17.16.104 and 17.16.105, as applicable.

(Ord. 115676 § 7, 1991; Ord. 114180 § 2, 1988; Ord. 112651 § 2, 1986.)

17.16.115 General authorization to negotiate and execute short-term agreements.

In the event any of the spaces identified in Sections 17.16.103, 17.16.104 or 17.16.105 becomes vacant prior to December 31, 1995, the Seattle Center Director is authorized to negotiate and execute with one (1) or more third parties for such space, a month-to-month lease or concession agreement or a lease for a term expiring on or before December 31, 1995, under such form of agreement as shall have been approved by the City Attorney and for such consideration as shall be determined by the Seattle Center Director, in the exercise of her or his discretion, to generate the maximum revenue for the City that is reasonably obtainable, under the circumstances.

(Ord. 115934 § 5, 1991; Ord. 115676 § 8, 1991.)

17.16.120 Center House space use agreements—Amendment.

The Seattle Center Director is authorized to amend agreements for the spaces listed in Sections 17.16.103, 17.16.104 and 17.16.105, to accept the exchange and transfer to City ownership of certain designated undepreciated improvements to such spaces for the crediting of the account of the affected user thereof with the payment of up to an equivalent value or portion of the debt owed to the City by such user and to

make other modifications to any such agreement, all contingent upon the Law Department approving the form of such exchange and transfer or other modifications and determining that an increase in City obligations or decreases in City receipts as a consequence of such modifications is accompanied by appropriate consideration in the form of changed user's obligations or City responsibilities.

(Ord. 115676 § 9, 1991; Ord. 114180 § 3, 1988; Ord. 112651 § 3, 1986.)

17.16.130 Concession agreements—Reports to Council.

The Seattle Center Director shall submit a report to the City Council during the first quarter of each year, beginning in 1987, describing each instance in which the authority granted by this chapter was exercised during the preceding calendar year. Such report shall indicate the nature of the document executed, the names of the parties with which/whom the City has contracted, and the general substance of the agreement reached.

(Ord. 112651 § 4, 1986.)

17.16.140 Constitutionally protected vending.

The Director of the Seattle Center Department is authorized to charge and collect fees for vending, on property under the jurisdiction of the Seattle Center Department, of merchandise in which a political, ideological, religious or philosophical message is inextricably intertwined ("First Amendment Vending"), as follows:

First Amendment Vending—Site Permit Thirty-five Dollars (\$35.00)/month and to condition such permit on compliance with such rules as may be promulgated.

(Ord. 117270 § 2, 1994.)

**Chapter 17.19
SEATTLE CENTER PARKING AND
MONORAIL FACILITIES**

Sections:

17.19.010 Seattle Center parking charges.

17.19.040 Exchanges of parking services authorized.

17.19.050 Refund procedures to be adopted.

17.19.060 Parking charges waived or reduced.

17.19.010 Seattle Center parking charges.

A. Authorization to Establish Charges. The Seattle Center Director may establish, by rules adopted pursuant to Chapter 3.02 of the Seattle Municipal Code, regular and special charges for the use of parking facilities operated by the Seattle Center Department whether or not located within the bounds of the Seattle Center as defined by Ordinance 90160.

B. Regular Charges. The regular Seattle Center parking charges shall be not less than One Dollar (\$1.00) for the first hour of parking nor greater than Five Dollars (\$5.00) for any ten (10) hour period, and not less than Twenty Dollars (\$20.00) plus tax nor greater than Sixty Dollars (\$60.00) plus tax for monthly parking. Regular parking charges shall apply to all vehicles (including vehicles displaying disabled permits) unless the vehicle qualifies for a special parking charge pursuant to this section or rules adopted under this section. The regular charge shall be prorated commensurate with the size and number of parking space(s) required by vehicles, such as motorcycles, mopeds, buses, and other over- or under-sized vehicles. The regular monthly parking charge may be prorated when a monthly parking permit is purchased for only a portion of a month.

C. Special Parking Charges. Special parking charges may include the following:

1. For the simultaneous purchase, not for resale at a profit, of ten (10) or more monthly parking permits for a given month, a discounted charge equal to not less than seventy-five percent (75%) of the regular monthly charge;

2. For the simultaneous purchase, not for resale at a profit, of one (1) or more books of Seattle Center parking scrip or the simultaneous purchase, not for resale at a profit, of one hundred (100) or more daily parking tickets, a discounted charge equal to not less than seventy-five percent (75%) of the regular parking charge therefor;

3. For the purchase, not for resale at a profit, of a parking permit for a given month by a participant in a Seattle Center Park & Ride program, a discounted charge equal to not less than fifty percent (50%) of the regular monthly charge;

4. For the privilege of participating in the Mercer Street Garage Reserved Area Parking Program (under which a parking space in such garage is reserved for the participant on not less than three (3) dates occurring between August 1st of any year and June 30th of the next succeeding year that are specified by the participant), a charge equal to the applicable regular parking charges for parking tickets during the time periods specified by the participant plus a service charge of not less than One Dollar and Fifty Cents (\$1.50) nor more than Three Dollars (\$3.00) for each parking order;

5. For the privilege of participating in the surface parking lot Reserved Area Parking Program (under which a parking space in a designated surface lot is reserved for the participant on not less than twenty (20) Coliseum event dates occurring between August 1st of any year and June 15th of the next succeeding year that are specified by the participant), a charge equal to the applicable regular parking charges for parking tickets during the time periods specified by the participant plus a service charge of not less than One Dollar and Fifty Cents (\$1.50) nor more than Three Dollars (\$3.00) for each parking order;

6. For the privilege of moving a vehicle in and out of a Seattle Center parking facility when a daily parking ticket is purchased, a surcharge of not more than Two Dollars (\$2.00);

7.¹ To encourage carpooling during Seattle Center festivals as designated by the Director, a rate of Six Dollars (\$6.00) for any ten (10) hour period for a vehicle occupied by three (3) or more persons, of Eight Dollars (\$8.00) for a vehicle occupied by two (2) persons, and of Nine Dollars (\$9.00) for a vehicle occupied by one (1) person. During designated Seattle Center festivals, the charge for vehicles displaying valid disabled permits shall not exceed Eight Dollars (\$8.00) regardless of vehicle occupancy. Seattle Center employees on paid status during designated Seattle Center festivals will pay the lowest festival carpool rate regardless of vehicle occupancy;

8. For parking in excess of ten (10) hours up to a total of twenty-four (24) hours, a fee equal to twice the applicable regular daytime parking charge for the designated location;

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9. For the nonrefundable purchase, not for resale at a profit, of a frequent user pass produced by the client and validated by Seattle Center for parking on five (5) or more specific dates with entry prior to a specified time of day for a duration of not more than two (2) hours of parking, a discounted charge equal to not less than fifty percent (50%) of the regular daily charge;

10. For the privilege of having the Seattle Center Department honor special parking coupons, a charge per event as follows:

a. If the Seattle Center Department incurs any costs for the production of the special parking coupons or any incremental staffing costs due to their use, then the greater of (i) the regular parking charges that would apply to the parking of all vehicles for which the special parking coupons are used plus the incremental staffing costs and actual production costs incurred by the Seattle Center Department, or (ii) One Hundred Dollars (\$100.00);

b. If the Seattle Center Department incurs neither costs for the production of the special parking coupons nor incremental staffing costs due to their use, then the greater of (i) the regular parking charges that would apply to the parking of all vehicles for which the special parking coupons are used, or (ii) Fifty Dollars (\$50.00).

For purposes of this subsection, a special parking coupon is a coupon authorized in advance by the Seattle Center Director or his or her designee, containing at a minimum the limitations and conditions and instructions specified by the Director or his or her designee, that is distributed by the sponsor of an event or activity expected to require the use of parking facilities operated by the Seattle Center Department, and that is surrendered by the driver of a vehicle at a parking facility operated by the Seattle Center Department in lieu of payment at the time of parking there.

D. Permits for Parking Without Charge.

1. At the discretion of the Seattle Center Director, special parking permits may be issued, without charge, to individuals providing uncompensated service to the Seattle Center Department or to the Seattle Center Advisory Commission, to any officer or employee of The City of Seattle or other governmental entity, or to any person in order to facilitate any contractor engaged in a construction or demolition project at Seattle

Center, or to attendees of regularly scheduled veterans meetings held in the Veteran's Hall, or to enhance public safety.

E. Special Parking Charges for Short-term Premises Licensees.

1. At the discretion of the Seattle Center Director, special parking permits may be issued to short-term premises licensees for the use of Seattle Center parking facilities for a specified duration, with in-and-out privileges, at a charge of not less than Four Dollars and Fifty Cents (\$4.50) and not more than Ten Dollars (\$10.00) per day.

F. When Parking Charges Due and Payable. All parking charges imposed pursuant to this section shall be due and payable in advance or as of the commencement of the use of the subject parking area except when a short-term premises licensee has contracted to pay for parking fees as part of the Seattle Center Licensing Agreement.

G. Enforcement of Parking Charges. A parking surcharge equal to no more than one hundred percent (100%) of the applicable parking charge shall be due and payable whenever the applicable parking charge has not been paid at or before the time such parking charge became due and payable.

H. Non-public Parking Use of Parking Facilities. The Seattle Center Director or such official's designee is hereby authorized to execute on behalf of the City, licensing agreements for the use of all or a portion of a parking facility for a client's exclusive use for such times as such facility is not required for public parking or in use by contract made pursuant to a specific ordinance, at a discounted charge equal to not less than fifty percent (50%) of the regular parking charge therefor.

(Ord. 117402 § 1, 1994; Ord. 116946 § 1, 1993; Ord. 116447 §§ 1, 2, 1992; Ord. 115921 §§ 1 — 4, 1991; Ord. 115425 §§ 1, 2, 4, 1990; Ord. 115193 § 1, 1990; Ord. 113741 §§ 1 — 3, 1987; Ord. 113171 § 1, 1986.)

1. Editor's Note: The language of subsection C7 of this section is effective May 15, 1995. Prior to May 15, 1995, the text of subsection C7 shall read as follows:

"7. To encourage carpooling during major Seattle Center events and festivals, a rate of Five Dollars (\$5.00) for any ten (10) hour period for a vehicle occupied by three (3) or more persons, of Six Dollars (\$6.00) for a vehicle occupied by two (2) persons, and of Seven Dollars (\$7.00) for a vehicle occupied by one (1) person. During major Seattle Center events and festivals, vehicles with valid disabled permits or driven by Seattle Center employees on paid status will pay the lowest carpool rate regardless of vehicle occupancy."

17.19.010 CIVIC CENTERS

17.19.040 Exchanges of parking services authorized.

The Seattle Center Director, pursuant to a written agreement therefor, may exchange Seattle Center parking services for advertising space, promotional benefits to Seattle Center, or other goods and services of benefit to Seattle Center, any of which shall have a value equal to the value of the parking service made available. (Ord. 117123 § 4, 1994; Ord. 113171 § 4, 1986.)

17.19.050 Refund procedures to be adopted.

The Seattle Center Director shall establish, by rule adopted pursuant to Chapter 3.02 of the Seattle Municipal Code, procedures for providing refunds for unused parking services. (Ord. 117123 § 5, 1994; Ord. 113171 § 5, 1986.)

17.19.060 Parking charges waived or reduced.

For Seattle Center Productions, Seattle Center public programming events, Seattle Center promotions or the Seattle Center Employee Recognition Program, the Seattle Center Director or such official's designee is hereby authorized at the Director's discretion to waive or reduce the regular parking charges in accord with established department criteria. Such department criteria shall be adopted by rules promulgated pursuant to the City's Administrative Code.¹ Department criteria for allowing a waiver or reduction in fees shall include the following:

A. The anticipated benefits from the promotion or services provided to the City exceed the value of the waived fees;

B. The revenues to Seattle Center produced by increases in visitor attendance will exceed the value of the waived fees; and

C. The waiver or reduction in fees will enhance participation in Seattle Center sponsored or cosponsored events, or enhance the ability of the Center to recognize outstanding City employee performance. (Ord. 117123 § 6, 1994; Ord. 116447 § 4, 1992.)

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

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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, 1979.)

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, however, that in the event that any organization requires any service not required by the other organizations, it shall furnish such service 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

17.20.030

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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 (5) persons, each of whom shall be a member in good standing of one (1) of the organizations or associations mentioned in Section 17.20.010, not more than two (2) 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 (1) each by the Mayor, the Seattle Center Director and the City Council, and two (2) 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 (5) years, unless sooner removed, except that the five (5) members first appointed shall serve one (1), two (2), three (3), four (4) and five (5) 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.)

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**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.**

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17.28.030 CIVIC CENTERS

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 (90) days after such action or suit shall have been

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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 (90) 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 provid-

ing 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 (1) 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 (2) or more persons in any one (1) 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 (1) accident. A copy of such policy or certificate evidencing the same shall be filed in the office of the City Clerk prior to issuance of any such permit and shall provide for ten (10) days' notice to the City of any change, cancellation or lapse thereof.
(Ord. 116368 § 223, 1992: 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 17.40
BUMBERSHOOT FESTIVAL
COMMISSION**

Sections:

17.40.010 Commission established.

17.40.020 Membership.

17.40.030 Terms of office.

17.40.040 Officers.

17.40.050 Service without compensation.

17.40.060 Duties and powers.

17.40.070 Commission staff.

17.40.080 Bumbershoot Festival Account.

17.40.090 Bumbershoot Festival admission fees.

17.40.095 Definition of "disabled" for purpose of qualifying for free admission to Bumbershoot Festival.

17.40.010 Commission established.

There is hereby established a Bumbershoot Festival Commission (hereinafter the Commission) to provide overall direction and establish policies for the City's annual arts festival known as "Bumbershoot."

(Ord. 112577 § 1, 1985.)

17.40.020 Membership.

A. The Commission shall consist of the Seattle Center Director and the Executive Director of the Seattle Arts Commission or their designated representatives, each of whom shall serve ex officio, without voting power; and fifteen (15) voting members. The positions held by the nominees of the Seattle Arts Commission (Position 12) and Seattle Center Advisory Commission (Position 13) are hereby renumbered Positions 14 and 15, respectively. The initial two (2) voting members added by this ordinance shall be appointed by the Mayor to initial positions and terms as follows:

1. Position 12, for a term that expires December 31, 1989;

2. Position 13, for a term that expires December 31, 1990.

B. The Mayor shall appoint future members to Positions 1 through 13 after requesting, receiving and considering nominations from the Commission; for appointments to Position 14, the Seattle Arts Commission shall make nominations to the Mayor from its then current membership; and for appointments to Position 15, the Seattle

Center Advisory Commission shall make nominations to the Mayor from its then current membership.

C. Voting members of the Commission shall include at least four (4) working artists, each of whom shall be working in the performing, literary or visual arts. Appointments to the Commission shall also reflect Seattle's artistic and ethnic diversity.

D. All appointments shall be made subject to confirmation by a majority vote of the City Council.

(Ord. 114122 § 1, 1988; Ord. 112577 § 2, 1985.)

17.40.030 Terms of office.

A. The term of a member of the Commission shall be three (3) years and until his or her successor has been appointed and qualified. A vacancy shall be filled for the unexpired term.

B. The terms shall be staggered so that five (5) positions expire December 31, 1991; five (5) positions (including Position 14) expire December 31, 1992, and five (5) positions (including Position 15) expire December 31, 1993. The Mayor shall assign expiration dates to the several numbered positions in such a manner that all incumbent members may complete their existing terms.

C. A Commission member shall not be appointed to more than two (2) successive three (3) year terms.

(Ord. 115858 § 1, 1991; Ord. 112577 § 3, 1985.)

17.40.040 Officers.

The Commission shall elect from its voting membership a presiding officer and such other officers as it shall deem necessary. The presiding officer shall not vote except in case of a tie.

(Ord. 112577 § 4, 1985.)

17.40.050 Service without compensation.

Commission members shall serve without compensation for their service as members; provided, that this limitation shall not prevent any member from receiving compensation from the City for services rendered to the City other than service as a Commission member.

(Ord. 112577 § 5, 1985.)

17.40.060 Duties and powers.

The Commission shall have the following duties and powers:

A. To hold regular public meetings and keep a written record of its proceedings;

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B. To review annually the financial needs and revenue projections of Bumbershoot and submit a proposed budget of revenues and expenses therefor, including the contract budget of the festival producer; to authorize expenditures in accordance with the annual budget adopted by the City; and to accept on behalf of the City all Bumbershoot-related revenues;

C. To sponsor and produce Bumbershoot in cooperation with the Seattle Center Department, the Seattle Arts Commission and other public and private entities;

D. To encourage and accept donations and grants in support of Bumbershoot;

E. To select, subject to the approval of the City Council, a festival producer through an open competitive process. A contract with a festival producer may be for three (3) years;

F. To submit, annually, to the Mayor and City Council, preliminary and final reports regarding the success of each Bumbershoot Festival, after consulting the Director of the Seattle Center Department, the Seattle Arts Commission and the Festival producer;

G. To advise and assist the Mayor and City Council in all matters relating to Bumbershoot; and

H. To pay all taxes and to manage all contracts and administrative aspects of the Festival in accordance with municipal and state laws and regulations.

(Ord. 115858 § 2, 1991; Ord. 112577 § 6, 1985.)

17.40.070 Commission staff.

A. There is hereby created for the Commission one (1) permanent, part-time position of Bumbershoot Festival Commission Coordinator, who shall be appointed by a majority vote of the Commission and report to the Bumbershoot Festival Commission's presiding officer. Compensation shall be at the salary rate provided for like positions in the Salary Range 33.0A in the Salary Ordinance.¹ This position is exempt from compliance with the Personnel Ordinance² and the rules of the Personnel Department regarding examination and selection, discipline and termination and appeals.

B. The Coordinator shall:

1. Oversee the Commission's records and preserve all reports made to the Commission;

2. Support and encourage the Commission in its efforts to assess and interpret the

Festival's needs and oversee the needs and relationships of all City departments in connection with the Festival;

3. Oversee the development of rules and regulations for approval by the Commission not inconsistent with the City Charter³ and provisions of the ordinance codified in this chapter and other City ordinances for the management and control of Bumbershoot;

4. Supervise the preparation of the annual Festival report based on the Commission-approved Festival reports from the producer and the Seattle Center;

5. Supervise the preparation of the annual Festival budget, subject to the review and approval of the Commission and the City's legislative authority;

6. Advise and arrange for such compensation and reimbursement of expenses as may be authorized by the Commission;

7. Oversee the process for the selection of the Bumbershoot producer; and

8. Perform such other duties as the Commission prescribes.

(Ord. 112577 § 7, 1985.)

1.Editor's Note: The Salary Ordinance is codified at Chapter 4.20 of this Code.

2.Editor's Note: The Personnel Ordinance is codified at Chapter 4.04 of this Code.

3.Editor's Note: The City Charter is codified at the front of this Code.

17.40.080 Bumbershoot Festival Account.

A. There is hereby created in the General Fund a Bumbershoot Festival Account into which shall be paid all revenues from the annual Bumbershoot Festival and from which shall be paid all of the operating expenses for such Festival.

B. Bumbershoot revenue shall include, but not necessarily be limited to, all revenue due to The City of Seattle from the sale of admission tickets to the annual Festival; from the imposition of fees on the receipts of temporary food carts located at Seattle Center for Festival purposes; from the direct sale of or from the imposition of

fees on the receipts of sales of craft items and posters, T-shirts, programs, and other souvenir items during the Festival; from any additional funds received in the form of any grants, contributions, or business support for the Festival, less any finder's fee deducted therefrom pursuant to contract authorized by the City's legislative authority; and from any other source related to the Festival. Funds received as compensation for promotional or other services performed by the Festival producer on behalf of the Festival pursuant to a contract with a sponsoring business or other entity shall become Bumbershoot revenue at the time the terms of such contract will have been performed to the satisfaction of the contracting parties.

C. Bumbershoot expenses shall include, but not necessarily be limited to, all contractual obligations entered into by the Commission for the production and promotion of the Festival, all taxes associated with the Festival, the salary and associated fringe benefits for the Commission's staff, the marginal direct labor expenses, including associated fringe benefits, incurred by the Seattle Center in support of the Festival, and other expenses authorized in the Commission's annual budget or amendments thereto. The balance remaining in the Bumbershoot Festival Account at the end of each calendar year shall be reserved and carried forward in such account for the next calendar year.

D. The Commission and the City Auditor shall cause an annual audit of the Bumbershoot Festival Account to be undertaken in accordance with generally accepted auditing standards. This audit and the annual Festival report shall be submitted to the Mayor and City Council no later than the end of the first quarter of each calendar year.

(Ord. 116368 § 224, 1992; Ord. 112577 § 8, 1985.)

17.40.090 Bumbershoot Festival admission fees.

The Bumbershoot Festival Commission is hereby authorized to charge and collect a fee for admission to the 1994, and succeeding Bumbershoot Festivals, in the following respective amounts:

A. For any nondisabled person thirteen (13) through sixty-four (64) years of age whose ticket for admission on the Saturday, Sunday, or Mon-

day of Labor Day weekend is purchased at a Festival entry gate: Nine Dollars (\$9.00);

B. For any nondisabled person thirteen (13) through sixty-four (64) years of age whose ticket for admission on the Saturday, Sunday, or Monday of Labor Day weekend is purchased at a location other than a Festival entry gate: Eight Dollars (\$8.00);

C. For any nondisabled person four (4) through twelve (12) years of age, or any nondisabled person sixty-five (65) years of age or older, whose ticket for admission on the Saturday, Sunday, or Monday of Labor Day weekend is purchased at a Festival entry gate: One Dollar (\$1.00);

D. For any nondisabled person four (4) through twelve (12) years of age, or any nondisabled person sixty-five (65) years of age or older, whose ticket for admission on the Saturday, Sunday, or Monday of Labor Day weekend is purchased at a location other than a Festival entry gate: One Dollar (\$1.00);

E. For admission on the Saturday, Sunday, or Monday of Labor Day weekend by any person three (3) years of age or younger, or any person who is "disabled," as defined in Section 17.40.095: No charge;

F. For admission to any musical entertainment presented in the Seattle School District Memorial Stadium on the Friday evening of Labor Day weekend as a part of the Bumbershoot Festival: A sum fixed by the Bumbershoot Festival Commission, in the exercise of its discretion, which sum shall be not less than Twelve Dollars (\$12.00) nor more than Eighteen Dollars (\$18.00) per ticket;

G. Tickets purchased at any location other than a Festival entry gate or the Westlake Center ticket outlet of Ticketmaster or its successors and assigns may be subject to a service charge by the ticket seller in an amount up to One Dollar (\$1.00) per ticket.

(Ord. 117089 § 1, 1994; Ord. 116449 § 1, 1992; Ord. 115759 § 1, 1991.)

17.40.095 Definition of "disabled" for purpose of qualifying for free admission to Bumbershoot Festival.

A person shall be considered to be "disabled" and eligible for free admission to the annual Bumbershoot Festival if such person presents, in lieu of an admission ticket, any of the following:

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A. A copy of such person's award letter documenting that such person is currently eligible for Social Security Disability Benefits or Supplemental Security Income Benefits due to a disability;

B. Certification from the Veterans Administration that such person is at a forty percent (40%) or greater disability level;

C. Certification by a physician licensed by the State of Washington that such person meets one (1) or more of the medical criteria listed in Appendix A¹; or

D. For those persons sixty-four (64) years of age or younger, a valid Medicare card issued by the Social Security Administration.
(Ord. 115759 § 2, 1991.)

¹Editor's Note: Appendix A is on file with Ordinance 115759 in the office of the City Clerk.