

ORDINANCE No. 113428

COUNCIL BILL No. 106099

AN ORDINANCE relating to historic preservation, imposing controls upon the Fireboat Duwamish, a Landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code (Ordinance 106348).

The City of Seattle--Legislative Department

REPORT OF COMMITTEE

Date Reported
and Adopted

Honorable President:

Your Committee on Land Use

to which was referred the within Council Bill No. 106099
report that we have considered the same and respectfully recommend that the same:

Pass

5/1/87

Vote 7-0

REC'D ONE MAY 12 1987

COMPTROLLER FILE No.

Introduced: <u>April 13, 1987</u>	By: <u>J. Street</u>
Referred: <u>April 13, 1987</u>	To: <u>LAND USE</u>
Referred:	To:
Referred:	To:
Reported: <u>MAY 11 1987</u>	Second Reading: <u>MAY 11 1987</u>
Third Reading: <u>MAY 11 1987</u>	Signed: <u>MAY 11 1987</u>
Presented to Mayor: <u>MAY 12 1987</u>	Approved: <u>MAY 18 1987</u>
Returned to City Clerk: <u>MAY 18 1987</u>	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

Committee Chair

#45

CB 106099

ORDINANCE 113428

1
2 AN ORDINANCE relating to historic preservation, imposing
3 controls upon the Fireboat Duwamish, a Landmark
4 designated by the Landmarks Preservation Board under
Chapter 25.12 of the Seattle Municipal Code (Ordinance
106348).

5 WHEREAS, the Landmarks Ordinance, Chapter 25.12 of the
6 Seattle Municipal Code (SMC), establishes a procedure
7 for the designation and preservation of structures and
areas having historical, cultural, architectural, engi-
neering or geographical importance; and

8 WHEREAS, the Landmarks Preservation Board after a public
9 hearing on August 20, 1986, voted to approve the nomina-
tion of the Fireboat Duwamish at the Hiram Chittenden
Locks in Seattle as a Landmark under SMC Chapter 25.12;
and

10 WHEREAS, after a public hearing on October 8, 1986, the
11 Board voted to approve the designation of the Fireboat
Duwamish as a Landmark under SMC Chapter 25.12; and

12 WHEREAS, on December 17, 1986, the Board and the owners of
13 the designated property agreed to controls and
incentives; and

14 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

15 Section 1. That the designation by the Landmarks Pre-
16 servation Board of the Fireboat Duwamish at the Hiram Chit-
17 tenden Locks in Seattle as a Landmark is based upon satis-
faction of the following criteria of SMC Section 25.12.350:

- 18 1) It is the location of, or is associated in a signi-
19 ficant way with, a historic event with a signifi-
20 cant effect upon the community, city, state or
21 nation; and
- 22 2) It is associated in a significant way with a signi-
23 ficant aspect of the cultural, political, or econo-
24 mic heritage of the community, city, state or
25 nation; and
- 26 3) It embodies the distinctive visible characteristics
of an architectural style or period, or of a method
of construction; and
- 27 4) Because of its prominence of spatial location,
28 contrasts of siting, age, or scale, it is an easily
identifiable visual feature of its neighborhood or
the city and contributes to the distinctive quality
or identity of such neighborhood or the city;

is hereby acknowledged.

1 Section 2. The following controls upon alteration of
2 the Landmark are hereby imposed:

3 A Certificate of Approval must be obtained or the
4 time for denying a Certificate of Approval must have
5 expired before the owner may make alterations to the
6 exterior and interior of the vessel.

7 In-kind maintenance and repairs are excluded from
8 the Certificate of Approval requirement including the
9 removal of all underwater appendages associated with a
10 through-hull penetration, i.e., propellers, rudders,
11 etc.; permanently sealing all through-hull penetrations
12 below the main deck with the exception of existing
13 glassed-in port holes and bilge water overboard
14 discharges; upgrading and/or replacing existing bilge
15 pumping equipment to insure reliable, uninterrupted con-
16 tinuation of this vital function; and the installation
17 of heating and ventilation equipment in the below deck
18 and pilot house areas. Such equipment will be located
19 in a manner that will have minimal impact on the boat's
20 appearance.

21 Section 3. The following incentives are hereby noted as
22 potentially available to the owner although the listing
23 shall not be construed as inclusive:

24 1) SMC Section 24.74.020 entitled Special Excep-
25 tions, and SMC Sections 23.44.26 and 23.45.124, Admin-
26 istrative Conditional Uses, authorize, under certain
27 circumstances, uses in a designated Landmark that are
28 not otherwise permitted in the zone the Landmark is
located.

2) Building and Energy Code exceptions on an
application basis.

3) The benefits available to Seattle Landmarks
pursuant to RCW Chapter 84.26, Special Valuation of
Historic Property.

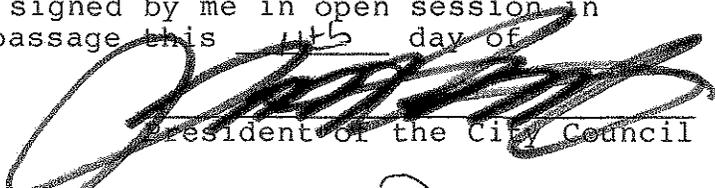
Section 4. Enforcement of this Ordinance and penalties
for its violation shall be as provided in Section 25.12.910
of the Seattle Municipal Code.

Section 5. The City Clerk is hereby directed to record
this Ordinance with the King County Director of Records and
Elections, deliver two copies to the City Historic Preser-
vation Officer, 400 Yesler Building, and deliver one copy to
the Director of the Department of Construction and Land Use.

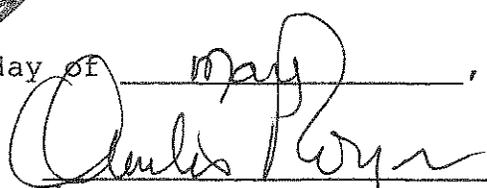
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Section 6.

PASSED by the City Council the 11th day of May, 1987, and signed by me in open session in authentication of its passage this 11th day of May, 1987.


President of the City Council

Approved by me this 18th day of May, 1987

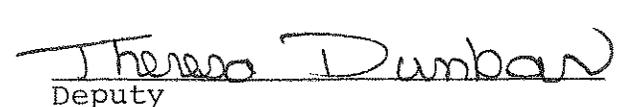

Mayor

Filed by me this 18th day of May, 1987

ATTEST:


City Comptroller and City Clerk

BY:


Deputy

(SEAL)

Published _____

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City of Seattle

ORDINANCE 113428

AN ORDINANCE relating to historic preservation, imposing controls upon the Fireboat Duwamish, a Landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code (Ordinance 106348).

WHEREAS, the Landmarks Ordinance, Chapter 25.12 of the Seattle Municipal Code (SMC), establishes a procedure for the designation and preservation of structures and areas having historical, cultural, architectural, engineering or geographical importance; and

WHEREAS, the Landmarks Preservation Board after a public hearing on August 20, 1986, voted to approve the nomination of the Fireboat Duwamish at the Hiram Chittenden Locks in Seattle as a Landmark under SMC Chapter 25.12; and

WHEREAS, after a public hearing on October 8, 1986, the Board voted to approve the designation of the Fireboat Duwamish as a Landmark under SMC Chapter 25.12; and

WHEREAS, on December 17, 1986, the Board and the owners of the designated property agreed to controls and incentives; and

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That the designation by the Landmarks Preservation Board of the Fireboat Duwamish at the Hiram Chittenden Locks in Seattle as a Landmark is based upon satisfaction of the following criteria of SMC Section 25.12.350:

- 1) It is the location of, or is associated in a significant way with, a historic event with a significant effect upon the community, city, state or nation; and
- 2) It is associated in a significant way with a significant aspect of the cultural, political, or economic heritage of the community, city, state or nation; and
- 3) It embodies the distinctive visible characteristics of an architectural style or period, or of a method of construction; and
- 4) Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the city and contributes to the distinctive quality or identity of such neighborhood or the city;

is hereby acknowledged.

Section 2. The following controls upon alteration of the Landmark are hereby imposed:

A Certificate of Approval must be obtained or the time for denying a Certificate of Approval must have expired before the owner may make alterations to the exterior and interior of the vessel.

In-kind maintenance and repairs are excluded from the Certificate of Approval requirement including the removal of all underwater appendages associated with a through-hull penetration, i.e., propellers, rudders, etc.; permanently sealing all through-hull penetrations below the main deck with the exception of existing glassed-in port holes and bilge water overboard discharges; upgrading and/or replacing existing bilge pumping equipment to insure reliable, uninterrupted continuation of this vital function; and the installation of heating and ventilation equipment in the below deck and pilot house areas. Such equipment will be located in a manner that will have minimal impact on the boat's appearance.

Section 3. The following incentives are hereby noted as potentially available to the owner although the listing shall not be construed as inclusive:

1) SMC Section 24.74.020 entitled Special Exceptions, and SMC Sections 23.44.26 and 23.45.124, Administrative Conditional Uses, authorize, under certain circumstances, uses in a designated Landmark that are not otherwise permitted in the zone the Landmark is located.

2) Building and Energy Code exceptions on an application basis.

3) The benefits available to Seattle Landmarks pursuant to RCW Chapter 84.26, Special Valuation of Historic Property.

Section 4. Enforcement of this Ordinance and penalties for its violation shall be as provided in Section 25.12.910 of the Seattle Municipal Code.

Section 5. The City Clerk is hereby directed to record this Ordinance with the King County Director of Records and Elections, deliver two copies to the City Historic Preservation Officer, 400 Yesler Building, and deliver one copy to the Director of the Department of Construction and Land Use.

Section 6. Passed by the City Council the 11th day of May, 1987, and signed by me in open session in authentication of its passage this 11th day of May, 1987.

SAM SMITH,
President of the City Council.

Approved by me this 18th day of May, 1987.

CHARLES ROYER,
Mayor.

Filed by me this 18th day of May, 1987.

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

(Seal) By THERESA DUNBAR,
Deputy Clerk.

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

Date of official publication in Daily Journal of Commerce, Seattle, May 22, 1987.

(C-856-X)

RECEIVED THIS DAY

#45

CB 106099

MAY 29 3 23 PM '87

BY THE DIVISION OF
RECORDS & COMMUNICATIONS
KING COUNTY

ORDINANCE 113428

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- 3) It embodies the distinctive visible characteristics of an architectural style or period, or of a method of construction; and
- 4) Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the city and contributes to the distinctive quality or identity of such neighborhood or the city;

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[Handwritten Signature]
President of the City Council

Approved by me this 18th day of May, 1987

[Handwritten Signature]
Mayor

Filed by me this 18th day of May, 1987

ATTEST:

[Handwritten Signature]
City Comptroller and City Clerk

BY:

[Handwritten Signature]
Deputy

SEAL)

Published _____

&CS
3.16

STATE OF WASHINGTON)
COUNTY OF KING) SS
CITY OF SEATTLE)

I, NORWARD J. BROOKS, Comptroller and City Clerk of the City of Seattle, do hereby certify that the within and last foregoing is a true and correct copy of the original instrument as the same appears on file, or recorded in this department.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of The City of Seattle, this MAY 18 1987

NORWARD J. BROOKS
Comptroller and City Clerk

By: *[Handwritten Signature]*
Deputy Clerk

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Return To:

NORWARD J. BROOKS CITY COMPTROLLER
101 SEATTLE MUNICIPAL BUILDING
SEATTLE, WA 98104

Oath 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. 113428
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was published on
May 22, 1987
.....

.....
R. Spruill
Subscribed and sworn to before me on
May 22, 1987
.....

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