

ORDINANCE No. 118570

COUNCIL BILL No. 111674

AN ORDINANCE relating to the Harbor Code; amending Chapter 16.40 of the Seattle Municipal Code to permit anchoring in Andrews Bay in Lake Washington.

OK

INDEXED

The City

Honorable President:

Your Committee on _____

to which was referred the within _____ report that we have considered the _____

COMPTROLLER FILE No. _____

Introduced:	By: <u>NOLAND</u>
Referred: <u>MAR 24 1997</u>	To: <u>PUBLIC SAFETY COMMITTEE</u>
Referred: <u>MAR 24 1997</u>	To: <u>PS Comm.</u>
Referred: <u>4/22/97</u>	To: <u>btg on 2nd EIS to Council 4/22/97</u>
Reported: <u>APR 28 1997</u>	Second Reading: <u>APR 28 1997</u>
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Presented to Mayor: <u>APR 28 1997</u>	Approved:
Returned to City Clerk:	Published: <u>full 3 pgs.</u>
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

Passed Public

Full

EAC

Law Department

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

able President:

Committee on _____

on was referred the within Council Bill No. _____

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

Passed Public Safety Committee 3-0 3/25/97

1/20/97

Full Council vote ~~4-0~~ 6-0

Committee Chair

ORDINANCE 118570

AN ORDINANCE relating to the Harbor Code; amending Chapter 16.40 of the Seattle Municipal Code to permit anchoring in Andrews Bay in Lake Washington.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 16.40.030 of the Seattle Municipal Code, adopted by Ordinance 87983, is amended as follows:

SMC 16.40.030 Anchorages designated.

In aid of commerce and navigation, anchorage for vessels, watercraft or obstructions is authorized in the following described waters:

A. Elliott Bay Anchorage. Beginning at the northeast corner of Harbor Island; thence northerly and in a straight line to a point intersecting a line drawn along the south side of King Street; thence west on said line to a point intersecting the east line of the West Waterway; thence along said east line to the northwest corner of Harbor Island; also, beginning at a point of intersection of the outer harbor line with a straight line drawn along the west line of the West Waterway; thence north to a point intersecting a straight line drawn along the south side of Dearborn Street; thence in a westerly direction to a junction with a line along the south side of California Place.

B. Smith Cove Anchorage. Beginning at a point at the junction of the outer harbor line and a line drawn along the north side of Denny Way, thence westerly on said line for a distance of approximately two thousand feet (2,000'); thence in a northwesterly direction paralleling the outer harbor line to a point intersecting a straight line drawn along the east side of Pier 88.

C. Shilshole Bay Anchorage. All of that area enclosed by the south pier and the breakwater established north of the channel at the west entrance to the Lake Washington Ship Canal in Shilshole

1 Bay.

2 D. Salmon Bay Anchorage. Beginning at a point at the junction of the outer harbor line and a
3 straight line drawn along the south side of Sheridan Street, thence in a southeasterly direction in a
4 straight line to a point at the intersection of the outer harbor line and the Great Northern bridge.

5 E. Portage Bay Anchorage. East and south of a line extending approximately six hundred feet
6 (600') westerly in extension of the south channel line of the Lake Washington Ship Canal which is
7 immediately west of the Montlake Cut, thence southerly in extension of the east side of Fourteenth
8 Avenue North to the south shoreline of Portage Bay.

9 Provided, that in addition to the above described anchorages, whenever deemed advisable by the
10 Port Warden he or she may grant a written permit to the master or owner of any vessel, watercraft or
11 obstruction for the anchorage or mooring of the same outside of the outer harbor line, or in any
12 waterway or in any street end on Lake Union at such locations as he shall determine will not interfere
13 with or impede navigation

14 F. Lake Washington Andrews Bay Anchorage.

15 Within an area marked by buoys or, on the eastern shore of the bay, by stakes or signs, which
16 shall be set within an area bounded on the north by a straight line which is drawn between a point on the
17 west coast of the Bailey Peninsula that is one hundred (100) yards south of the fishing pier (the
18 "northeast corner") and a point one hundred fifty (150) yards easterly of the western shore of Andrews
19 Bay along a straight line drawn from the northeast corner to the surfaced boat ramp at the foot of
20 Ferdinand Street on the western shore of Andrews Bay (the "northwest corner"); on the south by a
21 straight line which is drawn between a point on the west coast of the Bailey Peninsula that is a straight
22 line extension of South Dawson Street (the "southeast corner") and a point one hundred fifty (150) yards

1 easterly of the western shore of Andrews Bay along a straight line extension of South Brandon Street
2 (the "southwest corner"); and on the west by a straight line drawn between the northwest corner and the
3 southwest corner described above, limited to a period not to exceed seventy-two (72) hours within any
4 one week period.

5 In addition to the Andrews Bay anchorage, ((W))whenever deemed advisable by the Port
6 Warden, he or she may grant a written permit to the master or owner of any vessel or watercraft for the
7 anchorage or mooring of said vessel or watercraft outside of the outer harbor line, or in any unused slip,
8 or in any street end ((;)) on Lake Washington ((;)) at such locations as he shall determine will not
9 interfere with or impede navigation.

10 Section 2. Section 16.40.040 of the Seattle Municipal Code, as adopted by Ordinance 118114, is
11 hereby repealed.

12 Section 3. This ordinance shall take effect and be in force thirty (30) days from and after its
13 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after
14 presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

15 Passed by the City Council the 28 day of April, 1997, and signed by me in open
16 session in authentication of its passage this 28 day of April, 1997.

17
18 Jan Drago
President _____ of the City Council

19 Approved by me this 5 day of May, 1997.

20
21 Norman B. Lee
Mayor
22 Filed by me this 6 day of May, 1997
(SEAL) Luiz Donful
23 City Clerk
24

*new
title* -2- CB111674

March 25, 1997

**RECOMMENDED
ACTION**

- | | | | |
|----|------|--|-------------------------------|
| 5. | C.B. | Relating to the Harbor Code; amending Chapter 16.40 of the Seattle Municipal Code to permit anchoring in Andrews Bay in Lake Washington. | DISCUSSION &
POSSIBLE VOTE |
| 6. | | Seattle Police Department & Parks Department - Report on Parks Safety: North & South Precincts. | DISCUSSION |
| 7. | | Seattle Police Department Community Policing Update and 911 recommended changes. | DISCUSSION |
| 8. | | DCLU Community Enforcement Inspector to Southend and Northend Response to SLI #4. | DISCUSSION |
| 9 | | Executive Report on Fire Chief selection. | DISCUSSION |

JN/lcb

TAKE ONLY
-2-

March 25, 1997

**RECOMMENDED
ACTION**

CB 111674

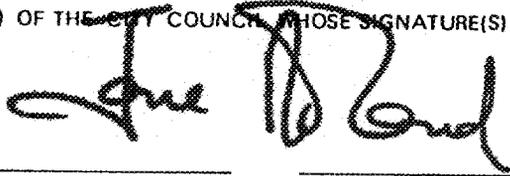
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|----|------|--|-------------------------------|
| 5. | C.B. | Relating to the Harbor Code; amending Chapter 16.40 of the Seattle Municipal Code to designate the area in Andrews Bay in Lake Washington for anchoring. | DISCUSSION &
POSSIBLE VOTE |
| 6. | | Seattle Police Department & Parks Department - Report on Parks Safety: North & South Precincts. | DISCUSSION |
| 7. | | Seattle Police Department Community Policing Update and 911 recommended changes. | DISCUSSION |
| 8. | | DCLU Community Enforcement Inspector to Southend and Northend-Response to SLI #4. | DISCUSSION |
| 9 | | Executive Report on Fire Chief selection. | DISCUSSION |

JN/lcb

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY
THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:



FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

STATE OF WASHINGTON - KING COUNTY

80651
City of Seattle, City Clerk

—ss.

No. ORDINANCE IN

Affidavit of Publication

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

CTORD:118570

was published on

05/16/97

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

R. Patterson
Subscribed and sworn to before me on
05/16/97
M. [Signature]

Notary Public for the State of Washington,
residing in Seattle

consideration, but does not include (a) interest on moneys deposited in a political committee's account; (b) ordinary home repair; (c) the rendering of legal or accounting services on behalf of a candidate or an authorized political committee, but only to the extent that the services are for the purpose of ensuring compliance with City, County or State election or public disclosure laws; (d) the rendering of personal services of the sort routinely performed by volunteer campaign workers; (e) incidental expenses personally incurred by campaign workers not in excess of Twenty-Five Dollars (\$25.00), in the aggregate, during the applicable period, personally paid for by a volunteer campaign worker; (f) or (g) an internal political communication primarily limited to the members of a political party organization or political committee, or to the officers, management staff, or stockholders of a corporation or similar enterprise, or to the members of a labor organization or other membership organization. For purposes of this definition, members are those who (i) regularly pay dues in exchange for benefits from the organization or (ii) are able to vote, directly or indirectly, for at least one member of the organization's governing board or (iii) adhere to a code of conduct, the violation of which may subject the members to sanctions that could adversely affect their livelihood or (iv) participate in the organization's policy-formulating committees. For the purposes of this chapter, contributions other than money or its equivalents shall be deemed to have a money value equivalent to the fair market value of the contribution. Sums paid for tickets to fundraising events such as dinners and parties are contributions; however, the amount of any such contribution may be reduced for the purpose of complying with the reporting requirements of this chapter by the actual cost of consumables furnished in connection with the purchase of such tickets, and only the excess over actual cost of such consumables shall be deemed a contribution.

21. "Independent expenditure" means expenditure on behalf of, or opposing the election of, any candidate, or any City ballot proposition, when such expenditure is made independently of the candidate, his/her political committee, or agent, or of any ballot proposition committee or its officers or agents, and when such expenditure is made without the prior consent, or the collusion, or the cooperation, of the candidate or his/her agent or political committee(s), or the ballot proposition committee or its officers or agents. An independent expenditure is made by a person on the earliest of the following events: (a) the person agrees with a vendor or provider of services to make an independent expenditure, or (b) the person incurs the obligation to make an independent expenditure, or (c) the person pays for an independent expenditure.

Section 2. Two new subsections are added to section SMC 2.04.010 of the Seattle Municipal Code as follows:

2.04.010 Definitions.

29. "Officer of a political committee" means the following persons: the treasurer, any person designated by the committee as an officer on the statement of organization filed with the City Clerk, and any person who alone or in conjunction with other persons makes contribution, expenditure, strategic or policy decisions on behalf of the committee.

30. "Applicable period" means the following periods: (a) for a candidate or a candidate's authorized political committee, the election cycle; (b) for a ballot proposition political committee, from the time the campaign activity begins until the end of the period covered by the final report; and (c) for a continuing political committee, a single calendar year.

Section 3. Subsection 2.04.075B of the Seattle Municipal Code is amended as follows:

2.04.075 Procedure - Charges and hearing

B. The hearing before the Commission shall commence as promptly as practical and no later than the following:

1. If the Executive Director issues the charging document ((within)) between sixty (60) days immediately preceding and forty eight (48) hours immediately preceding seven o'clock a.m. (7:00 a.m.) on the date of the ((an)) election ((in which the complainant or the person is charged)) to which the alleged conduct at issue is related, the hearing shall commence within ten (10) days of issue or half the