

221 ORDINANCE No. 113144

221 COUNCIL BILL No. 105830

AN ORDINANCE relating to housing discrimination; amending Seattle Municipal Code (SMC) Chapter 14.08 (Open Housing Ordinance 104839, as last amended by Ordinance 112903) to conform to similar provisions of SMC Chapter 14.04 (Fair Employment Practices Ordinance 109211, as last amended by Ordinance 112903) and amending SMC Sections 14.08.010, 14.08.020 and 14.08.120

REC'D 10 13 1986

The City of

Honorable President:

Your Committee on _____

to which was referred the within Council Bill report that we have considered the

COMPTROLLER FILE No. _____

Introduced: OCT 6 1986	By: WILLIAMS
Referred: OCT 6 1986	To: PPG
Referred:	To:
Referred:	To:
Reported: OCT 13 1986	Second Reading: OCT 13 1986
Third Reading: OCT 13 1986	Signed: OCT 13 1986
Presented to Mayor: OCT 14 1986	Approved: OCT 22 1986
Returned to City Clerk: OCT 22 1986	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

President:

Committee on

Parks & Public Grounds

was referred the within Council Bill No.

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

Do Pass

Vote 8-0

Justin Dillman

Committee Chair

ORDINANCE 113144

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2
3 AN ORDINANCE relating to housing discrimination; amending
4 Seattle Municipal Code (SMC) Chapter 14.08 (Open Housing
5 Ordinance 104839, as last amended by Ordinance 112903) to
6 conform to similar provisions of SMC Chapter 14.04 (Fair
7 Employment Practices Ordinance 109211, as last amended by
8 Ordinance 112903) and amending SMC Sections 14.08.010,
9 14.08.020 and 14.08.120.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

7
8 Section 1. Section 14.08.010 of the Seattle Municipal
9 Code (Ordinance 104839 § 9, as last amended by Ordinance
10 112903 § 9) is further amended as follows:

11 14.08.010 Short Title and Purposes.

12 A. This chapter shall be known as and may be cited as
13 the "Open Housing Ordinance." The general purposes of this
14 chapter are to promote the availability and accessibility of
15 housing and real property to all persons; to ~~((protect))~~ pro-
16 hibit discriminatory practices in real property transactions,
17 whether direct or indirect, which inexcusably and unjustifi-
18 ably deny those persons equal rights and opportunities in
19 acquiring or disposing of real property; and to provide enfor-
20 cement mechanisms for the accomplishment of such purposes; and
21 to these ends the provisions of this chapter shall be liberally
22 construed. The role of the Human Rights Department is to
23 enforce the provisions of this chapter in furtherance of this
24 policy.

25 B. This chapter shall not be construed to ~~((establish))~~
26 endorse ~~((or promote))~~ specific beliefs, practices or life-
27 styles.

28 C. Nothing in this chapter shall be deemed to deny any
person the right to institute any action or to pursue any
civil or criminal remedy for the violation of such person's
civil rights.

1 D. To avoid duplication of efforts or otherwise conserve
2 agency resources, the Director may suspend or close a case for
3 any reason consistent with this chapter, including the reason
4 that the case is being actively pursued in another forum.

5 E. Remedies under this chapter should include such
6 relief authorized by law as may be appropriate and reasonable
7 to make the aggrieved person whole and eliminate the unfair
8 practice.

9 F. Remedies under this chapter should include such
10 relief authorized by law as may be appropriate and reasonable
11 to make the aggrieved person whole and eliminate the unfair
12 practice.

13 G. Nothing contained in this chapter is intended to be
14 nor shall be construed to create or form the basis for any
15 liability on the part of the City, or its officers, employees
16 or agents, for any injury or damage resulting from or by
17 reason of any act or omission in connection with the imple-
18 mentation or enforcement of this chapter on the part of the
19 City by its officers, employees or agents.

20 Section 2. Subsection E of Section 14.08.020 of the
21 Seattle Municipal Code (Ordinance 104839 § 2, as last amended
22 by Ordinance 112903 § 10) is further amended as follows:

23 E. "Discriminate" means any conduct, whether by single
24 act or as part of a practice, the effect of which is to adver-
25 sely affect or differentiate between or among individuals or
26 groups of individuals, because of race, color, religion,
27 ancestry, national origin, age, sex, marital status, parental
28 status, sexual orientation ((or)), political ideology or the
presence of any sensory, mental or physical handicap or the
use of a trained guide dog by a blind or deaf person.

1 Section 3. Section 14.08.120 of the Seattle Municipal
2 Code (Ordinance 104839 § 4(c), as last amended by Ordinance
3 112903 § 16) is further amended as follows:

4 14.08.120 Charge - Amendments.

5 The charging party may amend a charge to cure technical
6 defects or omissions; or to clarify and amplify allegations
7 made therein; or to add allegations related to or arising out
8 of the subject matter set forth, or attempted to be set forth
9 in the original charge. For jurisdictional purposes, such
10 amendments shall relate back to the date the original charge
11 was first filed. The charging party may also amend a charge
12 to include allegations of additional unrelated discriminatory
13 acts and/or retaliation which arose after filing of the
14 original charge. The amendment must be filed within six
15 months after the occurrence of the additional discriminatory
16 act or retaliation and prior to the Department's issuance of
17 findings of fact and a determination with respect to the
18 original charge. Such amendments may be made at any time
19 during the investigation of the original charge so long as the
20 Director will have adequate time to investigate such additional
21 allegations and the parties will have adequate time to
22 present the Director with evidence concerning such allegations
23 before the issuance of findings of fact and a determination.
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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 13th day of October, 1986, and signed by me in open session in authentication of its passage this 13th day of October, 1986.

Approved by me this 22nd day of October, 1986. Charles P. Ryan Mayor.

Filed by me this 22nd day of October, 1986.

Attest: Norward J. Brooks City Comptroller and City Clerk.

(SEAL)

Published

By: Margaret Costa Deputy Clerk.

PUBLISH DO NOT PUBLISH

CITY ATTORNEY



Seattle City Council

Memorandum

Date: October 1, 1986

To: Clerk's Office

From: Tom Rasmussen

Subject: Housing Discrimination Council Bill

Please prepare the attached legislation for introduction to the Parks and Public Grounds Committee. Jeanette Williams is sponsoring the legislation. Thank you.

C-561-X

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. 113144

was published on October 27, 1986

V. Rain

Subscribed and sworn to before me on

October 27, 1986

Robert C. Jones

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

City of Seattle

ORDINANCE 11384

AN ORDINANCE relating to housing discrimination; amending Section 14.08 of the Seattle Municipal Code (SMC) Chapter 14.08 (Open Housing Ordinance 104839, as last amended by Ordinance 112903) to conform to similar provisions of SMC Chapter 14.04 (Fair Employment Practices Ordinance 109211, as last amended by Ordinance 112903) and amending SMC Sections 14.08.010, 14.08.020 and 14.08.120.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 14.08.010 of the Seattle Municipal Code (Ordinance 104839 § 9, as last amended by Ordinance 112903 § 9) is further amended as follows:

14.08.010 Short Title and Purposes.

A. This chapter shall be known as and may be cited as the "Open Housing Ordinance." The general purposes of this chapter are to promote the availability and accessibility of housing and real property to all persons; to ~~(protect)~~ prohibit discriminatory practices in real property transactions, whether direct or indirect, which inexcusably and unjustifiably deny those persons equal rights and opportunities in acquiring or disposing of real property; and to provide enforcement mechanisms for the accomplishment of such purposes; and to these ends the provisions of this chapter shall be liberally construed. The role of the Human Rights Department is to enforce the provisions of this chapter in furtherance of this policy.

B. This chapter shall not be construed to ~~(establish)~~ endorse ~~(or promote)~~ specific beliefs, practices or lifestyles.

C. Nothing in this chapter shall be deemed to deny any person the right to institute any action or to pursue any civil or criminal remedy for the violation of such person's civil rights.

D. To avoid duplication of efforts or otherwise conserve agency resources, the Director may suspend or close a case for any reason consistent with this chapter, including the reason that the case is being actively pursued in another forum.

E. Remedies under this chapter should include such relief authorized by law as may be appropriate and reasonable to make the aggrieved person whole and eliminate the unfair practice.

F. Remedies under this chapter should include such relief authorized by law as may be appropriate and reasonable to make the aggrieved person whole and eliminate the unfair practice.

G. Nothing contained in this chapter 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 or by reason of any act or omission in connection with the implementation or enforcement of this chapter on the part of the

City by its officers, employees or agents.

Section 2. Subsection 2 of Section 14.08.020 of the Seattle Municipal Code (Ordinance 104839 § 2, as last amended by Ordinance 112903 § 10) is further amended as follows:

E. "Discriminate" means any conduct, whether by single act or as part of a practice, the effect of which is to adversely affect or differentiate between or among individuals or groups of individuals, because of race, color, religion, ancestry, national origin, age, sex, marital status, parental status, sexual orientation ~~(or)~~, political ideology or the presence of any sensory, mental or physical handicap or the use of a trained guide dog by a blind or deaf person.

Section 3. Section 14.08.120 of the Seattle Municipal Code (Ordinance 104839 § 4(c), as last amended by Ordinance 112903 § 16) is further amended as follows:

14.08.120 Charge - Amendments.

The charging party may amend a charge to cure technical defects or omissions; or to clarify and amplify allegations made therein; or to add allegations related to or arising out of the subject matter set forth, or attempted to be set forth in the original charge. For jurisdictional purposes, such amendments shall relate back to the date the original charge was first filed. The charging party may also amend a charge to include allegations of additional unrelated discriminatory acts and/or retaliation which arose after filing of the original charge. The amendment must be filed within six months after the occurrence of the additional discriminatory act or retaliation and prior to the Department's issuance of findings of fact and a determination with respect to the original charge. Such amendments may be made at any time during the investigation of the original charge so long as the Director will have adequate time to investigate such additional allegations and the parties will have adequate time to present the Director with evidence concerning such allegations before the issuance of findings of fact and a determination.

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 13th day of October, 1986, and signed by me in open session in authentication of its passage this 13th day of October, 1986.

SAM SMITH,
President of the City Council.

Approved by me this 22nd day of October, 1986.

CHARLES ROYER,
Mayor.

Filed by me this 22nd day of October, 1986.

Attest: NORWARD J. BROOKS,
City Comptroller and City Clerk.

(Seal) By MARGARET CARROLL,
Deputy Clerk.

Publication ordered by NORWARD J. BROOKS, Comptroller and City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, October 27, 1986. (C 561-3)