

ORDINANCE No. 120381

*ME*

COUNCIL BILL No. 113673

The City

AN ORDINANCE relating to the Harbor Code, modifying the permit requirements for skin and scuba diving, and amending Section 16.28.020 of the Seattle Municipal Code in connection therewith.

Honorable President:

Your Committee on \_\_\_\_\_

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

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

*Nice*  
*Pass*  
*5-21-01* *Passed*  
*(EXCUS)*

Introduced: <i>MAY 14 2001</i>	By: <i>Compton</i>
Referred: <i>MAY 14 2001</i>	To: <i>Public Safety &amp; Technology Committee</i>
Referred:	To:
Referred:	To:
Reported: <i>5-21-01</i>	Second Reading:
Third Reading: <i>5-21-01</i>	Signed: <i>5-21-01</i>
Presented to Mayor: <i>5-21-01</i>	Approved: <i>5-24-01</i>
Returned to City Clerk: <i>5-24-01</i>	Published: <i>Jul 2001</i>
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

*Law Department*

# The City of Seattle--Legislative Department

## REPORT OF COMMITTEE

Date Reported  
and Adopted

able President:

ommittee on

ch was referred the within Council Bill No.

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

Nicastro aye

Drago aye

21-01 Passed 7-0

(Excused: Drago, Steinbrueck)

Department

Committee Chair

170  
170

ORDINANCE 120381

AN ORDINANCE relating to the Harbor Code, modifying the permit requirements for skin and scuba diving, and amending Section 16.28.020 of the Seattle Municipal Code in connection therewith.

WHEREAS, the Seattle Harbor Code restricts diving to an area within 150' of the Seacrest dock; and

WHEREAS, the regulations stating a closure area of 300' from a ferry terminal are intended for large Washington State Ferries and were not intended for a smaller passenger only vessel; now, therefore

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection 16.28.020(A)(2) of the Seattle Municipal Code is amended as follows:

SMC 16.28.020 Skin diving or scuba diving permit -- Areas required.

A. It shall be unlawful to engage in skin diving or scuba diving in the following areas of the harbor without a written permit issued by the Port Warden therefor:

\* \* \*

2. Within three hundred feet (300') of any ferry slip, public boat ramp, patrolled public beach designated as a swimming area. Provided, that it shall be lawful to engage in skin diving or scuba diving without a written permit between one hundred fifty feet (150') and three hundred feet (300') of the southeast corner of the Seacrest Park boat dock, as further described as follows: Starting at the intersection of the inner harbor line with the north margin of SW Georgia Street, and continuing easterly along said north margin one hundred ten feet (110'); thence south thirty-eight feet (38') to the true point of beginning, which is the southeast corner of the Seacrest boat dock; thence one hundred fifty feet (150') from a line south 73°, 30', 0" east extending a distance of three hundred feet (300').

Section 2. This ordinance shall take effect and be in force thirty (30) days from and after its approval by



1 the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall  
2 take effect as provided by Municipal Code Section 1.04.020.

3 Passed by the City Council the 21<sup>st</sup> day of May, 2001, and signed by me in open  
4 session in authentication of its passage this 21<sup>st</sup> day of May, 2001.

5  
6 Margaret Chapman  
President \_\_\_\_\_ of the City Council

7 Approved by me this 24<sup>th</sup> day of MAY, 2001.

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9 Paul Seep  
Mayor \_\_\_\_\_

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11 Filed by me this 24 day of May, 2001.

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13 Janice E. Pappas  
City Clerk \_\_\_\_\_

14 (Seal)

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# City of Seattle

Paul Schell, Mayor

## Seattle Department of Parks and Recreation

Kenneth R. Bounds, Superintendent

May 8, 2001

The Honorable Margaret Pageler, President  
The Seattle City Council  
600 Fourth Avenue  
11th Floor Municipal Building  
Seattle, Washington 98104-1873

VIA: Joan Walters, Director, City Budget Office  
Subject: AN ORDINANCE relating to the Harbor Code, modifying the permit requirements for skin and scuba diving, and amending Section 16.28.020 of the Seattle Municipal Code in connection therewith.

Dear Council President Pageler:

We request adoption of the enclosed legislation amending the Harbor Code section of the Seattle Municipal Code to allow skin diving or scuba diving without a written permit between one hundred fifty feet and three hundred feet of the southeast corner of the Seacrest Park boat dock.

This legislation will allow us to keep areas open to diving outside of the 150ft. zone around the Seacrest Park boat dock. The Harbor Patrol has determined that the size of the water taxi does not require the expanded closure area required of a Washington State Ferry.

There are not anticipated fiscal implications from the attached legislation. If you have any questions about this request, please call Paula Hoff, Strategic Advisor, at 615-0368.

Sincerely,

Kenneth R. Bounds  
Superintendent

KB:cn  
[cbr/legislation/ord2000IACGr.Ltr]

Attachments

cc:  
Helen Welborn, City Budget Office



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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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131841  
City of Seattle, Clerk's Office

No. ORD.IN FULL

**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 12<sup>th</sup> 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:120381 ORDINANCE;FULL

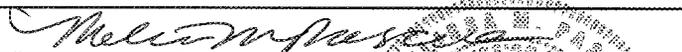
was published on

05/31/01

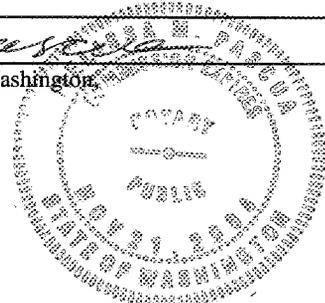


Subscribed and sworn to before me on

05/31/01

  
Notary public for the State of Washington  
residing in Seattle

Affidavit of Publication



# State of Washington, King County

## City of Seattle

### ORDINANCE 120381

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Passed by the City Council the 21st day of May, 2001, and signed by me in open session in authentication of its passage this 21st day of May, 2001.

MARGARET PAGELER,  
President of the City Council.  
Approved by me this 24th day of May,

2001.  
PAUL SCHELL,  
Mayor.  
Filed by me this 24th day of May, 2001.  
(Seal) JUDITH E. PIPPIN,  
City Clerk.  
Publication ordered by JUDITH PIPPIN,  
City Clerk.

Date of official publication in Daily Journal of Commerce, Seattle, May 31, 2001.

5/31(131841C)