

Ordinance No. 120644

Council Bill No. 113874

112

The City of Seattle  
Council Bill/Ordinance

AN ORDINANCE relating to the Admission Tax, clarifying that specific admission tax receipts shall not be deposited into the Arts Account, and amending Section 5.40.120 of the Seattle Municipal Code.

CF No. \_\_\_\_\_

Date Introduced:	OCT 1 - 2001	
Date 1st Referred:	OCT 1 - 2001	To: (committee) BUDGET
Date Re - Referred:		To: (committee)
Date Re - Referred:		To: (committee)
Date of Final Passage:	11-26-01	Full Council Vote:
Date Presented to Mayor:	11-26-01	Date Approved: 11/30/01
Date Returned to City Clerk:	12/13/01	Date Published: 2001 T.O. <input checked="" type="checkbox"/> F.T. <input checked="" type="checkbox"/>
Date Voted by Mayor:		Date Veto Published:
Date Passed Over Veto:		Veto Sustained:

③  
11-16-01 Pass  
11-26-01 Pass  
(No:  
(Ab:

This file is complete and ready

Law Department

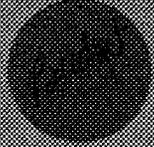
Law Dept. Review

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: \_\_\_\_\_

*Jan Drago*

Councilmember



**Committee Action:**

③

*As Amended*

11-16-01 Pass 9-0

11-26-01 Passed 6-2 (Yes: Compton, Drago, Licata, McCastro, Steinbrueck, Willis)

(No: Conlin, Pageler)

(Absent: McVey)

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

Committee: \_\_\_\_\_

(initial/date)

*Law Department*

④

*ES*  
*Monika*  
*Approved*  
*All Text Loaded*

Law Dept. Review

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Review

City Clerk  
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ORDINANCE 120644

1  
2 AN ORDINANCE relating to the Admission Tax, clarifying that specific admission tax receipts  
3 shall not be deposited into the Arts Account, and amending Section 5.40.120 of the  
4 Seattle Municipal Code.

5 WHEREAS, Ordinance 120183 directed that a new account be created in the General Subfund of  
6 the General Fund for certain arts-related purposes, and amended SMC 5.40.120 to require  
7 the depositing of specified admission tax receipts into this account; and

8 WHEREAS, for purposes of clarity, it is desirable to be more specific about which admission tax  
9 receipts will be deposited into the new account; **NOW, THEREFORE,**

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

11 Section 1. Effective January 1, 2001, Seattle Municipal Code 5.40.120 is amended as  
12 follows:

13 **SMC 5.40.120 Receipts to General Subfund and Arts Account.**

14 All receipts from the admission tax levied in this chapter shall be placed in the General  
15 Subfund of the General Fund, except that from and after January 1, 2001, twenty percent (20%)  
16 of all (~~previously unrestricted~~) admission tax receipts, other than receipts generated by men's  
17 professional basketball games and, during 2001, by men's professional football games, and  
18 men's professional baseball games, shall be deposited into the Arts Account of the General  
19 Subfund of the General Fund. Money in the Arts Account of the General Subfund shall be  
20 annually appropriated to the Seattle Arts Commission for the following purposes:  
21

- 22 a. Initiatives to keep artists living, working and creatively challenged in Seattle;  
23 b. Initiatives to build community through the arts and create opportunities for the public  
24 to intersect with artists and their work; and  
25  
26  
27  
28



1 c. For each new generation, initiatives that include art opportunities for youth in and out  
2 of school.

3  
4 Section 2. This ordinance shall take effect and be in force thirty (30) days from and after  
5 its 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  
9 Section 3. Any act consistent with the authority and prior to the effective date of this  
10 ordinance is hereby ratified and confirmed.  
11

12  
13 Passed by the City Council the 26<sup>th</sup> day of November, 2001, and signed by me in open  
14 session in authentication of its passage this 26<sup>th</sup> day of November, 2001.

15  
16 Megot Keyes  
17 President of the City Council

18 Approved by me this 30<sup>th</sup> day of NOVEMBER, 2001.

19  
20 Paul Schell  
21 Paul Schell, Mayor

22 Filed by me this 3<sup>rd</sup> day of Dec. 2001.

23  
24 Justin E. Lippin  
25 City Clerk

26 (Seal)



## MEMORANDUM

DATE: September 21, 2001

TO: The Honorable Margaret Pageler, President  
Seattle City Council

FROM: Joan Walters, Director  
City Budget Office

SUBJECT: AN ORDINANCE relating to the Admission Tax, clarifying that specific admission tax receipts shall not be deposited into the Arts Account, and amending Section 5.40.120 of the Seattle Municipal Code.

When Ordinance 120183 was passed in November 2000, it created a new Arts Account in the General Subfund of the General Fund, and required that twenty percent of "all previously unrestricted admission tax receipts" be deposited into the Account. The attached ordinance clarifies language in Ordinance 120183 in that it specifies that twenty percent of all admission tax receipts *other than receipts generated by men's professional basketball games, men's professional football games, and men's professional baseball games* will be deposited into the Arts Account.

Admission tax receipts generated by Seattle Sonics games are used specifically to help offset operating expenses and debt service payments related to KeyArena. Additionally, the City will no longer receive admission tax receipts generated by the Seattle Seahawks once they begin playing in their new stadium and, under state law, the City does not receive admission tax receipts from Seattle Mariners games played at Safeco Field. Given these constraints, the need to reduce fluctuations in revenues to the Arts Account, and the desire to maintain flexibility should these revenues return to the City in the future, we have excluded receipts generated by these three sports from the calculation of Arts Account revenues.

The attached ordinance is consistent with the intent of Ordinance 120183, and with the City's current practice as reflected in the 2002 Endorsed and Proposed Budgets.. It will not have any fiscal impact on the Arts Commission. We believe the language set forth in the proposed legislation will provide greater clarity in administering the Arts Account.

If you have any questions, or would like additional information, please call Cameron Keyes at 684-8048 or JoEllen Kuwamoto at 684-0225.

cc: Cameron Keyes  
JoEllen Kuwamoto



**ORDINANCE**

AN ORDINANCE relating to the Admission Tax, clarifying that specific admission tax receipts shall not be deposited into the Arts Account, and amending Section 5.40.120 of the Seattle Municipal Code.

WHEREAS, Ordinance 120183 directed that a new account be created in the General Subfund of the General Fund for certain arts-related purposes, and amended SMC 5.40.120 to require the depositing of specified admission tax receipts into this account; and

WHEREAS, for purposes of clarity, it is desirable to be more specific about which admission tax receipts will be deposited into the new account; **NOW, THEREFORE,**

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

Section 1. Effective January 1, 2001, Seattle Municipal Code 5.40.120 is amended as follows:

**SMC 5.40.120 Receipts to General Subfund and Arts Account.**

All receipts from the admission tax levied in this chapter shall be placed in the General Subfund of the General Fund, except that from and after January 1, 2001, twenty percent (20%) of all ((previously unrestricted)) admission tax receipts other than receipts generated by men's professional basketball games, men's professional football games, and men's professional baseball games shall be deposited into the Arts Account of the General Subfund of the General Fund. Money in the Arts Account of the General Subfund shall be annually appropriated to the Seattle Arts Commission for the following purposes:

- a. Initiatives to keep artists living, working and creatively challenged in Seattle;
- b. Initiatives to build community through the arts and create opportunities for the public to intersect with artists and their work; and



1 c. For each new generation, initiatives that include art opportunities for youth in and out  
2 of school.

3  
4 Section 2. This ordinance shall take effect and be in force thirty (30) days from and after  
5 its 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  
9 Section 3. Any act consistent with the authority and prior to the effective date of this  
10 ordinance is hereby ratified and confirmed.  
11

12  
13 Passed by the City Council the \_\_\_\_ day of \_\_\_\_\_, 200\_\_, and signed by me in  
14 open session in authentication of its passage this \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

15  
16 \_\_\_\_\_  
17 President of the City Council

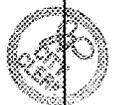
18 Approved by me this \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

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

22  
23 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

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

26 (Seal)



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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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139193  
City of Seattle, Clerk's Office

No. ORDINANCE4 IN FULL

**Affidavit of Publication**

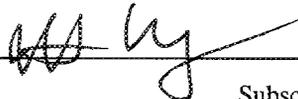
The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published 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:120644 ORD. IN FULL

was published on

12/14/01



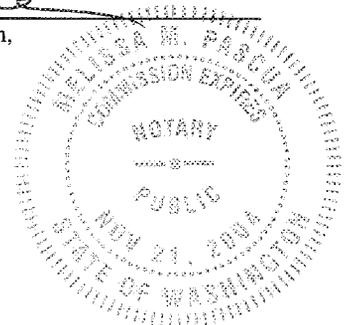
Subscribed and sworn to before me on

12/17/01



Notary public for the State of Washington,  
residing in Seattle

Affidavit of Publication



# State of Washington, King County

## City of Seattle

### ORDINANCE 120644

AN ORDINANCE relating to the Admission Tax, clarifying that specific admission tax receipts shall not be deposited into the Arts Account, and amending Section 5.40.120 of the Seattle Municipal Code.

WHEREAS, Ordinance 120183 directed that a new account be created in the General Subfund of the General Fund for certain arts-related purposes, and amended SMC 5.40.120 to require the depositing of specific admission tax receipts into this account; and

WHEREAS, for purposes of clarity, it is desirable to be more specific about which admission tax receipts will be deposited into the new account; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Effective January 1, 2001, Seattle Municipal Code 5.40.120 is amended as follows:

#### SMC 5.40.12 RECEIPTS TO GENERAL SUBFUND AND ARTS ACCOUNT.

All receipts from the admission tax levied in this chapter shall be placed in the General Subfund of the General Fund, except that from and after January 1, 2001, twenty percent (20%) of all ~~((previously unrestricted))~~ admission tax receipts, ~~other than receipts generated by men's professional basketball games and, during 2001, by men's professional football games, and men's professional baseball games,~~ shall be deposited into the Arts Account of the General Subfund of the General Fund. Money in the Arts Account of the General Subfund shall be annually appropriated to the Seattle Arts Commission for the following purposes:

- a. Initiatives to keep artists living, working and creatively challenged in Seattle;
- b. Initiatives to build community through the arts and create opportunities for the public to intersect with artists and their work; and
- c. For each new generation, initiatives that include art opportunities for youth in and out of school.

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.

Section 3. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and confirmed.

Passed by the City Council the 26th day of November, 2001, and signed by me in open session in authentication of its passage this 26th day of November, 2001.

MARGARET PAGELER,  
President of the City Council.  
Approved by me this 30th day of November, 2001.

PAUL SCHELL,  
Mayor.  
Filed by me this 3rd day of December, 2001.

(Seal) JUDITH E. PIPPIN,  
City Clerk.  
Publication ordered by JUDITH PIPPIN, City Clerk.

(Boldface denotes deletion.)

Date of official publication in Daily Journal of Commerce, Seattle, December 14, 2001. 12/14(130189CF)