

Ordinance No. 119260

Council Bill No. 112371

AN ORDINANCE relating to Seattle Transportation; adopting an amended schedule of fees for permits for the use of public places, such as streets and sidewalks, under the jurisdiction of Seattle Transportation, and authorizing the Director of Seattle Transportation to collect such fees in accordance with Seattle Municipal Code Chapter 15.04.

CF No.         

Date Introduced: <u>9-21-98</u>		
Date 1st Referred: <u>9-21-98</u>	To: (committee) <u>Budget</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: <u>11-23-98</u>	Full Council Vote:	
Date Presented to Mayor: <u>11-23-98</u>	Date Approved: <u>DEC 2 1998</u>	
Date Returned to City Clerk: <u>DEC 2 1998</u>	Date Published: <u>3PM</u>	T.O. F.T. <input checked="" type="checkbox"/>
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

The City of Seattle - Legislative Department  
Council Bill/Ordinance sponsored by: Ch...  
Council

Committee Action:

Maxine Chan  
Budget Committee:  
Pass As Amended (F)

11-23-98 Full Council: Passed As Amended  
(Excused: McIver)

This file is complete and ready for presentation to Full Council. Committee:

Law Department

Law Dept. Review

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Review

City Clerk  
Review

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Council Bill/Ordinance sponsored by: Choe  
Councilmember

Committee Action:

Martin Choe  
Budget Committee:  
Pass As Amended (E.D.)

11-23-98 Full Council: Passed As Amended 8-0  
(Excused: McIver)

This file is complete and ready for presentation to Full Council. Committee: \_\_\_\_\_  
(Initial/date)

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ORDINANCE 119260

AN ORDINANCE relating to Seattle Transportation; adopting an amended schedule of fees for permits for the use of public places, such as streets and sidewalks, under the jurisdiction of Seattle Transportation, and authorizing the Director of Seattle Transportation to collect such fees in accordance with Seattle Municipal Code Chapter 15.04.

WHEREAS, Section 15.04.074 of the Seattle Municipal Code authorizes and directs the Director of Seattle Transportation to prepare and recommend for adoption by the City Council by ordinance, a schedule of fees applicable to all street and/or sidewalk use permits, hereinafter Street Use Permit Fee Schedule, commensurate with the cost of administration, inspection and policing involved in the issuance and continuance of such permits and the use thereby granted; and

WHEREAS, Ordinance 116439, as amended by Ordinances 116813, 118065, and 118383, adopted a Street Use Permit Fee Schedule; and

WHEREAS, it is necessary to adjust fees for inflation to cover the increased costs for administration of said permits; and

WHEREAS, the City finds that it is in the public interest for the department to identify and inspect those areaways that are most critically in need of structural repair, and that is appropriate to add to the Street Use Permit Fee Schedule a charge for such structural inspections, to be collected from the areaway permittee; and

WHEREAS, Seattle Transportation currently charges a fee for inspections involved in the issuance and continuance of street use permits, but this fee is not shown on the Street Use Permit Fee Schedule; and

WHEREAS, Seattle Transportation desires to amend the Street Use Permit Fee Schedule to show this inspection fee and adjust the fee for inflation to cover the increased costs for inspection of street use permits; and

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WHEREAS, the Director has prepared and recommended an amended schedule of fees as attached hereto;

**NOW THEREFORE,**

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

Section 1. As requested by the Director of Seattle Transportation and recommended by the Mayor, the City's Street Use Permit Fee Schedule is adopted in the amended form attached to this ordinance and made a part hereof. New material is shown in bold type, and material to be deleted is shown in strike through. The Director of Transportation is authorized to collect such fees in accordance with Chapter 15.04 of the Seattle Municipal Code.

Section 2. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned

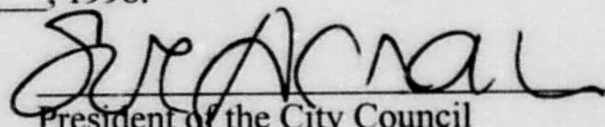
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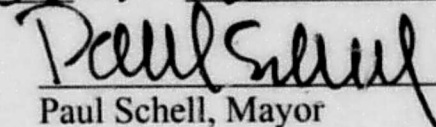
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10/26/98  
V #3

by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

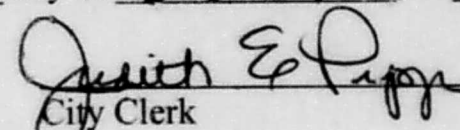
Passed by the City Council the 23<sup>rd</sup> day of November, 1998, and signed by me in open session in authentication of its passage this 23<sup>rd</sup> day of November, 1998.

  
\_\_\_\_\_  
President of the City Council

Approved by me this 2nd day of December, 1998.

  
\_\_\_\_\_  
Paul Schell, Mayor

Filed by me this 2nd day of December, 1998.

  
\_\_\_\_\_  
City Clerk

(SEAL)

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V #3

# STREET USE PERMITS

Effective Ordinance \_\_\_\_\_

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10/26/98  
V #3

TYPE OF USE	PERMIT FEE	REQUIREMENTS
1. Beautification, Pruning of trees in unopened right-of-ways, Landscaping and Non Structural Rockeries	<del>\$64.00</del> <b>68.00</b>	Plus cost of field investigation and inspection in excess of one hour <del>\$ 270.00</del> <b>286.00</b> Deposit
1A. Trees	No Fee	Trees Only
2. Small directional signs	<del>\$68.00/</del> year <del>64.00</del>	
2A. Ground Signs (for identification only)	<del>\$ 399.00/</del> year <del>376.00</del>	
3. Street barricading (for private use)	<del>\$68.00 /</del> year <del>64.00</del>	
3A. Street barricading (temporary for private use) (i.e.: special events, rallies, etc.)	<del>\$ 64.00</del> <b>68.00</b>	Plus Deposit
4. Private car tracks (narrow gauge, etc.)	<del>40</del> 42 cents / lineal foot  <del>\$64.00</del> <b>68.00</b> minimum	
5. Clocks	<del>\$64.00</del> <b>68.00/</b> year	
5A. Clocks posted on public places and designated Historic Landmarks	No Fee	
6. Signs, flags, company graphics, etc. extending over public property	<del>\$64.00</del> <b>68.00/</b> year	
7. Structures and overhangs. Street areas that are <u>not</u> underwater	<del>40</del> 42cents /sq. ft./year <del>\$64.00</del> <b>68.00</b> minimum	Indemnity Agreement required
7A. Structures and overhangs (underwater streets)	<del>40</del> 11 cents per sq. ft. per month <del>\$64.00</del> <b>68.00/</b>	Insurance required

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 10/26/98  
 V #3

	year minimum	
7B. Ramp for primary access over underwater streets	<del>\$64.00</del> 68.00/ year	
8. Ventilating ducts and private maintenance holes	<del>\$64.00</del> 68.00/ year	
9. Underground vaults and service boxes	<del>\$64.00</del> 68.00/ year	
12. Material storage or other uses not covered elsewhere in schedule, and not in underwater street	<del>40</del> 42cents / square foot  <del>\$64.00</del> 68.00/ year minimum	
12A. Moorage or other uses not covered elsewhere in schedule in underwater street	<del>40</del> 11 cents per sq. ft. per month <del>\$64.00</del> 68.00/ year minimum	
14. Miscellaneous uses requiring renewable permit and insurance not covered by other kinds of Street Use Permits	<del>\$64.00</del> 68.00/ year	Insurance required
14A. Vending Carts	<del>\$68.00</del> 64.00/ year	Insurance required
14B. Tables and Chairs	<del>\$95.00</del> 101.00/ year maximum four tables	Insurance required
14C. 1st Amendment Vending	\$40/yr registration \$35/mo site permit	
16. Areaways in existence prior to January 1, 1995. 40 cents / square foot	<del>40</del> 42cents / square foot <del>\$64.00</del> 68.00 / year minimum	Insurance required <b><u>Structural Inspection required, two hour maximum @ \$300.00 total</u></b>
16A. Inactive areaways in existence prior to January 1, 1995.	<del>\$64.00</del> 68.00/ year	Insurance required
16B. Areaways built after January 1, 1995.	fee based upon appraisal	Permit authorized by City Council Ordinance

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10/26/98

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7

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V #3

15.1 - 20	6.50 - 689.00 minimum	
Over 20 feet	6.50 - 1166.00 minimum	
22B. Shoring unremoved, more than 18 inches from property line	<del>\$663.00</del> 703.00 per pile	Each pile must be removed to a point 4 feet below finished grade
22C. Tank removal adjacent to street area	<del>\$100.00</del> 106.00	\$500 deposit
23. Cornices, belt courses, architectural features	<del>\$64.00</del> 68.00	
25. Driveways	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$270.00</del> 286.00 deposit
27. Awnings, marquees and canopies (Plus # 27A if canopy with stanchions)	<del>40</del> 42 cents / square foot <del>\$64.00</del> 68.00 minimum <del>\$1060.00</del> 112 1124.00 maximum	
27A. Stanchions	<del>\$64.00</del> 68.00 / year	Indemnity Agreement Required
28. Water service lines less than 2 inch diameter	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit (deposit held for minimum 60 days)
29. Fences	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
29A. Structural retaining walls and rockeries	<del>\$64.00</del> 68.00 / year	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit

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		Indemnity Agreement required
31. Construction use:		Plus cost of field investigation and inspection time in excess of one hour
Outside downtown	<del>40</del> <b>42</b> cents / square foot for each four month period or portion thereof <del>\$64.00</del> <b>68.00</b> minimum	<del>\$270.00</del> <b>286.00</b> deposit
31A. <u>Downtown area:</u> Bounded by I-5, South Dearborn Street, Alaskan Way and Denny Way inclusive	1 to 4 months: \$ <del>0.58</del> <b>0.61</b> per sq. ft. per month <del>\$64.00</del> <b>68.00</b> minimum  5 to 8 months: \$ <del>0.90</del> <b>0.95</b> per sq. ft. per month <del>\$90.00</del> <b>95.00</b> minimum  9 to 12 months: \$ <del>1.17</del> <b>1.24</b> per sq. ft. per month <del>\$117.00</del> <b>124.00</b> minimum  Over 12 months: \$ <del>2.33</del> <b>2.47</b> per sq. ft. per month <del>\$233.00</del> <b>247.00</b> minimum  For any construction	
<u>Low income housing in Downtown Area</u>		

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 10/26/98  
 V #3

31B. Construction Dumpster (residential streets Downtown excluded)	project containing low-income housing, the fees shall be reduced by a percentage equal to the percentage of the project gross floor area to be used for low-income housing.  40 <del>42</del> cents/ square foot <del>\$64.00</del> <b>68.00</b> minimum	
33. Contractor's trucks and equipment	<del>\$ 64.00</del> <b>68.00</b> /year. for each truck or unit, <del>\$ 1,378.00</del> <b>1,461.00</b> max.	Insurance required
34. Grade and gravel (temporary)	<del>\$ 64.00</del> <b>68.00</b>	Plus cost of field investigation and inspection time in excess of one hour <del>\$270.00</del> <b>286.00</b> deposit
35. Clear and grub street or alley	<del>\$ 64.00</del> <b>68.00</b>	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> <b>286.00</b> deposit
37. New sidewalk with existing curb	<del>\$ 64.00</del> <b>68.00</b>	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> <b>286.00</b> deposit
38. Planting strip surfacing including required landscaping	<del>\$ 64.00</del> <b>68.00</b>	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> <b>286.00</b> deposit

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10/26/98  
V #3

39. Weep holes	<del>\$ 64.00</del> <b>68.00</b>	
40. Roadway paving	<del>\$ 64.00</del> <b>68.00</b>	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> <b>286.00</b> deposit
41. Bus shelter	<del>\$ 64.00</del> <b>68.00</b>	
42. Building demolition	<del>1415</del> cents / square foot <del>\$64.00</del> <b>68.00</b> minimum	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> <b>286.00</b> deposit
43. Tree removal or pruning (per abutting lot when involving temporary blocking of a street)	<del>\$64.00</del> <b>68.00</b>	<del>\$ 270.00</del> <b>286.00</b> damage/cleanup deposit
44. Mobile crane, manlift, boom truck, etc.	<del>\$64.00</del> <b>68.00</b> / day	<del>\$ 270.00</del> <b>286.00</b> damage/clean up deposit Insurance required
45. Private contract (major public improvements); Engineering costs not included	<del>\$64.00</del> <b>68.00</b>	Plus cost of review, surveying, inspection, mapping and administration. Bond required
46. Waterproofing or similar surfacing of concrete walks	<del>\$ 64.00</del> <b>68.00</b>	
47. Cross curb and walk with equipment	<del>\$64.00</del> <b>68.00</b>	<del>\$270.00</del> <b>286.00</b> damage deposit
48. Use of area over right of way for building maintenance	<del>\$64.00</del> <b>68.00</b> for each unit, \$ <del>1,060.00</del> <b>1,424.00</b> maximum	
49. Street opening for miscellaneous purposes	<del>\$ 64.00</del> <b>68.00</b>	Test boring, pot holing etc. <del>\$ 270.00</del> <b>286.00</b> deposit required
50. Scaffold, swing staging or scissor manlift Less than 60 days	<del>40</del> <b>43</b> cents / front foot <del>\$ 64.00</del> <b>68.00</b> minimum	Plus cost of field investigation and inspection time in excess of one hour. <del>\$ 270.00</del> <b>286.00</b> deposit
51. Utility system construction	<del>\$ 64.00</del> <b>68.00</b>	Plus cost of inspection, mapping and related engineering services billed at <del>\$90.00</del> <b>96.00</b> / hour

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 10/26/98  
 V #3

52. Street decorations: Banners, flower baskets, tree lights, etc.	<del>\$ 64.00</del> <b>68.00/</b> year	Insurance required
54. Miscellaneous uses that are for the use of the public, e.g. a street park, or plantings in a traffic circle per SMC 15.04.100 (for purposes of record keeping and permission granted as authorized by the Director of Seattle Transportation)	No Fee	
54A. Miscellaneous, for private temporary use of sidewalk for purposes not covered in other categories	\$20.00 for each period of up to 4 hours	Plus cost of field investigation and inspection time in excess of one hour. <del>\$ 270.00</del> <b>286.00</b> deposit
55. Sidewalk repair	No Charge Inspection time will be deducted from deposit	50 sq. ft. or less no deposit 51 to 100 sq. ft. 96.00 deposit 101 to 500 sq. ft. <del>270.00</del> <b>286.00</b> deposit 501 sq. ft. plus <del>540.00</del> <b>573.00</b> deposit
56. Legal document preparation	<del>\$70.00</del> <b>74.00</b>	
57. Impound fee	City cost plus 15% minimum \$ <del>37.00</del> <b>39.00</b>	
58. Poster/sign removal from utility poles/street furniture/trees/shrubbery		<del>\$50-53</del> /poster/sign To reimburse City costs per Ordinance 117066 (SMC 15.48.120)
WW100. Installations and overhangs in state waterways  Piers, loading platforms, bridges, scales overhead hoists, beams, cranes, canopies with stanchions, ramps, steps, floating home access, overhangs, etc. (cornices excepted)	<del>10</del> <b>11</b> cents per square foot per month <del>\$ 64.00</del> <b>68.00/</b> year minimum	
WW150. Use by non-profit organization that under contract with the City, participates actively in City water-safety and boating safety	\$ 64.00 / year	

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10/26/98  
V #3

programs for youth		
WW200. Moorage or other use of state waterways not covered by Permit # WW100	<del>10</del> 11 cents per square foot per month \$ <del>64.00</del> 68.00/ year minimum	
Inspection Fee in excess of base fee	<del>\$90</del> 95/hour	

Title 15 of the Seattle Municipal Code also authorizes the Director of ~~Engineering~~ **Seattle Transportation** and/or the Director of Construction and Land Use to require a surety bond or deposit for various permits when deemed to be in the public interest.

Payment is due within 30 days of the date of any invoice. Any invoice more than 90 days past due will be forwarded to a collection agency or the City Attorney's office for collection. All past due amounts will accrue interest at twelve percent (12%) per annum. In the event suit is commenced to collect on unpaid invoices, the prevailing party will be entitled to collect reasonable attorney's fees and costs of litigation.

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## City of Seattle

Paul Schell, Mayor

### Seattle Transportation

Daryl R. Grigsby, Director

August 23, 1998

Honorable Sue Donaldson  
President, Seattle City Council  
1200 Municipal Building  
600 Fourth Avenue  
Seattle, Washington 98104

VIA: Anne Fiske-Zuniga, CBO

Subject: Amendment of Ordinance 118383, revising Street Use Permit Fees

Dear Councilmember Donaldson:

**REQUEST:** We request the adoption of the attached ordinance amending SEATLAN's Street Use Permit Fee schedule. These revisions are necessary to adjust fees for inflation.

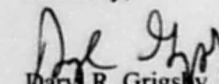
**BACKGROUND:** Inflation has continued to rise, while permit fees have remained the same. SEATLAN is proposing a permit fee increase of 6% to address this issue. Street Use Fees were last adjusted in 1997, for the 97-98 biennium. This adjustment will bring the fees current for the 99-2000 biennium.

**BUDGET IMPACT:** Currently, the basic permit fee is \$64. The new fee would be \$68 based on a 6% increase for inflation.

**IMPORTANCE:** Keeping up with inflation can be accomplished by a 6% permit fee increase. This increase allows SEATLAN to stay current with inflation.

If there are any questions, please contact Noel Schoneman, at 684-7572.

Sincerely,

  
Daryl R. Grigsby, Director  
SEATLAN

DG:cmn  
Enclosure

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#### Fiscal Note

Each piece of legislation that is financial in nature will be accompanied by a fiscal note. The fiscal note should be drafted by department staff and will identify operating, capital, revenue, and FTE impacts of the legislation.

<b>Department:</b> Seattle Transportation (SEATRA)	<b>Contact Person/Phone:</b> Steve Viney, 684-4158	<b>CBO Analyst/Phone:</b> Cameron Keyes, 684-0848
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**Legislation Title:** AN ORDINANCE relating to Seattle Transportation; adopting an amended schedule of fees for permits for the use of public places, such as streets and sidewalks, under the jurisdiction of Seattle Transportation, and authorizing the Director of Seattle Transportation to collect such fees in accordance with Seattle Municipal Code Chapter 15.04.

#### **Summary of the Legislation:**

This ordinance amends the Street Use Permit Fee Schedule to adjust fees for inflationary increases; introduce an inspection fee for critical areaways; and display and adjust for inflation the fee charged by the department for inspections involved in the issuance and continuance of street use permits.

#### **Background (Include justification for the legislation and funding history, if applicable):**

This amendment of the Street Use Fee Schedule includes a regular inflationary increase on all fees. The ordinance also introduces an inspection fee for critical areaways, based on a two hour maximum charge of \$300 on what is estimated as a five hour average task. This two hour maximum will be increased in the next biennium for full recovery. The ordinance also amends the Street Use Permit Fee Schedule to display the fee charged by the department for inspections involved in the issuance and continuance of street use permits. The department charges this fee currently, but the fee is not shown on the Street Use Permit Fee Schedule.

**Sustainability Issues (related to grant awards):** Not applicable.

#### **Estimated Expenditure Impacts:**

FUND	1998	1999	2000
Critical Areaways	\$0	\$75,400	\$75,400
<b>TOTAL</b>	<b>\$0</b>	<b>\$76,000</b>	<b>\$76,000</b>

One-time \$ \_\_\_\_\_ On-going \$ 75,400 (2 years)

#### **Estimated Revenue Impacts:**

FUND	1998	1999	2000
Inflation adjustment on fees should raise General Fund revenue (estimated) by this amount	\$0	\$72,000	\$72,000
<b>TOTAL</b>	<b>\$0</b>	<b>\$72,000</b>	<b>\$72,000</b>

One-time \$ \_\_\_\_\_ On-going \$72,000 per year

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**Estimated FTE Impacts:**

FUND	1998	1999	2000
None			
TOTAL			

# Full Time \_\_\_\_\_ # Part Time \_\_\_\_\_ # TES \_\_\_\_\_

Do positions sunset in the future? If so, when?

No FTE impacts anticipated; areaway inspection program will be contracted out or conducted by existing staff

**Other Issues (including long-term implications of the legislation):**

Under Seattle Municipal Code Chapter 15.04, SEATLAN charges fees for permits for the use of public places, such as streets and sidewalks. These fees are set commensurate with the cost of administration, inspection and policing involved in the issuance and continuance of the permits and the use thereby granted. The department periodically updates the schedule and adjusts the fees for inflation.

Areaways are usable space, generally in the street right-of-way, constructed under the sidewalk between the building foundation and the street wall. Beginning in 1999, Seattle Transportation will implement a Capital Improvement Program to identify those areaways that are in critical need of repair, and based on a feasibility and cost assessment, either renovate them or fill them with lightweight concrete. The areaway structural inspection fee established by this ordinance will help support the implementation of this program.

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10/26/98  
V #3

17. Sidewalk elevators, doors and similar installations	<del>\$64.00</del> 68.00/ year minimum	Insurance required
18. Sidewalk cafes	<del>\$1.22</del> 1.29/ sq. ft./ year <del>\$239.00</del> 253.00 minimum	Insurance required
18A. Merchandise Display on sidewalks	<del>\$1.22</del> 1.29/ sq. ft./ year <del>\$64.00</del> 68.00 minimum	Insurance required
21. Underground storage tanks in street area	<del>\$535.00</del> 567.00 /year	
21A. Non-public utilities - aerial cables, access hatches, flood lights, etc. for private usage.	<del>\$64.00</del> 68.00 / year	
21B. Underground storage tanks in street area that are outfitted per Department of Ecology (D.O.E.) requirements, are not abandoned, and have a valid D.O.E. underground storage tank permit.	<del>\$64.00</del> 68.00 /year	
22. Shoring (for construction projects with DCLU project numbers that start with "94" or less)	<del>\$535.00</del> 567.00	Plus a deposit to pay for City costs for review and approval of shoring design and City costs for inspection and monitoring of the shoring system during installation and while the shoring system is providing support for the adjacent street right of way.
22A. Excavation	<u>DEPTH</u>	<u>COST PER LINEAL FOOT OF EXCAVATION</u>
(for construction projects with DCLU project numbers that start with "94" or less)	0 - 10	
	10.1 - 15	\$4.50 - \$ 228.00 minimum
	15.1 - 20	5.50 - 456.00 minimum
	Over 20 feet	

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	6.50 - 689.00 minimum	
	6.50 - 1166.00 minimum	
22B. Shoring unremoved, more than 18 inches from property line	<del>\$663.00</del> 703.00 per pile	Each pile must be removed to a point 4 feet below finished grade
22C. Tank removal adjacent to street area	<del>\$400.00</del> 106.00	\$500 deposit
23. Cornices, belt courses, architectural features	<del>\$64.00</del> 68.00	
25. Driveways	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$270.00</del> 286.00 deposit
27. Awnings, marquees and canopies (Plus # 27A if canopy with stanchions)	<del>40</del> 42 cents / square foot <del>\$64.00</del> 68.00 minimum <del>\$1060.00</del> 112 1124.00 maximum	
27A. Stanchions	<del>\$64.00</del> 68.00 / year	Indemnity Agreement Required
28. Water service lines less than 2 inch diameter	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit (deposit held for minimum 60 days)
29. Fences	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
29A. Structural retaining walls and rockeries	<del>\$64.00</del> 68.00 / year	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit

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## ORDINANCE

AN ORDINANCE relating to Seattle Transportation; adopting an amended schedule of fees for permits for the use of public places, such as streets and sidewalks, under the jurisdiction of Seattle Transportation, and authorizing the Director of Seattle Transportation to collect such fees in accordance with Seattle Municipal Code Chapter 15.04.

WHEREAS, Section 15.04.074 of the Seattle Municipal Code authorizes and directs the Director of Seattle Transportation to prepare and recommend for adoption by the City Council by ordinance, a schedule of fees applicable to all street and/or sidewalk use permits, hereinafter Street Use Permit Fee Schedule, commensurate with the cost of administration, inspection and policing involved in the issuance and continuance of such permits and the use thereby granted; and

WHEREAS, Ordinance 116439, as amended by Ordinances 116813, 118065, and 118383, adopted a Street Use Permit Fee Schedule; and

WHEREAS, it is necessary to adjust fees for inflation to cover the increased costs for administration of said permits; and

WHEREAS, the City finds that it is in the public interest for the department to identify and inspect those areaways that are most critically in need of structural repair, and that is appropriate to add to the Street Use Permit Fee Schedule a charge for such structural inspections, to be collected from the areaway permittee and

WHEREAS, Seattle Transportation currently charges a fee for inspections involved in the issuance and continuance of street use permits, but this fee is not shown on the Street Use Permit Fee Schedule; and

WHEREAS, Seattle Transportation desires to amend the Street Use Permit Fee Schedule to show this inspection fee and adjust the fee for inflation to cover the increased costs for inspection of street use permits; and

WHEREAS, the Director has prepared and recommended an amended schedule of fees as attached hereto;

**NOW THEREFORE,**

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

Section 1. As requested by the Director of Seattle Transportation and recommended by the Mayor, the City's Street Use Permit Fee Schedule is adopted in the amended form attached

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
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1 to this ordinance and made a part hereof. New material is shown in bold type, and material  
2 to be deleted is shown in strike through. The Director of Transportation is authorized to  
3 collect such fees in accordance with Chapter 15.04 of the Seattle Municipal Code.  
4

5 Section 2. This ordinance shall take effect and be in force thirty (30) days from and after its  
6 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days  
7 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.  
8

9 Passed by the City Council the \_\_\_\_ day of \_\_\_\_, 1998, and signed by  
10 me in open session in authentication of its passage this \_\_\_\_ day of \_\_\_\_,  
11 1998.

12 \_\_\_\_\_  
13 President of the City Council  
14

15  
16 Approved by me this \_\_\_\_ day of \_\_\_\_, 1998.  
17

18 \_\_\_\_\_  
19 Paul Schell, Mayor  
20

21 Filed by me this \_\_\_\_ day of \_\_\_\_, 19\_\_\_\_.  
22

23 \_\_\_\_\_  
24 City Clerk  
25

26 (SEAL)

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**STREET USE PERMITS**  
Effective Ordinance

TYPE OF USE	PERMIT FEE	REQUIREMENTS
1. Beautification, Pruning of trees in unopened right-of-ways, Landscaping and Non Structural Rockeries	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection in excess of one hour \$ 270.00 286.00 <del>292.00</del> Deposit
1A. Trees	No Fee	Trees Only
2. Small directional signs	<del>\$ 68.00/ year</del> 64.00	
2A. Ground Signs (for identification only)	<del>\$ 399.00 741.00/ year</del> 376.00	
3. Street barricading (for private use)	<del>\$68.00 / year</del> 64.00	
3A. Street barricading (temporary for private use) (i.e.: special events, rallies, etc.)	<del>\$ 64.00</del> 68.00	Plus Deposit
4. Private car tracks (narrow gauge, etc.)	<del>40</del> 42 cents / lineal foot  <del>\$ 64.00</del> 68.00 minimum	
5. Clocks	<del>\$ 64.00</del> 68.00/ year	
5A. Clocks posted on public places and designated Historic Landmarks	No Fee	
6. Signs, flags, company graphics, etc. extending over public property	<del>\$ 64.00</del> 68.00/ year	
7. Structures and overhangs. Street areas that are <u>not</u> underwater	<del>40 42</del> cents /sq. ft./year <del>\$ 64.00</del> 68.00 minimum	Indemnity Agreement required
7A. Structures and overhangs (underwater streets)	<del>40 42</del> cents per sq. ft. per month <del>\$64.00</del> 68.00/ year minimum	Insurance required
7B. Ramp for primary access over underwater streets	<del>\$ 64.00</del> 68.00/ year	
8. Ventilating ducts and private maintenance holes	<del>\$64.00</del> 68.00/ year	
9. Underground vaults and service boxes	<del>\$ 64.00</del> 68.00/ year	
12. Material storage or other uses not covered elsewhere in schedule, and not in underwater street	<del>40 42</del> cents / square foot  <del>\$ 64.00</del> 68.00/ year minimum	

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12A. Moorage or other uses not covered elsewhere in schedule in underwater street	<del>1011</del> cents per sq. ft. per month \$ <del>64.00</del> <u>68.00</u> / year minimum	
14. Miscellaneous uses requiring renewable permit and insurance not covered by other kinds of Street Use Permits	\$ <del>64.00</del> <u>68.00</u> / year	Insurance required
14A. Vending Carts	\$ <del>68.00</del> <u>64.00</u> / year	Insurance required
14B. Tables and Chairs	\$ <del>95.00</del> <u>101.00</u> / year maximum four tables	Insurance required
14C. 1st Amendment Vending	\$40/yr registration \$35/mo site permit	
16. Areaways in existence prior to January 1, 1995. 40 cents / square foot	40 <del>42</del> cents / square foot \$ <del>64.00</del> <u>68.00</u> / year minimum	Insurance required <u>Structural Inspection required,</u> <u>two hour maximum @ \$300.00 total</u>
16A. Inactive areaways in existence prior to January 1, 1995.	\$ <del>64.00</del> <u>68.00</u> / year	Insurance required
16B. Areaways built after January 1, 1995.	fee based upon appraisal	Permit authorized by City Council Ordinance
17. Sidewalk elevators, doors and similar installations	\$ <del>64.00</del> <u>68.00</u> / year minimum	Insurance required
18. Sidewalk cafes	\$ <del>1.22</del> <u>1.29</u> / sq. ft. / year \$ <del>239.00</del> <u>253.00</u> minimum	Insurance required
18A. Merchandise Display on sidewalks	\$ <del>1.22</del> <u>1.29</u> / sq. ft. / year \$ <del>64.00</del> <u>68.00</u> minimum	Insurance required
21. Underground storage tanks in street area	<del>\$35.00</del> <u>567.00</u> / year	
21A. Non-public utilities - aerial cables, access hatches, flood lights, etc. for private usage.	\$ <del>64.00</del> <u>68.00</u> / year	
21B. Underground storage tanks in street area that are outfitted per Department of Ecology (D.O.E.) requirements, are not abandoned, and have a valid D.O.E. underground storage tank permit.	\$ <del>64.00</del> <u>68.00</u> / year	
22. Shoring (for construction projects with DCLU project numbers that start with "94" or less)	<del>\$535.00</del> <u>567.00</u>	Plus a deposit to pay for City costs for review and approval of shoring design and City costs for inspection and monitoring of the shoring system during installation and while the shoring system is providing support for the adjacent street right of way.
22A. Excavation DEPTH  (for construction projects with DCLU project numbers that start with "94" or less)  10 15 20 Over 20 feet	COST PER LINEAL FOOT OF EXCAVATION  \$4.50 - \$228.00 minimum  5.50 - 456.00 minimum  6.50 - 689.00 minimum  6.50 - 1166.00 minimum	Plus cost of field investigation and inspection in excess of one hour. \$500.00 minimum deposit
22B. Shoring unremoved, more than 18 inches from property line	\$ <del>463.00</del> <u>703.00</u> per pile	Each pile must be removed to a point 4 feet below finished grade
22C. Tank removal adjacent to street area	<del>\$100</del> <u>106.00</u>	\$500 deposit

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23. Cornices, belt courses, architectural features	\$ <del>64.00</del> <u>68.00</u>	
25. Driveways	\$ <del>64.00</del> <u>68.00</u>	Plus cost of field investigation and inspection time in excess of one hour <del>\$270.00</del> <u>286.00</u> <del>291.60</del> deposit
27. Awnings, marquees and canopies (Plus # 27A if canopy with stanchions)	40 <del>42</del> cents / square foot \$ <del>64.00</del> <u>68.00</u> minimum \$ <del>1060.00</del> <u>1124.00</u> maximum	
27A. Stanchions	\$ <del>64.00</del> <u>68.00</u> / year	Indemnity Agreement Required
28. Water service lines less than 2 inch diameter	\$ <del>64.00</del> <u>68.00</u>	Plus cost of field investigation and inspection time in excess of one hour \$ <del>270.00</del> <u>286.00</u> <del>291.60</del> deposit (deposit held for minimum 60 days)
29. Fences	\$ <del>64.00</del> <u>68.00</u>	Plus cost of field investigation and inspection time in excess of one hour \$ <del>270.00</del> <u>286.00</u> <del>291.60</del> deposit
29A. Structural retaining walls and rockeries	\$ <del>64.00</del> <u>68.00</u> / year	Plus cost of field investigation and inspection time in excess of one hour \$ <del>270.00</del> <u>286.00</u> <del>291.60</del> deposit Indemnity Agreement required
31. Construction use:		Plus cost of field investigation and inspection time in excess of one hour \$ <del>270.00</del> <u>286.00</u> deposit
Outside downtown	40 <del>42</del> cents / square foot for each four month period or portion thereof \$ <del>64.00</del> <u>68.00</u> minimum	
31A. Downtown area: Bounded by I-5, South Dearborn Street, Alaskan Way and Denny Way inclusive	1 to 4 months: \$ <del>0.58</del> <u>0.61</u> per sq. ft. per month \$ <del>64.00</del> <u>68.00</u> minimum  5 to 8 months: \$ <del>0.90</del> <u>0.95</u> per sq. ft. per month \$ <del>90.00</del> <u>95.00</u> minimum  9 to 12 months: \$ <del>1.17</del> <u>1.24</u> per sq. ft. per month \$ <del>117.00</del> <u>124.00</u> minimum  Over 12 months: \$ <del>2.33</del> <u>2.47</u> per sq. ft. per month \$ <del>233.00</del> <u>247.00</u> minimum  For any construction project containing low-income housing, the fees shall be reduced by a percentage equal to the percentage of the project gross floor area to be used for low-income housing.	
Low income housing in Downtown Area		
31B. Construction Dumpster (residential streets Downtown excluded)	40 <del>42</del> cents/ square foot \$ <del>64.00</del> <u>68.00</u> minimum	

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33. Contractor's trucks and equipment	\$ <del>64.00</del> 68.00/year. for each truck or unit, \$ <del>1,378.00</del> 1,461.00 max.	Insurance required
34. Grade and gravel (temporary)	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$270.00</del> 286.00 deposit
35. Clear and grub street or alley	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
37. New sidewalk with existing curb	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
38. Planting strip surfacing including required landscaping	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
39. Weep holes	\$ <del>64.00</del> 68.00	
40. Roadway paving	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
41. Bus shelter	\$ <del>64.00</del> 68.00	
42. Building demolition	<del>14</del> 15 cents / square foot \$ <del>64.00</del> 68.00 minimum	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
43. Tree removal or pruning (per abutting lot when involving temporary blocking of a street)	\$ <del>64.00</del> 68.00	<del>\$ 270.00</del> 286.00 damage/cleanup deposit
44. Mobile crane, manlift, boom truck, etc.	\$ <del>64.00</del> 68.00 / day	<del>\$ 270.00</del> 286.00 damage/clean up deposit Insurance required
45. Private contract (major public improvements) Engineering costs not included	\$ <del>64.00</del> 68.00	Plus cost of review, surveying, inspection, mapping and administration. Bond required



46. Waterproofing or similar surfacing of concrete walks	\$ <del>64.00</del> <u>68.00</u>	
47. Cross curb and walk with equipment	\$ <del>64.00</del> <u>68.00</u>	\$ <del>270.00</del> <u>286.00</u> damage deposit
48. Use of area over right of way for building maintenance	\$ <del>64.00</del> <u>68.00</u> for each unit, \$ <del>1,060.00</del> <u>11424.00</u> maximum	
49. Street opening for miscellaneous purposes	\$ <del>64.00</del> <u>68.00</u>	Test boring, pot holing etc. \$ <del>270.00</del> <u>286.00</u> deposit required
50. Scaffold, swing staging or scissor manlift Less than 60 days	40 <del>33</del> cents / front foot \$ <del>64.00</del> <u>68.00</u> minimum	Plus cost of field investigation and inspection time in excess of one hour. \$ <del>270.00</del> <u>286.00</u> deposit
51. Utility system construction	\$ <del>64.00</del> <u>68.00</u>	Plus cost of inspection, mapping and related engineering services billed at \$ <del>90.00</del> <u>96.00</u> / hour
52. Street decorations: Banners, flower baskets, tree lights, etc.	\$ <del>64.00</del> <u>68.00</u> / year	Insurance required
54. Miscellaneous uses that are for the use of the public, e.g. a street park, or plantings in a traffic circle per SMC 15.04.100 (for purposes of record keeping and permission granted as authorized by the Director of Seattle Transportation)	No Fee	
54A. Miscellaneous, for private temporary use of sidewalk for purposes not covered in other categories	\$20.00 for each period of up to 4 hours	Plus cost of field investigation and inspection time in excess of one hour. \$ <del>270.00</del> <u>286.00</u> deposit
55. Sidewalk repair	No Charge Inspection time will be deducted from deposit	50 sq. ft. or less no deposit 51 to 100 sq. ft. <del>96.00</del> <u>286.00</u> deposit 101 to 500 sq. ft. <del>270.00</del> <u>286.00</u> deposit 501 sq. ft. plus <del>540.00</del> <u>573.00</u> deposit
56. Legal document preparation	<del>\$70.00</del> <u>74.00</u>	
57. Impound fee	City cost plus 15% minimum \$ <del>37.00</del> <u>39.00</u>	
58. Poster/sign removal from utility poles/street furniture/trees/shrubbery		\$50 <del>52</del> / poster/sign To reimburse City costs per Ordinance 117066 (SMC 15.48.120)
WW100. Installations and overhangs in state waterways Piers, loading platforms, bridges, scales overhead hoists, beams, cranes, canopies with stanchion, ramps, steps, floating home access, overhang etc. (cornices excepted)	<del>101</del> cents per square foot per month \$ <del>64.00</del> <u>68.00</u> / year minimum	
WW150. Use by non-profit organization that under contract with the City, participates actively in City water-safety and boating safety programs for youth	\$ 64.00 / year	
WW200. Moorage or other use of state waterways not covered by Permit # WW100	<del>101</del> cents per square foot per month \$ <del>64.00</del> <u>68.00</u> / year minimum	
Inspection Fee in excess of base fee	<del>\$90</del> <u>95</u> / hour	

Title 15 of the Seattle Municipal Code also authorizes the Director of ~~Engineering~~ Seattle Transportation and/or the Director of Construction and Land Use to require a surety bond or deposit for various permits when deemed to be in the public interest.

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deposit
etc. required
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Payment is due within 30 days of the date of any invoice. Any invoice more than 90 days past due will be forwarded to a collection agency or the City Attorney's office for collection. All past due amounts will accrue interest at twelve percent (12%) per annum. In the event suit is commenced to collect on unpaid invoices, the prevailing party will be entitled to collect reasonable attorney's fees and costs of litigation.

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## ORDINANCE

AN ORDINANCE relating to Seattle Transportation; adopting an amended schedule of fees for permits for the use of public places, such as streets and sidewalks, under the jurisdiction of Seattle Transportation, and authorizing the Director of Seattle Transportation to collect such fees in accordance with Seattle Municipal Code Chapter 15.04.

WHEREAS, Section 15.04.074 of the Seattle Municipal Code authorizes and directs the Director of Seattle Transportation to prepare and recommend for adoption by the City Council by ordinance, a schedule of fees applicable to all street and/or sidewalk use permits, hereinafter Street Use Permit Fee Schedule, commensurate with the cost of administration, inspection and policing involved in the issuance and continuance of such permits and the use thereby granted; and

WHEREAS, Ordinance 116439, as amended by Ordinances 116813, 118065, and 118383, adopted a Street Use Permit Fee Schedule; and

WHEREAS, it is necessary to adjust fees for inflation to cover the increased costs for administration of said permits; and

WHEREAS, the City finds that it is in the public interest for the department to identify and inspect those areaways that are most critically in need of structural repair, and that is appropriate to add to the Street Use Permit Fee Schedule a charge for such structural inspections, to be collected from the areaway permittee; and

WHEREAS, Seattle Transportation currently charges a fee for inspections involved in the issuance and continuance of street use permits, but this fee is not shown on the Street Use Permit Fee Schedule; and

WHEREAS, Seattle Transportation desires to amend the Street Use Permit Fee Schedule to show this inspection fee and adjust the fee for inflation to cover the increased costs for inspection of street use permits; and

WHEREAS, the Director has prepared and recommended an amended schedule of fees as attached hereto;

**NOW THEREFORE,**

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

Section 1. As requested by the Director of Seattle Transportation and recommended by the Mayor, the City's Street Use Permit Fee Schedule is adopted in the amended form attached to this ordinance and made a part hereof. New material is shown in bold type, and material

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
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V #2

1 to be deleted is shown in strike through. The Director of Transportation is authorized to  
2 collect such fees in accordance with Chapter 15.04 of the Seattle Municipal Code.

3  
4 Section 2. This ordinance shall take effect and be in force thirty (30) days from and after its  
5 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days  
6 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

7  
8 Passed by the City Council the \_\_\_\_ day of \_\_\_\_, 1998, and signed by  
9 me in open session in authentication of its passage this \_\_\_\_ day of \_\_\_\_,  
10 1998.

11  
12 \_\_\_\_\_  
13 President of the City Council

14  
15 Approved by me this \_\_\_\_ day of \_\_\_\_, 1998.

16  
17 \_\_\_\_\_  
18 Paul Schell, Mayor

19  
20 Filed by me this \_\_\_\_ day of \_\_\_\_, 19\_\_.

21  
22 \_\_\_\_\_  
23 City Clerk

24 (SEAL)

25

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**STREET USE PERMITS**  
Effective      Ordinance \_\_\_\_\_

TYPE OF USE	PERMIT FEE	REQUIREMENTS
1. Beautification, Pruning of trees in unopened right-of-ways, Landscaping and Non Structural Rockeries	<del>\$64.00</del> 68.00	Plus cost of field investigation and inspection in excess of one hour \$ 270.00 292.00 Deposit
1A. Trees	No Fee	Trees Only
2. Small directional signs	<del>\$ 68.00/ year</del> 64.00	
2A. Ground Signs (for identification only)	<del>\$ 741.00/ year</del> 376.00	
3. Street barricading (for private use)	<del>\$68.00 / year</del> 64.00	
3A. Street barricading (temporary for private use) (i.e.: special events, rallies, etc.)	<del>\$ 64.00</del> 68.00	Plus Deposit
4. Private car tracks (narrow gauge, etc.)	<del>40</del> 42 cents / lineal foot  <del>\$ 64.00</del> 68.00 minimum	
5. Clocks	<del>\$ 64.00</del> 68.00/ year	
5A. Clocks posted on public places and designated Historic Landmarks	No Fee	
6. Signs, flags, company graphics, etc. extending over public property	<del>\$ 64.00</del> 68.00/ year	
7. Structures and overhangs. Street areas that are <u>not</u> underwater	<del>40</del> 42cents /sq. ft./year <del>\$ 64.00</del> 68.00 minimum	Indemnity Agreement required
7A. Structures and overhangs (underwater streets)	<del>10</del> 11 cents per sq. ft. per month <del>\$64.00</del> 68.00/ year minimum	Insurance required
7B. Ramp for primary access over underwater streets	<del>\$ 64.00</del> 68.00/ year	
8. Ventilating ducts and private maintenance holes	<del>\$64.00</del> 68.00/ year	
9. Underground vaults and service boxes	<del>\$ 64.00</del> 68.00/ year	
12. Material storage or other uses not covered elsewhere in schedule, and not in underwater street	<del>40</del> 42cents / square foot  <del>\$ 64.00</del> 68.00/ year minimum	

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12A. Moorage or other uses not covered elsewhere in schedule in underwater street	1011 cents per sq. ft. per month \$ 64.00 68.00 / year minimum	
14. Miscellaneous uses requiring renewable permit and insurance not covered by other kinds of Street Use Permits	\$ 64.00 68.00 / year	Insurance required
14A. Vending Carts	\$ 68.00 64.00 / year	Insurance required
14B. Tables and Chairs	\$ 95.00 101.00 / year maximum four tables	Insurance required
14C. 1st Amendment Vending	\$40/yr registration \$35/mo site permit	
16. Areaways in existence prior to January 1, 1995. 40 cents / square foot	40 42cents / square foot \$ 64.00 68.00 / year minimum	Insurance required Structural Inspection required, two hour maximum @ \$300.00 total
16A. Inactive areaways in existence prior to January 1, 1995.	\$ 64.00 68.00 / year	Insurance required
16B. Areaways built after January 1, 1995.	fee based upon appraisal	Permit authorized by City Council Ordinance
17. Sidewalk elevators, doors and similar installations	\$ 64.00 68.00 / year minimum	Insurance required
18. Sidewalk cafes	\$ 1.22 1.29 / sq. ft. / year \$ 239.00 253.00 minimum	Insurance required
18A. Merchandise Display on sidewalks	\$ 1.22 1.29 / sq. ft. / year \$ 64.00 68.00 minimum	Insurance required
21. Underground storage tanks in street area	\$535.00 567.00 / year	
21A. Non-public utilities - aerial cables, access hatches, flood lights, etc. for private usage.	\$ 64.00 68.00 / year	
21B. Underground storage tanks in street area that are outfitted per Department of Ecology (D.O.E.) requirements, are not abandoned, and have a valid D.O.E. underground storage tank permit.	\$ 64.00 68.00 / year	
22. Shoring (for construction projects with DCLU project numbers that start with "94" or less)	\$535.00 567.00	Plus a deposit to pay for City costs for review and approval of shoring design and City costs for inspection and monitoring of the shoring system during installation and while the shoring system is providing support for the adjacent street right of way.
22A. Excavation DEPTH  (for construction projects with DCLU project numbers that start with "94" or less)  0 - 10 15 20  Over 20 feet	<u>COST PER LINEAL FOOT OF EXCAVATION</u>  \$4.50 - \$ 228.00 minimum  5.50 - 456.00 minimum  6.50 - 689.00 minimum  6.50 - 1166.00 minimum	Plus cost of field investigation and inspection in excess of one hour. \$500.00 minimum deposit
22B. Shoring unremoved, more than 18 inches from property line	\$ 663.00 703.00 per pile	Each pile must be removed to a point 4 feet below finished grade
22C. Tank removal adjacent to street area	\$100 106.00	\$500 deposit

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23. Cornices, belt courses, arch structural features	\$ 64.00 68.00	
25. Driveways	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$270.00 291.60 deposit
27. Awnings, marquees and canopies (Plus # 27A if canopy with stanchions)	40 42 cents / square foot \$ 64.00 68.00 minimum \$ 1060.00 1124.00 maximum	
27A. Stanchions	\$ 64.00 68.00 / year	Indemnity Agreement Required
28. Water service lines less than 2 inch diameter	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 291.60 deposit (deposit held for minimum 60 days)
29. Fences	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 291.60 deposit
29A. Structural retaining walls and rockeries	\$ 64.00 68.00 / year	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 291.60 deposit Indemnity Agreement required
31. Construction use:		Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
Outside downtown	40 42 cents / square foot for each four month period or portion thereof \$ 64.00 68.00 minimum	
31A. <u>Downtown area:</u> Bounded by I-5, South Dearborn Street, Alaskan Way and Denny Way inclusive	1 to 4 months: \$ 0.5061 per sq. ft. per month \$ 64.00 68.00 minimum  5 to 8 months: \$ 0.9095 per sq. ft. per month \$ 90.00 95.00 minimum  9 to 12 months: \$ 1.17 1.24 per sq. ft. per month \$ 117.00 124.00 minimum  Over 12 months: \$ 2.33 2.47 per sq. ft. per month \$ 233.00 247.00 minimum  For any construction project containing low-income housing, the fees shall be reduced by a percentage equal to the percentage of the project gross floor area to be used for low-income housing.	
<u>Low income housing in Downtown Area</u>		
31B. Construction Dumpster (residential streets Downtown excluded)	40 42 cents/ square foot \$64.00 68.00 minimum	

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33. Contractor's trucks and equipment	\$ <del>64.00</del> 68.00/year. for each truck or unit, \$ <del>1,378.00</del> 1,461.00 max.	Insurance required
34. Grade and gravel (temporary)	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$270.00</del> 286.00 deposit
35. Clear and grub street or alley	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
37. New sidewalk with existing curb	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
38. Planting strip surfacing including required landscaping	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
39. Weep holes	\$ <del>64.00</del> 68.00	
40. Roadway paving	\$ <del>64.00</del> 68.00	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
41. Bus shelter	\$ <del>64.00</del> 68.00	
42. Building demolition	<del>14</del> 15 cents / square foot \$ <del>64.00</del> 68.00 minimum	Plus cost of field investigation and inspection time in excess of one hour <del>\$ 270.00</del> 286.00 deposit
43. Tree removal or pruning (per abutting lot when involving temporary blocking of a street)	\$ <del>64.00</del> 68.00	<del>\$ 270.00</del> 286.00 damage/cleanup deposit
44. Mobile crane, manlift, boom truck, etc.	\$ <del>64.00</del> 68.00 / day	<del>\$ 270.00</del> 286.00 damage/clean up deposit Insurance required



45. Private contract (major public improvements) Engineering costs not included	\$ 64.00 68.00	cost of review, surveying, inspection, mapping and administration. Bond required
46. Waterproofing or similar surfacing of concrete walks	\$ 64.00 68.00	
47. Cross curb and walk with equipment	\$ 64.00 68.00	\$ 270.00 286.00 damage deposit
48. Use of area over right of way for building maintenance	\$ 64.00 68.00 for each unit, \$ 1,060.00 11424.00 maximum	
49. Street opening for miscellaneous purposes	\$ 64.00 68.00	Test boring, pot holing etc. \$ 270.00 286.00 deposit required
50. Scaffold, swing staging or scissor manlift Less than 60 days	40 43 cents / front foot \$ 64.00 68.00 minimum	Plus cost of field investigation and inspection time in excess of one hour. \$ 270.00 286.00 deposit
51. Utility system construction	\$ 64.00 68.00	Plus cost of inspection, mapping and related engineering services billed at \$90.00 96.00/ hour
52. Street decorations: Banners, flower baskets, tree lights, etc.	\$ 64.00 68.00/ year	Insurance required
54. Miscellaneous uses that are for the use of the public, e.g. a street park, or plantings in a traffic circle per SMC 15.04.100 (for purposes of record keeping and permission granted as authorized by the Director of Seattle Transportation.)	No Fee	
54A. Miscellaneous, for private temporary use of sidewalk for purposes not covered in other categories	\$20.00 for each period of up to 4 hours	Plus cost of field investigation and inspection time in excess of one hour. \$ 270.00 286.00 deposit
55. Sidewalk repair	No Charge Inspection time will be deducted from deposit	50 sq. ft. or less no deposit 51 to 100 sq. ft. 96.00 deposit 101 to 500 sq. ft. 270.00 286.00 deposit 501 sq. ft. plus 540.00 573.00 deposit
56. Legal document preparation	\$70.00 74.00	
57. Impound fee	City cost plus 15% minimum \$ 37.00 39.00	
58. Poster/sign removal from utility poles/street furniture/trees/shrubbery		\$50 53/poster/sign To reimburse City costs per Ordinance 117066 (SMC 15.48.120)
WW100. Installations and overhangs in state waterways Piers, loading platforms, bridges, scales overhead hoists, beams, cranes, canopies with stanchions, ramps, steps, floating home access, overhangs, etc. (cornices excepted)	\$11 cents per square foot per month \$ 64.00 68.00/ year minimum	
WW150. Use by non-profit organization that under contract with the City, participates actively in City water-safety and boating safety programs for youth	\$ 64.00 / year	
WW200. Moorage or other use of state waterways not covered by Permit # WW100	\$11 cents per square foot per month \$ 64.00/ 68.00/ year minimum	
Inspection Fee in excess of base fee	\$90/ 95/ hour	

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etc. required
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573.00
per 5.48.120)

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Title 15 of the Seattle Municipal Code also authorizes the Director of ~~Engineering~~ **Seattle Transportation** and/or the Director of Construction and Land Use to require a surety bond or deposit for various permits when deemed to be in the public interest.

Payment is due within 30 days of the date of any invoice. Any invoice more than 90 days past due will be forwarded to a collection agency or the City Attorney's office for collection. All past due amounts will accrue interest at twelve percent (12%) per annum. In the event suit is commenced to collect on unpaid invoices, the prevailing party will be entitled to collect reasonable attorney's fees and costs of litigation.

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**STATE OF WASHINGTON - KING COUNTY**

100340  
City of Seattle, City Clerk

—SS.

No.

**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

CT:ORD 119260/FULL

was published on

12/18/98

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

Subscribed and sworn to before me on

12/18/98

Notary Public for the State of Washington,  
residing in Seattle

Affidavit of Publication

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# City of Seattle

## ORDINANCE 119260

AN ORDINANCE relating to Seattle Transportation; adopting an amended schedule of fees for permits for the use of public places, such as streets and sidewalks, under the jurisdiction of Seattle Transportation, and authorizing the Director of Seattle Transportation to collect such fees in accordance with Seattle Municipal Code Chapter 15.04.

WHEREAS, Section 15.04.074 of the Seattle Municipal Code authorizes and directs the Director of Seattle Transportation to prepare and recommend for adoption by the City Council by ordinance, a schedule of fees applicable to all street and sidewalk use permits, hereinafter Street Use Permit Fee Schedule, commensurate with the cost of administration, inspection and policing involved in the issuance and continuance of such permits; and the use thereby granted; and

WHEREAS, Ordinance 116439, as amended by Ordinances 116813, 118065, and 118283, adopted a Street Use Permit Fee Schedule; and

WHEREAS, it is necessary to adjust fees for inflation to cover the increased costs for administration of said permits; and

WHEREAS, the City finds that it is in the public interest for the department to identify and inspect those areaways that

are most critically in need of structural repair, and that it is appropriate to add to the Street Use Permit Fee Schedule a charge for such structural inspections, to be collected from the areaway permittee; and

WHEREAS, Seattle Transportation currently charges a fee for inspections involved in the issuance and continuance of street use permits, but this fee is not shown on the Street Use Permit Fee Schedule; and

WHEREAS, the Director has prepared and recommended an amended schedule of fees as attached hereto;

NOW THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. As requested by the Director of Seattle Transportation and recommended by the Mayor, the City's Street Use Permit Fee Schedule is adopted in the amended form attached to this ordinance and made a part hereof. New material is shown in bold type, and material to be deleted is shown in strike through. The Director of Transportation is authorized to collect such fees in accordance with Chapter 15.04 of the Seattle Municipal Code.

### STREET USE PERMITS Effective Ordinance

TYPE OF USE	PERMIT FEE	REQUIREMENTS
1. Beautification, Pruning of trees in unopened right-of-ways, Landscaping and Non Structural Rockeries	\$64.00 68.00	Plus cost of field investigation and inspection in excess of one hour \$ 270.00 286.00 Deposit
1A. Trees	No Fee	Trees Only
2. Small directional signs	\$68.00/ year 64.00	
2A. Ground Signs (for identification only)	\$ 399.00/ year 376.00	
3. Street barricading (for private use)	\$68.00 / year 64.00	
3A. Street barricading (temporary for private use) (i.e., special events, rallies, etc.)	\$ 64.00 68.00	Plus Deposit
4. Private car tracks (narrow gauge, etc.)	40 42 cents / lineal foot	
	\$64.00 68.00 minimum	
5. Clocks	\$64.00 68.00/ year	
5A. Clocks posted on public places and designated Historic Landmarks	No Fee	
6. Signs, flags, company graphics, etc. extending over public property	\$64.00 68.00/ year	
7. Structures and overhangs. Street areas that are not underwater	40 42cents / sq. ft./year \$64.00 68.00 minimum	Indemnity Agreement required
7A. Structures and overhangs (underwater streets)	1011 cents per sq. ft. per month \$64.00 68.00/ year minimum	Insurance required
7B. Ramp for primary access over underwater streets	\$64.00 68.00/ year	
8. Ventilating ducts and private maintenance holes	\$64.00 68.00/ year	
9. Underground vaults and service boxes	\$64.00 68.00/ year	
12. Material storage or other uses not covered elsewhere in schedule, and not in underwater street	10 42cents / square foot \$ 64.00 68.00/ year minimum	
12A. Moorage or other uses not covered elsewhere in schedule in underwater street	10-11 cents per sq. ft. per month \$64.00 68.00/ year minimum	
14. Miscellaneous uses requiring renewable permit and insurance not covered by other kinds of Street Use Permits	\$64.00 68.00/ year	Insurance required
14A. Vending Carts	\$68.00 64.00/ year	Insurance required
14B. Tables and Chairs	\$95.00 101.00/ year maximum four tables	Insurance required
14C. 1st Amendment Vending	\$40/yr registration \$35/no site permit	
16. Areaways in existence prior to January 1, 1995. 40 cents / square foot	40 42cents / square foot \$64.00 68.00 / year minimum	Insurance required Structural Inspection required, two hour maximum @ \$300.00 total
16A. Inactive areaways in existence prior to January 1, 1995.	\$64.00 68.00/ year	Insurance required
16B. Areaways built after January 1, 1995.	fee based upon appraisal	Permit authorized by City Council Ordinance
17. Sidewalk elevators, doors and similar installations	\$64.00 68.00/ year minimum	Insurance required
18. Sidewalk cafes	\$1-33 1.29/ sq. ft./ year \$259.00 253.00 minimum	Insurance required
18A. Merchandise Display on sidewalks	\$1-33 1.29/ sq. ft./ year \$64.00 68.00 minimum	Insurance required
21. Underground storage tanks in street area	\$535.00 567.00 /year	
21A. Non-public utilities - aerial cables, access hatches, flood lights, etc. for private use.	\$64.00 68.00 / year	
21B. Underground storage tanks in street area that are outfitted per Department of Ecology (D.O.E.) requirements, are not abandoned, and have a valid D.O.E. underground storage tank permit.	\$64.00 68.00 /year	
22. Shoring (for construction projects with DCLU project numbers that start with "94" or less)	\$535.00 567.00	Plus a deposit to pay for City costs for review and approval of shoring design and City costs for inspection and monitoring of the shoring system during installation and while the shoring system is providing support for the adjacent street right of way.
22A. Excavation	DEPTH COST PER LINEAL FOOT OF EXCAVATION 0 - 10 \$4.50 - \$228.00 minimum 10 - 15 1.50 - 450.00	Plus cost of field investigation and inspection in excess of one hour. \$500.00 minimum deposit

29A. Structural retaining walls and rockeries	\$64.00 68.00 / year	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
31. Construction use:		Indemnity Agreement required
Outside downtown	40 42 cents / square foot for each four month period or portion thereof \$64.00 68.00 minimum	Plus cost of field investigation and inspection time in excess of one hour \$270.00- 286.00 deposit
31A. Downtown Area: Bounded by I-5, South Dearborn Street, Alaskan Way and Denny Way inclusive	1 to 4 months: \$ 0.886, per sq. ft. per month \$64.00 68.00 minimum 5 to 8 months: \$ 0.9095 per sq. ft. per month \$90.00 95.00 minimum 9 to 12 months: \$ 1.12 1.24 per sq. ft. per month \$ 112.00 124.00 minimum Over 12 months: \$ 2.33 2.47 per sq. ft. per month \$ 233.00 247.00 minimum For any construction	
Low income housing in Downtown Area		project containing low-income housing, the fees shall be reduced by a percentage equal to the percentage of the project gross floor area to be used for low-income housing.
31B. Construction Dumpster (residential streets Downtown excluded)	40 42 cents/ square foot \$64.00 68.00 minimum	
33. Contractor's trucks and equipment	\$ 64.00 68.00/year. for each truck or unit, \$ 1,378.00 1,461.00 max.	Insurance required
34. Grade and gravel (temporary)	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$270.00 286.00 deposit
35. Clear and grub street or alley	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
37. New sidewalk with existing curb	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
38. Planting strip surfacing including required landscaping	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
39. Weep holes	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
40. Roadway paving	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
41. Bus shelter	\$ 64.00 68.00	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
42. Building demolition	4415 cents / square foot \$64.00 68.00 minimum	Plus cost of field investigation and inspection time in excess of one hour \$ 270.00 286.00 deposit
43. Tree removal or pruning (per abutting lot when involving temporary blocking of a street)	\$64.00 68.00	\$ 270.00 286.00 damage/cleanup deposit
44. Mobile crane, manlift, boom truck, etc.	\$64.00 68.00 / day	\$ 270.00 286.00 damage/clean up deposit Insurance required
45. Private contract (major public improvements) Engineering costs not included	\$64.00 68.00	Plus cost of review, surveying, inspection, mapping and administration. Bond required
46. Waterproofing or similar surfacing of concrete walks	\$ 64.00 68.00	
47. Cross curb and walk with equipment	\$64.00 68.00	\$270.00 286.00 damage deposit
48. Use of area over right of way for building maintenance	\$64.00 68.00 for each unit, \$ 1,060.00 1,424.00 maximum	
49. Street opening for miscellaneous purposes	\$ 64.00 68.00	Test boring, pot holing etc. \$ 270.00 286.00 deposit required
50. Scaffold, swing staging or scissor manlift Less than 60 days	40 43 cents / front foot \$ 64.00 68.00 minimum	Plus cost of field investigation and inspection time in excess of one hour. \$ 270.00 286.00 deposit
51. Utility system construction	\$ 64.00 68.00	Plus cost of inspection, mapping and related engineering services billed at \$90.00 96.00/ hr
52. Street decorations: Banners, flower baskets, tree lights, etc.	\$ 64.00 68.00/ year	Insurance required
54. Miscellaneous uses that are for the use of the public, e.g. a street park, or plantings in a traffic circle per SMC 15.04.100 (for purposes of record keeping and permission granted as authorized by the Director of Seattle Transportation)	No Fee	
54A. Miscellaneous, for private temporary use of sidewalk for purposes not covered in other categories	\$20.00 for each period of up to 4 hours	Plus cost of field investigation and inspection time in excess of one hour. \$ 270.00 286.00 deposit
55. Sidewalk repair	No Charge Inspection time will be deducted from deposit	50 sq. ft. or less no deposit 51 to 100 sq. ft. 96.00 deposit 101 to 500 sq. ft. 270.00 286.00 deposit 501 sq. ft. plus \$40.00 573.00 deposit
56. Legal document preparation	\$70.00 74.00	
57. Impound fee	City cost plus 15% minimum \$ 17.00 19.00	
58. Protection approval from utility		\$50.00 53.00 per sign

### FISCAL NOTE

Each piece of legislation that is financial in nature will be accompanied by a fiscal note. The fiscal note should be drafted by department staff and will identify operating, capital, revenue, and FTE impacts of the legislation.

Department: Seattle Transportation (SEATRAN)	Contact Person/Phone: Steve Viney, 684-4158	CBO Analyst/Phone: Cameron Keyes, 684-0848
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Legislation Title: AN ORDINANCE relating to Seattle Transportation; adopting an amended schedule of fees for permits for the use of public places, such as streets and sidewalks, under the jurisdiction of Seattle Transportation, and authorizing the Director of Seattle Transportation to collect such fees in accordance with Seattle Municipal Code Chapter 15.04.

Summary of the Legislation: This ordinance amends the Street Use Permit Fee Schedule to adjust fees for inflationary increases, introduce an inspection fee for critical areaways, and display and adjust for inflation the fee charged by the department for inspections involved in the issuance and continuance of street use permits.

Background (Include justification for the legislation and funding history, if applicable): This amendment of the Street Use Fee Schedule includes a regular inflationary increase on all fees. The ordinance also introduces an inspection fee for critical areaways, based on a two hour maximum charge of \$300 on what is estimated as a five hour average task. This two hour maximum will be increased in the next biennium for full recovery. The ordinance also amends the Street Use Permit Fee Schedule to display the fee charged by the department for inspections involved in the issuance and continuance of street use permits. The department charges this fee currently, but the fee is not shown on the Street Use Permit Fee Schedule.

Sustainability Issues (related to grant awards): Not applicable

Estimated Expenditure Impacts:			
FUND	1998	1999	2000
Critical Areaways	\$0	\$75,400	\$75,400
TOTAL	\$0	\$75,400	\$75,400

One-time \$ On-going \$ 75,400 (2 years)

Estimated Revenue Impacts:			
FUND	1998	1999	2000
Inflation adjustment on fees should raise General Fund revenue (estimated) by this amount	\$0	\$72,000	\$72,000
TOTAL	\$0	\$72,000	\$72,000

One-time \$ On-going \$72,000 per year

Estimated FTE Impacts:			
FUND	1998	1999	2000
None			
TOTAL			

# Full Time # Part Time # TES

Do positions sunset in the future? If so, when?

No FTE impacts anticipated; areaway inspection program will be contracted out or conducted by existing staff

Other Issues (including long-term implications of the legislation): Under Seattle Municipal Code Chapter 15.04, SEATRAN charges fees for permits for the use of public places, such as streets and sidewalks. These fees are set commensurate with the cost of administration, inspection and policing involved in the issuance and continuance of the permits and the use thereby granted. The department periodically updates the schedule and adjusts the fees for inflation.

Areaways are usable space, generally in the street right-of-way, constructed under the sidewalk between the building foundation and the street wall. Beginning in 1999, Seattle Transportation will implement a Capital Improvement Program to identify those areaways that are in critical need of repair, and based on a feasibility and cost assessment, either renovate them or fill them with lightweight concrete. The areaway structural inspection fee established by this ordinance will help support the implementation of this program.

Section 2. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 23rd day of November, 1998, and signed by me in open session in authentication of its passage this 23rd day of November, 1998.

SUE DONALDSON,  
President of the City Council.

Approved by me this 2nd day of December, 1998.  
PAUL SCHELL,  
Mayor.  
Filed by me this 2nd day of December, 1998.  
(Seal) JUDITH E. PIPPIN,  
City Clerk.  
Publication ordered by JUDITH PIPPIN,  
City Clerk.  
Date of official publication in Daily Journal of Commerce, Seattle, December 18, 1998. 12/18/1998

HAN THIS NOTICE



