

*Law Department*

COUNCIL BILL No. 104063

The City of

AN ORDINANCE relating to floating home moorages, extending the period of the moratorium imposed by Ordinance 111309.

Honorable President:

Your Committee on 12-13-83

to which was referred the within Co report that we have considered the s

Pass as amend

COMPTROLLER FILE No. \_\_\_\_\_

Introduced: <u>Dec. 12, 1983</u>	By: <u>Kraabel</u>
Referred: <u>Dec. 12, 1983</u>	To: <u>Land Use</u>
Referred:	To:
Referred:	To:
Reported: <u>DEC 19 1983</u>	Second Reading: <u>DEC 19 1983</u>
Third Reading: <u>DEC 19 1983</u>	Signed: <u>DEC 19 1983</u>
Presented to Mayor: <u>DEC 20 1983</u>	Approved:
Returned to City Clerk:	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained: <u>OK</u>

Department

# The City of Seattle--Legislative Department

Date Reported  
and Adopted

## REPORT OF COMMITTEE

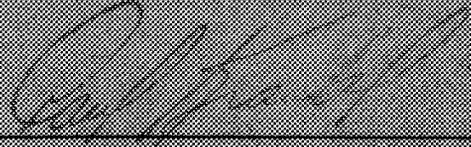
President:

Committee on 12-13-83 Land Use

was referred the within Council Bill No. 104063

that we have considered the same and respectfully recommend that the same:

be as amended.



Committee Chair

ORDINANCE 111507

AN ORDINANCE relating to floating home moorages, extending the period of the moratorium imposed by Ordinance 111309.

WHEREAS, The City is threatened with the impending eviction of thirty-seven or more floating homes; and

WHEREAS, The City, will be responsible for the evicted floating homes, but has no impoundment facility or other place to store or otherwise accomodate even one evicted floating home; and

WHEREAS, the floating homes, if evicted, are likely to be left in the waterway where they will become a public nuisance and a hazard to navigation; and

WHEREAS, evicted floating home owners will be required to destroy their homes and thereby suffer severe economic losses; and

WHEREAS, the threatened evictions may result in violent confrontations between moorage owners and floating home owners; and

WHEREAS, the large number of impending evictions indicate that there is substantial dissatisfaction among floating home moorage owners with existing floating home regulations and that those regulations need to be reexamined; and

WHEREAS, it is impossible to adequately assess the concerns of the affected parties and enact appropriate legislation before the time period of the existing moratorium imposed by Ordinance 111309 will expire; Now, Therefore

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. No one shall evict or attempt to evict any floating home in The City of Seattle from its moorage from the effective date of this ordinance, through midnight, February 27, 1984. An attempted eviction shall include: 1) Any demand to any floating home owner, whether oral or written, to vacate the moorage space currently occupied by the floating home owner's floating home; or 2) The filing of any eviction action to secure the removal of a floating home; or 3) any other action

1 of any kind, the effect of which would be to force or coerce a  
2 floating home owner to vacate a floating home moorage.

3 Section 2. The eviction prohibitions contained in this  
4 Ordinance shall not apply to the eviction or attempted evic-  
5 tion of a floating home for any of the reasons set forth in  
6 Subsections 1, 2, 3 and 4 of Section 3 of Ordinance No. 109280  
7 (Section 7.20.030(A) (B) (C) and (D) of the Seattle Municipal  
8 Code).

9 Section 3. Violation of any provision of this ordinance  
10 constitutes a violation subject to the provisions of Chapter  
11 12A.01 and Chapter 12A.02 of the Seattle Criminal Code  
12 (Ordinance 102843), and any person convicted thereof may be  
13 punished by a civil fine or forfeiture not to exceed Five  
14 Hundred Dollars (\$500.00).  
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(To be used for all Ordinances except Emergency.)

Section 4... This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 19<sup>th</sup> day of December, 1983, and signed by me in open session in authentication of its passage this 19<sup>th</sup> day of December, 1983.

*Charles Perry*  
President of the City Council.

Approved by me this 23<sup>rd</sup> day of December, 1983.

*Charles Perry*  
Mayor.

Filed by me this 23<sup>rd</sup> day of December, 1983.

*Jim Hill*  
Attest: City Comptroller and City Clerk.

(SEAL)

Published.....

By *Theresa Dunbar*  
Deputy Clerk.

JEF:jrs  
12/12/83

ORDINANCE \_\_\_\_\_

AN ORDINANCE relating to floating home moorages, extending the period of the moratorium imposed by Ordinance 111309.

WHEREAS, The City is threatened with the impending eviction of thirty-seven or more floating homes; and

WHEREAS, The City, will be responsible for the evicted floating homes, but has no impoundment facility or other place to store or otherwise accomodate even one evicted floating home; and

WHEREAS, the floating homes, if evicted, are likely to be left in the waterway where they will become a public nuisance and a hazard to navigation; and

WHEREAS, evicted floating home owners will be required to destroy their homes and thereby suffer severe economic losses; and

WHEREAS, the threatened evictions may result in violent confrontations between moorage owners and floating home owners; and

WHEREAS, the large number of impending evictions indicate that there is substantial dissatisfaction among floating home moorage owners with existing floating home regulations and that those regulations need to be reexamined; and

WHEREAS, it is impossible to adequately assess the concerns of the affected parties and enact appropriate legislation before the time period of the existing moratorium imposed by Ordinance 111309 will expire; Now, Therefore

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. No one shall evict or attempt to evict any floating home in The City of Seattle from its moorage for a period of 30 days from the effective date of this ordinance.

An attempted eviction shall include: 1) Any demand to any floating home owner, whether oral or written, to vacate the moorage space currently occupied by the floating home owner's floating home; or 2) The filing of any eviction action to secure the removal of a floating home; or 3) any other action

C-490

# Affidavit of Publication

## STATE OF WASHINGTON KING COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a .....

Ordinance No. 111507

was published on December 29, 1983

*B. Blair*  
Subscribed and sworn to before me on  
December 29, 1983

*Richard C. ...*  
Notary Public for the State of Washington,  
residing in Seattle.

ORDINANCE 111309

AN ORDINANCE relating to floating home moorages, extending the period of the moratorium imposed by Ordinance 111309.

WHEREAS, The City is threatened with the impending eviction of thirty-seven or more floating homes; and

WHEREAS, The City will be responsible for the evicted floating homes, but has no impoundment facility or other place to store or otherwise accommodate even one evicted floating home; and

WHEREAS, the floating homes, if evicted, are likely to be left in the waterway where they will become a public nuisance and a hazard to navigation; and

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BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

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Section 2. The eviction prohibitions contained in this Ordinance shall not apply to the eviction or attempted eviction of a floating home for any of the reasons set forth in Subsections 1, 2, 3 and 4 of Section 3 of Ordinance No. 109288 (Section 7.28.030(A)(B)(C) and (D) of the Seattle Municipal Code).

Section 3. Violation of any provision of this ordinance constitutes a violation subject to the provisions of Chapter 12A.01 and Chapter 12A.02 of the Seattle Criminal Code (Ordinance 102843), and any person convicted thereof may be punished by a civil fine or forfeiture not to exceed Five Hundred Dollars (\$500.00).

Section 4. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council this 19<sup>th</sup> day of December, 1983, and signed by me in open session in authentication of its passage this 19<sup>th</sup> day of December, 1983.

President of the City Council

Approved by me this 23<sup>rd</sup> day of December, 1983.

Charles Perry Mayor

Filed by me this 23<sup>rd</sup> day of December, 1983.

Tim Hill City Comptroller and City Clerk

(SEAL)

By Teresa Dunbar Deputy Clerk

Publication ordered by TIM HILL, Comptroller and City Clerk. Date of official publication in Daily Journal of Commerce, Seattle, December 28, 1983. (C-496)