

Ordinance No. 120889

Council Bill No. 114170

The City of Seattle  
Council Bill/Ordinance

AN ORDINANCE relating to certain dances and dance venues; adding a new chapter to the Seattle Municipal Code to regulate such dances and dance venues; providing penalties for violations; establishing a music and youth commission; and repealing Chapter 6.294 of the Seattle Municipal Code.

3-1

POS ~~NL~~ NL

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

Date Introduced:	MAY - 8 2002	
Date 1st Referred:	MAY - 8 2002	
Date Re - Referred:	To: (committee) Neighborhoods, Arts & Civil Rights Commission	
Date Re - Referred:	To: (committee)	
Date of Final Passage:	Full Council Vote:	
8-5-02	6-2	
Date Presented to Mayor:	Date Approved:	
8-6-02	8/19/02	
Date Returned to City Clerk:	Date Published:	T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/>
8/20/02	19 (P)	
Date Vetted by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

B-12-02 Pass

(S.V.C.)

This file is complete and ready

*Law Department*

Law Dept. Review

# The City of Seattle - Legislative Department

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

*[Signature]* LICATA  
Councilmember

## Committee Action:

3-1

~~1055~~ ~~1055~~ NL, RC, JC YES

*[Signature]* 4/10/02

MP No as amended

*[Signature]*

8-12-02 Passed *[Signature]* Amended 6-2

(Excused: Compton)

Y: JM, HW, RC, JD, NL, PS-6

N: RM, MP-2

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

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

(initial/date)

*[Signature]* System Admin from 1:30-2pm

Law Department

Law Dept. Review

OMP  
Review

*[Signature]* PS  
City Clerk  
Review

*[Signature]*  
Electronic  
Copy Loaded

*[Signature]*  
Indexed

ORDINANCE 120889

1  
2 AN ORDINANCE relating to certain dances and dance venues; adding a new chapter to the Seattle  
3 Municipal Code to regulate such dances and dance venues; providing penalties for violations;  
4 establishing a music and youth commission; and repealing Chapter 6.294 of the Seattle  
5 Municipal Code.

6 **WHEREAS**, Young persons under the age of 18 should have access to the arts, including dances, and  
7 should be able to participate in the cultural life of the City; and

8 **WHEREAS**, The problems associated with unregulated dances and dance venues that permit attendance  
9 by young persons under the age of 18, including but not limited to drug and alcohol use and  
10 abuse of children, are a matter of City concern; and

11 **WHEREAS**, Dances and dance venues that permit attendance by young persons under the age of 18  
12 should provide a safe and secure environment for these young patrons; and

13 **WHEREAS**, It is appropriate that dances that permit attendance by young persons under the age of 18,  
14 and the persons who operate such dances, meet certain requirements and qualifications to ensure  
15 a safe and secure environment for these young patrons; and

16 **WHEREAS**, To provide a safe and secure environment for young dance patrons and to prevent their  
17 victimization, it is important that persons who operate dances be free from recent convictions for  
18 crimes that specifically relate to their qualifications to operate such dances, including serious  
19 crimes against persons, certain sexual offenses, certain drug offenses, and certain crimes in  
20 which a minor was the victim;

21 **NOW, THEREFORE,**

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

23 **Section 1.** Chapter 6.294 of the Seattle Municipal Code is hereby repealed.

24 **Section 2.** A new Chapter is added to the Seattle Municipal Code to read as follows:

**Chapter 6.295**

**ALL-AGES DANCES AND DANCE VENUES**

**I. GENERAL PROVISIONS**

**6.295.010 Purpose.**



1 This Chapter is an exercise of police power for the protection of the health, safety and welfare of  
2 those who attend All-Ages Dances, and is not intended to create, establish or designate any particular class  
3 or group of persons who will be especially protected or benefited by its terms.

4  
5 **6.295.020 Construction of Chapter.** The provisions of this Chapter shall be construed liberally to  
6 accomplish its purposes. Nothing in this Chapter modifies, repeals or supersedes any provision of another  
7 ordinance, rule or requirement that may relate to All-Ages Dances or All-Ages Dance Venues, including  
8 but not limited to building, land-use, planning, health and fire codes.

9  
10 **6.295.030 Chapter Subject to New License Code – Conflict.** This Chapter is subject to the general  
11 provisions of the New License Code, Seattle Municipal Code Chapter 6.202, as those provisions now exist  
12 or may hereafter be modified. However, if there is a conflict between this Chapter and Chapter 6.202, this  
13 Chapter shall govern.

14  
15 **6.295.040 Definitions.** For purposes of this Chapter, the following definitions shall apply:

16 A. "All-Ages Dance" means any public dance at (1) which persons under age eighteen (18)  
17 years are allowed or permitted to attend or (2) at which each patron is not required to show valid picture  
18 identification, showing that patron's date of birth, as a condition of entry.

19 B. "All-Ages Dance Venue" means any place or premises where an All-Ages Dance is  
20 conducted or operated, including but not limited to all hallways, bathrooms and other adjoining areas on the  
21 premises accessible to the public during the dance.

22 C. A "concert" is any event at which live music is played or sung, and at which the primary  
23 purpose of the person conducting or operating the event is for patrons to view a musical performance.



1 D. A "dance" is any event at which the primary purpose of the person conducting or operating  
2 the event is for patrons to dance as that term is commonly defined. However, a "dance" shall not be defined  
3 to include an event that is a "concert" as that term is defined by this Chapter.

4 E. "Department" means the Department of Executive Administration of the City of Seattle.

5 F. "Director" means the Director of the Department of Executive Administration of the City of  
6 Seattle, or his or her designated representative.

7 G. "Knowingly" shall have the definition set forth in Seattle Municipal Code Section  
8 12A.04.030 B.

9 H. "On-site manager" is the person present at an All-Ages Dance or All-Ages Dance Venue  
10 who is responsible for the direct operation and oversight of the dance or venue and supervision of other  
11 employees or workers.

12 I. "Person" includes any natural person and, in addition, a company, corporation, partnership,  
13 governmental entity, non-profit group or unincorporated association.

14 J. "Public dance" means any dance that is readily accessible to the public.

15  
16 **6.295.050 All-Ages Dance License Required.**

17 A. No person shall conduct or operate an All-Ages Dance unless the person who is conducting  
18 or operating such dance has obtained a license in accordance with this Chapter. If a fair, festival or other  
19 such event includes one or more separate All-Ages Dances, then only one license shall be required pursuant  
20 to this Chapter; provided, however, that each such All-Ages Dance or All-Ages Dance Venue must  
21 otherwise separately comply with the requirements of this Chapter.

22 B. The requirements of this Chapter shall not apply if the All-Ages Dance admits fewer than  
23 two hundred fifty (250) patrons.



1 C. The requirements of this Chapter shall not apply if the All-Ages Dance is sponsored by an  
2 accredited educational institution.

3  
4 **6.295.060 License – Duration.** Each license issued by the Director under this Chapter shall expire on the  
5 September 30 next following its issuance. A licensee who desires to renew a license previously issued  
6 under this Chapter shall submit a license renewal application on a form to be supplied by the Director.  
7 The license renewal application shall include all information required under SMC 6.295.090.  
8 Information from the licensee's initial licensing application may be incorporated by reference into the  
9 license renewal form to the extent such information is unchanged. If this is done, a copy of the initial  
10 licensing application shall be attached to the licensing renewal form. The renewal form shall contain a  
11 declaration under penalty of perjury as required by SMC 6.295.090F.

12  
13 **6.295.070 Fees.** The fee for a license issued pursuant to this Chapter shall be one hundred twenty dollars  
14 (\$120). The fee for an initial license obtained after March 30 shall be sixty dollars (\$60). Persons who  
15 hold a license issued under former Chapter 6.294 of the Seattle Municipal Code are exempt from paying a  
16 new license application fee under this section.

17  
18 **6.295.080 Authority of Director.** The Director is authorized to:

19 A. Make rules for the interpretation and implementation of this Chapter pursuant to the  
20 Administrative Code; and

21 B. Grant, deny, suspend or revoke licenses according to the terms of this Chapter; and

22 C. Collect fees according to the terms of this Chapter.  
23  
24



1 **II. LICENSING REQUIREMENTS AND PROCESS**

2 **6.295.090 License Application.** The person desiring to conduct or operate an All-Ages Dance shall be  
3 responsible for obtaining a license. The applicant shall complete a license application, which shall include  
4 the following:

5 A. The name (including any aliases or former names), address, day and evening telephone  
6 numbers and date of birth of the applicant. If the applicant is not a natural person, then this information shall  
7 be provided for both the applicant (excepting date of birth) and for the natural person making the  
8 application on behalf of the applicant. If the applicant is not a natural person, the applicant also shall  
9 provide the names (including any aliases or former names), addresses, day and evening telephone numbers  
10 and dates of birth of the limited partners, partners, owners, and principals of the applicant.

11 B. A statement of indemnification consistent with Municipal Code Section 6.295.150.

12 C. A statement from the applicant that any premises on which the applicant will conduct or  
13 operate any All-Ages Dance will comply with all laws and other legal requirements, including but not  
14 limited to building, land-use, health, planning and fire codes; and a statement that the applicant and any  
15 employee or agent thereof will, in the conduct of any All-Ages Dance, comply with all laws and other legal  
16 requirements, including but not limited to the building, land-use, health, planning and fire codes.

17 D. A statement that neither the applicant, nor the natural person making the application on  
18 behalf of an applicant that is not a natural person, nor any limited partner, partner, owner or principal of an  
19 applicant that is not a natural person: (1) is currently the subject of a license suspension or revocation  
20 pursuant to Seattle Municipal Code Section 6.295.160; or (2) has at any time been determined to be a  
21 sexually-violent predator pursuant to RCW Ch. 71.09 or equivalent statute; or (3) has been convicted within  
22 the ten (10) years preceding the filing of the license application of any crime listed in Subsection C of  
23 Seattle Municipal Code Section 6.295.100; or (4) has been convicted within the five (5) years preceding the  
24



1 filing of the license application of any crime listed in Subsection D of Seattle Municipal Code Section  
2 6.295.100.

3 E. Such other information as the Director requires by rule adopted pursuant to the  
4 Administrative Code for the health, safety and welfare of the patrons of All-Ages Dances and All-Ages  
5 Dance Venues.

6 F. A certification or declaration under penalty of perjury under the laws of the State of  
7 Washington that the information and statements in the application are true and correct.

8  
9 **6.295.100 Approval or Denial of License Application – Grounds.** A criminal background check  
10 will be required. The Director shall grant a license unless the license applicant, or the natural person  
11 making the application on behalf of an applicant that is not a natural person, or any limited partner, partner,  
12 owner or principal of an applicant that is not a natural person:

13 A. Is currently the subject of a license suspension or revocation pursuant to Seattle Municipal  
14 Code Section 6.295.160; or

15 B. Has, at any time, been determined to be a sexually-violent predator pursuant to RCW Ch.  
16 71.09 or equivalent statute; or

17 C. Has been convicted within the ten (10) years preceding the filing of such application of:

18 1. Any sexual crime involving a minor or child as a victim, including but not limited  
19 to: such crimes charged under RCW Ch. 9.68A (sexual exploitation of children), or RCW Ch. 9A.44 (sex  
20 offenses), or felony crimes charged under RCW Ch. 9A.88 (indecent exposure and prostitution), or such  
21 crimes included within RCW 9.94A.030(37) (sex offenses), or such crimes included within RCW  
22 43.43.830(5) (crimes against children or other persons), or a crime for which a finding of sexual motivation  
23 has been made pursuant to RCW 9.94A.127, or extortion for sexual favors pursuant to RCW 9A.56.110; or  
24





1           2.     An attempt or conspiracy to commit any crime as set forth in this Subsection C, or of  
2 aiding and abetting such crime; or

3           D.     Has, under circumstances not requiring license denial pursuant to the preceding Subsections  
4 B and C, been convicted within the five (5) years preceding the filing of such application of:

5           1.     Any felony crime involving the unlawful manufacture, sale, delivery, dispensing,  
6 distribution, or the possession with intent to manufacture, sell, deliver, dispense or distribute a drug, legend  
7 drug, or controlled substance, including but not limited to those crimes charged under RCW Ch. 69.41  
8 (legend drugs), RCW Ch. 69.43 (precursor drugs) and RCW Ch. 69.50 (Uniform Controlled Substances  
9 Act; or

10          2.     Any felony crime of violence as defined by RCW 9.41.010(11), a most serious  
11 offense as defined by RCW 9.94A.030(27), a violent offense as defined by RCW 9.94A.030(44), or a  
12 felony with a deadly weapon finding or verdict under RCW 9.94A.125; or

13          3.     Any sexual offense, including but not limited to: a sex offense as defined by RCW  
14 9.94A.030(37) or RCW Ch. 9A.44, a crime for which a finding of sexual motivation has been made under  
15 RCW 9.94A.127, extortion to obtain sexual favors pursuant to RCW 9A.56.110, or sexual offenses  
16 included within RCW 43.43.830(5) (crimes against children or other persons), or felony crimes charged  
17 under RCW Ch. 9A.88 (indecent exposure and prostitution); or

18          4.     An attempt or conspiracy to commit any crime as set forth in this Subsection D, or  
19 of aiding and abetting such crime.

20  
21 **6.295.110 Approval or Denial of License Application – Time Frame.** The Director normally shall  
22 approve or deny a license within ten (10) business days of the filing of a complete application under  
23 Municipal Code Sections 6.202.130 and 6.295.090; provided, however, that the Director may take  
24



1 reasonable additional time for approval or denial when necessary to conduct a criminal-history  
2 investigation.

3  
4 **6.295.120 License – Limited to Licensee.** Any license issued under this Chapter shall apply to a single  
5 licensee, and shall not be transferable to other persons or licensees. The licensee may use such license at  
6 any All-Ages Dance Venue or Venues; provided, however, that such use shall not excuse the licensee or  
7 venue from compliance with any ordinance, rule or requirement that may relate to such licensee or venue,  
8 including but not limited to building, land-use, planning, health and fire codes; and provided further that  
9 such use shall not result in an extension of the duration of such license.

10  
11 **6.295.130 Security Personnel.** It shall be the obligation of every licensee under this Chapter to insure:

12 A. That security personnel are employed and in attendance at an All-Ages Dance Venue during and  
13 following each All-Ages Dance, in order to maintain order and ensure compliance with the law.  
14 Specifically, every licensee must provide two (2) persons who have received formal training in crowd  
15 control and event management, plus one (1) additional person so trained for every one hundred (100)  
16 patrons admitted to the All-Ages Dance or All-Ages Dance Venue in addition to the first two hundred fifty  
17 (250) patrons so admitted.

18 B. The licensee of any All Ages Dance which is scheduled to continue after 2:00 A.M. shall hire a  
19 minimum of two (2) off-duty Seattle police officers to be in attendance no later than 2:00 A.M. If the  
20 licensee does not make other arrangements to hire off-duty police officers, the licensee shall make a written  
21 request for such off-duty police officers to be employed through Seattle Security not less than five (5)  
22 business days prior to the All Ages Dance. If Seattle Security does not provide written confirmation (by  
23 hard copy, electronic mail or facsimile) within forty-eight (48) hours of receiving the request that the  
24

1 requested off-duty officers will be available for the dance, the licensee is exempted from the requirement to  
2 provide any additional security from off-duty Seattle police officers after 2:00 A.M.

3  
4 **6.295.135 Access—Peace Officers—Director**

5 All peace officers of the City of Seattle and/or the Director shall have free access to All-Ages Dance  
6 Venues when an All-Ages Dance is being conducted or operated for the purpose of inspection and to  
7 enforce compliance with the provisions of this Chapter.

8  
9 **6.295.140 On-Site Manager.**

10 It shall be the obligation of every person licensed under this Chapter to insure that at least one on-site  
11 manager is employed and in attendance at an All-Ages Dance Venue during and following each All-Ages  
12 Dance, to be responsible for the direct operation and oversight of the dance and venue and supervision of  
13 other employees or workers.

14  
15 **6.295.150 Indemnification.**

16 The licensee shall indemnify and hold the City harmless from any and all losses, claims, actions or damages  
17 suffered by any person or persons by reason of or resulting from any negligence of the licensee or its  
18 agents, employees, or patrons or on account of any act or omission of the licensee in its exercise of its  
19 license or use or occupancy of any premises in connection with such license. In the event any suit or action  
20 is brought against the City, the licensee shall, upon notice of the commencement thereof, defend the same,  
21 at no cost and expense to the City, and promptly satisfy any final judgment adverse to the City or to the City  
22 and the licensee jointly; provided, that in the event the City determines that one (1) or more principles of  
23 governmental or public law are involved, the City retains the right to participate in such action. The above  
24



1 liability shall not be diminished by the fact, if it be a fact, that any such death, injury, damage, loss, cost or  
2 expense may have been, or may be alleged to have been, contributed to by the negligence of the City or its  
3 officers, employees or agents; provided, however, that nothing contained in this section shall be construed  
4 as requiring the licensee to indemnify the City against liability for damages arising out of bodily injury to  
5 persons or damage to property caused by or resulting from the sole negligence of the City, or its officers,  
6 employees or agents.

7  
8 **III. ENFORCEMENT**

9 **6.295.160. Suspension or Revocation – Grounds, Duration and Administrative Appeal.**

10 A. A license issued pursuant to this Chapter may be suspended or revoked pursuant to the terms  
11 of this Chapter upon a finding that any one (1) or more of the following violations exist or have occurred:

12 1. The license was procured by fraud or false representation or omission of material  
13 fact in the license application; or

14 2. The applicant or licensee, or natural person who made the license application on  
15 behalf of the applicant or licensee, or any limited partner, partner, owner or principal of the applicant or  
16 licensee has:

17 a. Knowingly made any false statement or given any false information in  
18 connection with an application for a license; or

19 b. Violated any of the provisions of this Chapter or has committed any act  
20 which is a ground for denial of a license issued pursuant to this Chapter; or

21 3. The licensee, or any employee or agent thereof, has knowingly allowed or  
22 permitted to occur at any All-Ages Dance Venue:

1                   a.     Any felony crime of violence as defined by RCW 9.41.010(11), a most  
2 serious offense as defined by RCW 9.94A.030(27), a violent offense as defined by RCW 9.94A.030(44), or  
3 a felony involving the use or display of a deadly weapon ; or

4                   b.     Any felony sexual offense, including but not limited to a sex offense as  
5 defined by RCW 9.94A.030(37) or RCW Ch. 9A.44, a felony as defined by RCW Ch. 9.68A (sexual  
6 exploitation of minors) or RCW Ch. 9A.88 (indecent exposure and prostitution), a felony sexual offense  
7 included under RCW 43.43.830(5) (crimes against children or other persons), or extortion to obtain sexual  
8 favors pursuant to RCW 9A.56.110; or

9                   c.     Any felony sexual offense involving a minor as the victim, or any crime  
10 involving prostitution or promoting prostitution, or indecent exposure; or

11                   d.     Any act of solicitation for prostitution; or

12                   e.     The unlawful possession of any weapon or firearm; or

13                   4.     On three or more occasions during any one-year period, the licensee or any  
14 employee or agent thereof has knowingly allowed or permitted to occur at any All-Ages Dance Venue or  
15 combination of Venues:

16                   a.     The unlawful possession, consumption, opening, sale, purchase or supplying  
17 of liquor as defined in RCW 66.04.010(20); or

18                   b.     The unlawful possession, manufacture, sale, delivery, dispensing,  
19 distribution, or the possession with intent to manufacture, sell, deliver, dispense or distribute a drug, legend  
20 drug or controlled substance.

21 For purposes of this Subsection A4, the actions or knowledge of an employee or agent of the licensee shall  
22 be imputed to the licensee; or

1           5.       On three or more occasions during any one-year period, any building, structure or  
2 premises at which the licensee operated or conducted any All-Ages Dance, or any combination of such  
3 buildings, structures or premises, failed to comply with the building, land-use, planning, health or fire  
4 codes.

5           B.       The duration of any suspensions or revocations of licenses issued under this Chapter shall be  
6 as follows:

- 7           1.       A 30-day suspension upon the first violation during any one-year period;
- 8           2.       A 90-day suspension upon the second such violation;
- 9           3.       A one-year revocation upon the third such violation;

10           Provided, however, that if a license is suspended or revoked because any person listed in  
11 Subsection A 2 of this Seattle Municipal Code Section 6.295.160 has been determined to be a sexually-  
12 violent predator, or has been convicted of a crime set forth in Subsections C or D of Seattle Municipal Code  
13 Section 6.295.100, then the person against whom such finding or conviction has been entered shall be  
14 disqualified from licensing pursuant to this Chapter, or from being an applicant, a limited partner, partner,  
15 owner or principal of an applicant, or from making an application on behalf of an applicant under this  
16 Chapter, during the relevant periods of disqualification set forth in Subsections B, C or D of Seattle  
17 Municipal Code Section 6.295.100; and

18           Provided further, that the fourth and subsequent occasions during any one-year period on  
19 which the licensee or any employee or agent thereof has knowingly allowed or permitted to occur those  
20 activities set forth in Subsection A 4 of this Seattle Municipal Code Section 6.295.160, or on which any  
21 building, structure or premises of a licensee has failed to comply with the building, land-use, planning  
22 health or fire codes as set forth in Subsection A 5 of this Seattle Municipal Code Section 6.295.160, each



1 shall be counted as a separate violation for which a license issued pursuant to this Chapter may be  
2 suspended or revoked.

3 C. Notice and Administrative Review

4 1. For each occasion on which it is alleged the licensee, or any employee or agent  
5 thereof, has knowingly allowed or permitted those activities set forth in Subsection A 4 of this  
6 Seattle Municipal Code Section 6.295.160, or on which any building, structure or premises has  
7 failed to comply with the building, land-use, planning health or fire codes as set forth in Subsection  
8 A 5 herein, and which occasion does not constitute a violation for which a license issued  
9 pursuant to this Chapter may be suspended or revoked, the Director shall give written notice to  
10 the affected licensee. Such notice shall be mailed or delivered to the licensee within ten (10)  
11 days of such time that the Director was made aware of such occasion.

12 2. Any such notice shall state that the licensee is entitled to a hearing to respond to  
13 the notice and introduce any evidence to refute the allegations contained in the notice. Upon written  
14 request filed within ten (10) days after the date of the notice, the Director shall set a hearing date, which  
15 shall be not more than fourteen (14) days from the date of the receipt of the request. Failure to file a  
16 timely written request shall constitute waiver of any right to review the notice.

17 3 The hearing shall be held by the Director.

18 4. The hearing shall be informal, but shall be recorded by electronic means provided  
19 by the Director or his or her designee. Within twenty (20) days of the hearing, the Director or his or her  
20 designee shall issue a written ruling including factual findings and conclusions, with supporting reasons,  
21 affirming, modifying, or reversing the notice. The decision shall be mailed by first class mail to the  
22 licensee.



1           5.     The decision of the Director or his or her designee is subject to review by the  
2 Hearing Examiner only during a license suspension or revocation hearing as provided for SMC  
3 6.295.180.

4  
5 **6.295.170 Operating without a License.**

6           A.     Any person who conducts or operates an All-Ages Dance or All-Ages Dance Venue without  
7 a valid license issued pursuant to this Chapter commits an infraction, the penalty for which cannot exceed  
8 \$500 (five hundred dollars); provided that if such person previously has been determined to have committed  
9 such infraction or has been found guilty under this subsection then such person is guilty of a misdemeanor,  
10 and may be punished by a fine not to exceed one thousand dollars (\$1,000) or by imprisonment for a term  
11 not to exceed ninety (90) days, or by both such fine and imprisonment. Absolute liability is imposed by this  
12 Subsection pursuant to Seattle Municipal Code Section 12A.04.100.

13           B.     Any person who has been found to have committed an infraction or who is convicted of a  
14 crime pursuant to the above Subsection A is ineligible to apply for an All-Ages Dance license for (30) days  
15 following such finding or conviction.

16  
17 **6.295.180 Appeals of License Denials, Suspensions or Revocations.**

18           A.     Appeals from denials, suspensions or revocations of licenses issued under this Chapter shall  
19 be heard and decided by the Hearing Examiner. Except as otherwise provided herein, these appeals shall be  
20 heard in the manner prescribed by Seattle Municipal Code Chapters 3.02 and 6.202.

21           B     Within thirty (30) days after the conclusion of the hearing, the Hearing Examiner shall  
22 prepare a written decision and order. An applicant or licensee aggrieved by the decision may seek judicial  
23 review of that decision, and may do so only by applying for a writ of review in the King County Superior  
24



1 Court under the provisions of Chapter 7.16 of the Revised Code of Washington. An application for a writ  
2 of review must be filed with the Court and served on all parties within fourteen (14) days of the date the  
3 decision was issued.

4  
5 **IV. MISCELLANEOUS**

6 **6.295.190 Music and Youth Commission – Composition and Authority.**

7 A. There is established a twelve (12)-member Music and Youth Commission. The Music and  
8 Youth Commission shall be housed and administratively supported within the Office of Economic  
9 Development or such other department or office as the Mayor shall designate. Six (6) Commission  
10 members shall be appointed by majority vote of the City Council, and six (6) Commission members shall  
11 be appointed by the Mayor, as follows:

12 1. Five (5) of the six (6) Commission members appointed by the City Council shall be  
13 Seattle residents with a demonstrated interest in matters relating to music, dance and all-ages musical and  
14 dance events, neighborhood or youth-related issues, public safety or law-enforcement. To the extent  
15 possible, these Commission members should represent persons of diverse ages and interests, and should  
16 represent a variety of the City's neighborhoods. The City Council also shall endeavor to appoint  
17 Commission members that include parents, youth, musicians, persons involved in conducting or operating  
18 all-ages musical and dance events or venues, and members of neighborhood groups. Commission members  
19 appointed under this subsection may not be employees of the City of Seattle, and will serve without  
20 compensation.

21 2. The sixth Commission member appointed by the City Council shall be a City  
22 Council member or Council staff person, and may serve on the Commission in this capacity only as long as  
23  
24



1 he or she remains on the City Council or Council staff, subject to the terms of Subsection B of this Section  
2 6.295.190.

3           3.       The six (6) Commission members appointed by the Mayor shall be City employees  
4 with a demonstrated expertise in or professional responsibility for law enforcement, public safety, musical  
5 events, or youth or neighborhood issues and related matters. Mayoral appointees shall include, among  
6 others, representatives from the police department and fire department. Mayoral appointees may serve on  
7 the Commission in this capacity only as long as they remain City employees, subject to the terms of  
8 Subsection B of this Section 6.295.190.

9           B.       Each Commission member shall serve a two (2)-year term; provided, however, that three (3)  
10 of the initial City Council appointees and three (3) of the initial Mayoral appointees shall serve initial terms  
11 of one (1) year, to provide for staggered terms. Following the initial appointments, the terms of one-half  
12 (1/2) of the Mayoral appointees and one-half (1/2) of the Council appointees shall begin on January 1 of  
13 even-numbered years, with all other terms beginning on January 1 of odd-numbered years. No Commission  
14 member may serve more than two (2) consecutive terms. Vacancies shall be filled for the duration of an  
15 unexpired term in the same manner as the original appointment. If a person is appointed to fill the duration  
16 of an unexpired term, then that term shall qualify as one (1) of the two (2) consecutive terms only if the  
17 portion of the unexpired term actually served is one (1) year or more. If the appointing authority fails to  
18 appoint or re-appoint a person to fill a Commission position before the incumbent Commission member's  
19 term has expired, then the incumbent may remain in his or her position for a period not to exceed sixty (60)  
20 days until such appointment or re-appointment is made. The authority that appointed a Commission  
21 member may remove that Commission member at will. The Commission may, by majority vote, remove  
22 from office a Commission member who is absent without excuse from three (3) Commission meetings  
23  
24



1 during any one (1)-year period. The Commission shall select a chair, and may adopt, promulgate, amend  
2 and rescind administrative rules and regulations for its own conduct.

3 C. The purposes and duties of the Commission are as follows

4 1. To promote and facilitate communication and understanding between and among  
5 all-ages and youth music and dance promoters and licensees, musicians, youth, parents, and governmental  
6 officials; and:

7 2. To promote an understanding of laws, policies and resources relating to all-ages and  
8 youth music and dance events and venues in the City, and to make recommendations concerning these laws,  
9 policies and resources; and

10 3. To provide, through its own broad-based membership, an informed opinion  
11 concerning all-ages and youth music and dance venues in the City, to complement the work of the City's  
12 elected officials and departments in these areas, and to make recommendations to those elected officials;  
13 and

14 4. When pertinent, to solicit public comment on issues relating to all-ages and youth  
15 music and dance events and venues in the City.

16 D. In January, 2003, and annually thereafter, the Music and Youth Commission shall report  
17 to the City Council on the implementation of this Ordinance. This report shall include a review of  
18 licenses issued, license violations and enforcement actions taken, and an assessment of the effectiveness  
19 of this ordinance in carrying out its purposes.

20  
21 **6.295.195 Annual Report.** The Department shall submit an annual report to the City Council  
22 regarding the operation of this ordinance for each of the three years following the effective date of this  
23 ordinance.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

**6.295.200 Validity of Licenses Issued under Former Chapter 6.294.**

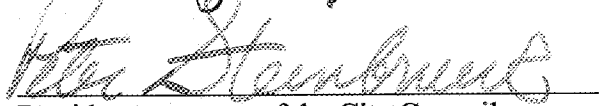
All licenses issued under former Seattle Municipal Code Chapter 6.294 prior to the effective date of this ordinance, and which otherwise would remain valid, shall remain valid for thirty (30) days following the effective date of this ordinance.

**Section 3.** All violations occurring, all proceedings begun, and all notices given under Chapter 6.294 of the Seattle Municipal Code as it existed prior to its repeal by this ordinance shall continue unaffected by this ordinance.

**Section 4.** Severability. The several provisions of this ordinance are declared to be separate and severable and the invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance, or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of this ordinance or the validity of its application to other persons or circumstances.

**Section 5.** 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 12<sup>th</sup> day of August <sup>2002</sup> and signed by me in open session in authentication of its passage this 12<sup>th</sup> day of August, 2002.

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

Approved by me this 19 day of August.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

  
\_\_\_\_\_  
Mayor

Filed by me this 20<sup>th</sup> day of August, 8/12/2002.

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

(Seal)



**Seattle City Council  
Neighborhoods, Arts & Civil Rights Committee  
Tuesday, June 25, 2002**

**Divided Report for Council Bill 114170  
All-Ages Dance Ordinance/Repeal of Teen Dance Ordinance**

**Background:**

Section 6.294 of the Seattle Municipal code, generally known as the "Teen Dance Ordinance," was passed by the Seattle City Council in 1985 to regulate dances and dancehalls admitting those under 18. From 1977 to 1985, there was no regulation of such dances. The ordinance was amended in 1988.

Council Bill 114170 was introduced to the Council by Mayor Greg Nickels. It is nearly identical to Council Bill 113302, passed by the Seattle City Council in August 2000 by a 7-1 vote, and vetoed by then Mayor Paul Schell. An attempt to override the veto failed, 5-3.

Council Bill 114170, as introduced, would remove the restrictions in SMC 6.294 for: age restrictions, a liability insurance requirement, re-entry fee, and time limits. C.B. 114170 would change the security requirement for off-duty law officers to a requirement for trained security persons; have an exemption threshold of 250 rather than 150; apply to all public dances, rather than public dances that charge admission; and allow for transfer of license to other locations. Further, C.B. 114170 would introduce a criminal background check for the applicant, an appeals process, and a Music and Youth Commission to monitor all-ages events.

C.B. 114170 was voted out of committee as amended in concept by a 3-1 vote, with Councilmembers Licata, Conlin and Compton voting "yes," and Councilmember Pageler voting "no".

**Amendments to C.B. 114170:**

A number of amendments were discussed in the Neighborhoods, Arts & Civil Rights Committee meeting of June 25, 2002. Present were Councilmembers Nick Licata, Richard Conlin, Jim Compton, and Margaret Pageler.

The Councilmembers unanimously agreed on amendments to: 1) change the appeal process to the Hearing Examiner only; 2) introduce a re-admission fee to the building of at least 50% for those under 21; 3) require any dance after 2 a.m. to request two off-duty police officers; 4) set a minimum age limit of 14, or photo i.d. from a high school; 5) designate the Office of Economic Development as the administrative home of the Music and Youth Commission; 6) require a department report on the operation of this legislation to the Council for two years.

**Divided amendments:**



**Threshold for license:** Pageler and Compton supported reducing the threshold from 250 to 150; Licata and Conlin did not (fail, 2-2).

**Security Personnel:** Amendment to require two off-duty law officers, as in SMC 6.294: Compton, Pageler “yes”; Licata, Conlin “no”: (fail, 2-2).

**Hours of Operation:** Setting a time limit for those under 18 from 2 a.m. to 8 a.m. Pageler proposed, no second, fails 1-3 (Licata, Conlin, Compton).

**Grounds for Suspension of License:** Would delete “knowingly” from sections 6.295.160 A3 and A4; “Yes” Pageler, Compton; “No”, Licata Conlin (fail 2-2).

**Grounds for Suspension of License:** Would remove “on three or more occasions during any one-year period” from sections 6.295.160 A4 and A5; “Yes” Pageler, Compton; “No”, Licata Conlin (fail 2-2).

Also discussed, without resolution were amendments to require insurance, and a background check for the on-site manager.

The ordinance passed 3-1 from committee.

**Majority: (Licata, Conlin, Compton):**

The ordinance as amended is satisfactory.

**Minority: (Pageler):**

The ordinance needs further amendments to be satisfactory.





# City of Seattle

Gregory J. Nickels, Mayor

## Office of the Mayor

March 26, 2002

Honorable Peter Steinbrueck  
President  
Seattle City Council  
Municipal Building, 11<sup>th</sup> Floor

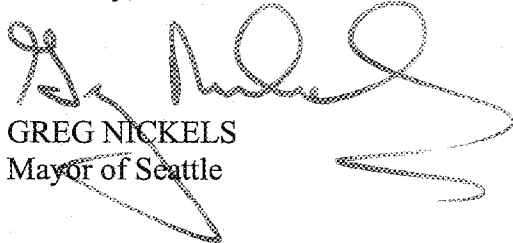
Dear Council President Steinbrueck:

I am transmitting the attached ordinance regarding All Age Dances for Council consideration.

This proposed ordinance adds a new chapter to the Seattle Municipal Code and repeals Chapter 6.294, the Teen Dance Ordinance. The aim of this proposed legislation is to promote music in Seattle by allowing youths to attend "all age" dances.

Thank you for your consideration of this legislation. Should you have questions please contact Regina LaBelle, Counsel to the Mayor at 206-684-8882.

Sincerely,



GREG NICKELS  
Mayor of Seattle

600 Fourth Avenue, 12th Floor, Seattle, WA 98104-1873

Tel: (206) 684-4000, TDD: (206) 684-8811, Fax: (206) 684-5360, E:mail: mayors.office@ci.seattle.wa.us

An equal employment opportunity, affirmative action employer. Accommodations for people with disabilities provided upon request.





Green

#1

6.295.130 Security Personnel

CB 114170

Page #9

It shall be the obligation of every person licensee under this Chapter to insure:

- A. That **qualified** security personnel are employed and in attendance at an All-Ages Dance Venue during and following each All-Ages-Dance, in order to maintain order and ensure compliance with the law. **Qualified security personnel means a person who is either (a) licensed and insured pursuant to RCW Chapter 18.170 and WAC Chapter 308-18 and have received formal training in crowd control and event management or (b) a sworn law-enforcement person, working off-duty and compensated by the licensee.** Specifically, every licensee such person must provide two (2) **qualified security** persons **who have received formal training in crowd control and event management**, plus one (1) additional **qualified security** person **so trained** for every one hundred (100) patrons admitted to the All-Ages Dance or All-Ages Dance Venues in addition to the first two hundred fifty (250) patrons so admitted.



Blue

6.295.150 Insurance and Indemnification

{INSERT on Page #10}

A. Promoters and/or venues owners sponsoring events regulated by this ordinance shall obtain at no expense to the City Commercial General Liability insurance with minimum combined single limits \$1,000,000. The policy must be endorsed to name the City of Seattle as an additional named insured. The policy is subject to approval by the City Risk Manager for the purpose of determining whether it meets requirements of this subsection. Evidence of coverage shall be in the form of a copy of the declaration pages with endorsements, or the full policy, at the City Risk Manager's discretion. The City Risk Manager shall notify the Seattle Fire Department of approval of the insurance, and maintain permanent files of all insurance. If the City Risk manager determined that no insurance is required for a particular event regulated by this ordinance, a written wavier of liability insurance requirements shall be presented to the Seattle Fire Department before the Fire Department permit is issued."

B. ....



pink

{NEW SECTION}

Page #8

6.295.145 Hours of Operation

No All-Ages Dance or All-Ages Dance Venue shall be conducted, operated or otherwise open to persons under the age of eighteen (18) years between the hours of two a.m. (2:00 a.m.) and eight a.m. (8:00 am).



PAGELER AMENDMENT #4

Yellow

III. ENFORCEMENT

6.295.160

{Delete Sections and Making Section Numbering on Pages 12-14}

4. ~~On three or more occasions during any one year period, the licensee or any employee or agent thereof has or have knowingly allowed or permitted to occur at any All-Ages Dance Venue or combination of Venues:~~

f a. The unlawful possession, consumption, opening, sale, purchase or supplying of liquor as defined in RCW 66.04.010(20); or

g b. The unlawful possession, manufacture, sale, delivery, dispensing, distribution, or the possession with intent to manufacture, sell, deliver, dispense or distribute a drug, legend drug or controlled substance.

For purposes of this Subsection A4, the actions or knowledge of an employee or agent of the licensee shall be imputed to the licensee; or

4 5. ~~On three or more occasions during any one year period,~~ Any building structure or premises at which the licensee operated or conducted any All-Ages Dance, or any combination of such buildings, structures or premises, failed to comply with the building, land-use, planning, health or fire codes.

B. The duration of any suspensions or revocations of licenses issued under this Chapter shall be as follows:

1. A 30-day suspension upon the first violation during any one-year period;
2. A 90-day suspension upon the second such violation;
3. A one-year revocation upon the third such violation;

Provided, however, that if a license is suspended or revoked because any person listed in Subsection A 2 of this Seattle Municipal Code Section 6.295.160 has been determined to be a sexually-violent predator, or has been convicted of a crime set forth in Subsections C or D of Seattle Municipal Code Section 6.295.100, then the person against whom such finding or conviction



## PAGELER AMENDMENT #4

has been entered shall be disqualified from licensing pursuant to this Chapter, or from being an applicant, a limited partner, partner, owner or principal of an applicant, or from making an application on behalf of an applicant under this Chapter, during the relevant periods of disqualification set forth in Subsections B, C or D of Seattle Municipal Code Section 6.295.100.

~~Provided further, that the fourth and subsequent occasions during any one-year period on which the licensee or any employee or agent thereof has knowingly allowed or permitted to occur those activities set forth in Subsection A 4 of this Seattle Municipal Code Section 6.295.160, or on which any building, structure or premises of a licensee has failed to comply with the building, land-use, planning health or fire codes as set forth in Subsection A 5 of this Seattle Municipal Code Section 6.295.160, each shall be counted as a separate violation for which a license issued pursuant to this Chapter may be suspended or revoked.~~

~~C. Notice and Administrative Review 1. For each occasion on which it is alleged the licensee, or any employee or agent thereof, has knowingly allowed or permitted those activities set forth in Subsection A 4 of this Seattle Municipal Code Section 6.295.160, or on which any building, structure or premises has failed to comply with the building, land-use, planning health or fire codes as set forth in Subsection A 5 herein, and which occasion does not constitute a violation for which a license issued pursuant to this Chapter may be suspended or revoked, the Director shall give written notice to the affected licensee. Such notice shall be mailed or delivered to the licensee within ten (10) days of such time that the Director was made aware of such occasion.~~

~~2. Any such notice shall state that the licensee is entitled to a hearing to respond to the notice and introduce any evidence to refute the allegations contained in the notice. Upon written request filed within ten (10) days after the date of the notice, the Director shall set a hearing date, which shall be not more than fourteen (14) days from the date of the receipt of the request. Failure to file a timely written request shall constitute waiver of any right to review the notice.~~

PAGELER AMENDMENT #4

~~3. The hearing shall be held by the Director.~~

~~4. The hearing shall be informal, but shall be recorded by electronic means provided by the Director or his or her designee. Within twenty (20) days of the hearing, the Director or his or her designee shall issue a written ruling including factual findings and conclusions, with supporting reasons, affirming, modifying, or reversing the notice. The decision shall be mailed by first class mail to the licensee.~~

~~5. The decision of the Director or his or her designee is subject to review by the Hearing Examiner only during a license suspension or revocation hearing as provided for SMC 6.295.180.~~



ORDINANCE \_\_\_\_\_

1  
2  
3 AN ORDINANCE relating to certain dances and dance venues; adding a new chapter to the Seattle  
4 Municipal Code to regulate such dances and dance venues; providing penalties for violations;  
5 establishing a music and youth commission; and repealing Chapter 6.294 of the Seattle  
6 Municipal Code.

7 **WHEREAS**, Young persons under the age of 18 should have access to the arts, including dances, and  
8 should be able to participate in the cultural life of the City; and

9 **WHEREAS**, The problems associated with unregulated dances and dance venues that permit attendance  
10 by young persons under the age of 18, including but not limited to drug and alcohol use and  
11 abuse of children, are a matter of City concern; and

12 **WHEREAS**, Dances and dance venues that permit attendance by young persons under the age of 18  
13 should provide a safe and secure environment for these young patrons; and

14 **WHEREAS**, It is appropriate that dances that permit attendance by young persons under the age of 18,  
15 and the persons who operate such dances, meet certain requirements and qualifications to ensure  
16 a safe and secure environment for these young patrons; and

17 **WHEREAS**, To provide a safe and secure environment for young dance patrons and to prevent their  
18 victimization, it is important that persons who operate dances be free from recent convictions for  
19 crimes that specifically relate to their qualifications to operate such dances, including serious  
20 crimes against persons, certain sexual offenses, certain drug offenses, and certain crimes in  
21 which a minor was the victim; **NOW, THEREFORE**,

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

23 **Section 1.** Chapter 6.294 of the Seattle Municipal Code is hereby repealed.

24 **Section 2.** A new Chapter is added to the Seattle Municipal Code to read as follows:

**Chapter 6.295**

**ALL AGES DANCES AND DANCE VENUES**

**I. GENERAL PROVISIONS**



1 **6.295.010 Purpose.** This Chapter is an exercise of police power for the protection of the health, safety  
2 and welfare of those who attend All-Ages Dances, and is not intended to create, establish or designate any  
3 particular class or group of persons who will be especially protected or benefited by its terms.

4 **6.295.020 Construction of Chapter.** The provisions of this Chapter shall be construed liberally to  
5 accomplish its purposes. Nothing in this Chapter modifies, repeals or supersedes any provision of another  
6 ordinance, rule or requirement that may relate to All-Ages Dances or All-Ages Dance Venues, including  
7 but not limited to building, land-use, planning, health and fire codes.

8 **6.295.030 Chapter Subject to New License Code – Conflict.** This Chapter is subject to the general  
9 provisions of the New License Code, Seattle Municipal Code Chapter 6.202, as those provisions now exist  
10 or may hereafter be modified. However, if there is a conflict between this Chapter and Chapter 6.202, this  
11 Chapter shall govern

12 **6.295.040 Definitions.** For purposes of this Chapter, the following definitions shall apply:

13 A. "All-Ages Dance" means any public dance: (1) which persons under age eighteen (18) years  
14 are allowed or permitted to attend or (2) at which each patron is not required to show valid picture  
15 identification, showing that patron's date of birth, as a condition of entry.

16 B. "All-Ages Dance Venue" means any place or premises where an All-Ages Dance is  
17 conducted or operated, including but not limited to all hallways, bathrooms and other adjoining areas on the  
18 premises accessible to the public during the dance.

19 C. A "concert" is any event at which live music is played or sung, and at which the primary  
20 purpose of the person conducting or operating the event is for patrons to view a musical performance.

21 D. A "dance" is any event at which the primary purpose of the person conducting or operating  
22 the event is for patrons to dance as that term is commonly defined. However, a "dance" shall not be defined  
23 to include an event that is a "concert" as that term is defined by this Chapter.





1 E. "Department" means the Department of Finance of the City of Seattle.

2 F. "Director" means the Director of Finance of the City of Seattle, or his or her designated  
3 representative.

4 G. "Knowingly" shall have the definition set forth in Seattle Municipal Code Section  
5 12A.04.030 B.

6 H. "On-site manager" is the person present at an All-Ages Dance or All-Ages Dance Venue  
7 who is responsible for the direct operation and oversight of the dance or venue and supervision of other  
8 employees or workers.

9 I. "Person" includes any natural person and, in addition, a company, corporation, partnership,  
10 governmental entity, non-profit group or unincorporated association.

11 J. "Public dance" means any dance that is readily accessible to the public.

12 **6.295.050 All-Ages Dance License Required.**

13 A. No person shall conduct or operate an All-Ages Dance unless the person who is conducting  
14 or operating such dance has obtained a license in accordance with this Chapter. If a fair, festival or other  
15 such event includes one or more separate All-Ages Dances, then only one license shall be required pursuant  
16 to this Chapter; provided, however, that each such All-Ages Dance or All-Ages Dance Venue must  
17 otherwise separately comply with the requirements of this Chapter.

18 B. The requirements of this Chapter shall not apply if the All-Ages Dance admits fewer than  
19 two hundred fifty (250) patrons.

20 C. The requirements of this Chapter shall not apply if the All-Ages Dance is sponsored by an  
21 accredited educational institution.

22 **6.295.060 License -- Duration.** Each license issued by the Director under this Chapter shall be valid for  
23 one (1) year.



1 **6.295.070 Fees.** The fee for a license issued pursuant to this Chapter shall be one hundred twenty dollars  
2 (\$120). This fee is, as to those persons for whom a licensing fee was required pursuant to former Chapter  
3 6.294 of the Seattle Municipal Code, a continuation of the fee required under such former chapter and not a  
4 new fee.

5 **6.295.080 Authority of Director.** The Director is authorized to:

6 A. Make rules for the interpretation and implementation of this Chapter pursuant to the  
7 Administrative Code; and

8 B. Grant, deny, suspend or revoke licenses according to the terms of this Chapter; and

9 C. Collect fees according to the terms of this Chapter.

10 **II. LICENSING REQUIREMENTS AND PROCESS**

11 **6.295.090 License Application.** The person desiring to conduct or operate an All-Ages Dance shall be  
12 responsible for obtaining a license. The applicant shall complete a license application, which shall include  
13 the following:

14 A. The name (including any aliases or former names), address, day and evening telephone  
15 numbers and date of birth of the applicant. If the applicant is not a natural person, then this information shall  
16 be provided for both the applicant (excepting date of birth) and for the natural person making the  
17 application on behalf of the applicant. If the applicant is not a natural person, the applicant also shall  
18 provide the names (including any aliases or former names), addresses, day and evening telephone numbers  
19 and dates of birth of the limited partners, partners, owners, and principals of the applicant.

20 B. A statement of indemnification consistent with Municipal Code Section 6.295.150.

21 C. A statement from the applicant that any premises on which the applicant will conduct or  
22 operate any All-Ages Dance will comply with all laws and other legal requirements, including but not  
23 limited to building, land-use, health, planning and fire codes; and a statement that the applicant and any  
24



1 employee or agent thereof will, in the conduct of any All-Ages Dance, comply with all laws and other legal  
2 requirements, including but not limited to the building, land-use, health, planning and fire codes.

3 D. A statement that neither the applicant, nor the natural person making the application on  
4 behalf of an applicant that is not a natural person, nor any limited partner, partner, owner or principal of an  
5 applicant that is not a natural person: (1) is currently the subject of a license suspension or revocation  
6 pursuant to Seattle Municipal Code Section 6.295.160; or (2) has at any time been determined to be a  
7 sexually-violent predator pursuant to RCW Ch. 71.09 or equivalent statute; or (3) has been convicted within  
8 the ten (10) years preceding the filing of the license application of any crime listed in Subsection C of  
9 Seattle Municipal Code Section 6.295.100; or (4) has been convicted within the five (5) years preceding the  
10 filing of the license application of any crime listed in Subsection D of Seattle Municipal Code Section  
11 6.295.100.

12 E. Such other information as the Director requires by rule adopted pursuant to the  
13 Administrative Code for the health, safety and welfare of the patrons of All-Ages Dances and All-Ages  
14 Dance Venues.

15 F. A certification or declaration under penalty of perjury under the laws of the State of  
16 Washington that the information and statements in the application are true and correct.

17 **6.295.100 Approval or Denial of License Application – Grounds.** The Director shall grant a license  
18 unless the license applicant, or the natural person making the application on behalf of an applicant that is  
19 not a natural person, or any limited partner, partner, owner or principal of an applicant that is not a natural  
20 person:

21 A. Is currently the subject of a license suspension or revocation pursuant to Seattle Municipal  
22 Code Section 6.295.160; or  
23  
24



1 B. Has, at any time, been determined to be a sexually-violent predator pursuant to RCW Ch.  
2 71.09 or equivalent statute; or

3 C. Has been convicted within the ten (10) years preceding the filing of such application of:

4 1. Any sexual crime involving a minor or child as a victim, including but not limited  
5 to: such crimes charged under RCW Ch. 9.68A (sexual exploitation of children), or RCW Ch. 9A.44 (sex  
6 offenses), or felony crimes charged under RCW Ch. 9A.88 (indecent exposure and prostitution), or such  
7 crimes included within RCW 9.94A.030(37) (sex offenses), or such crimes included within RCW  
8 43.43.830(5) (crimes against children or other persons), or a crime for which a finding of sexual motivation  
9 has been made pursuant to RCW 9.94A.127, or extortion for sexual favors pursuant to RCW 9A.56.110; or

10 2. An attempt or conspiracy to commit any crime as set forth in this Subsection C, or of  
11 aiding and abetting such crime; or

12 D. Has, under circumstances not requiring license denial pursuant to the preceding Subsections  
13 B and C, been convicted within the five (5) years preceding the filing of such application of:

14 1. Any felony crime involving the unlawful manufacture, sale, delivery, dispensing,  
15 distribution, or the possession with intent to manufacture, sell, deliver, dispense or distribute a drug, legend  
16 drug, or controlled substance, including but not limited to those crimes charged under RCW Ch. 69.41  
17 (legend drugs), RCW Ch. 69.43 (precursor drugs) and RCW Ch. 69.50 (Uniform Controlled Substances  
18 Act; or

19 2. Any felony crime of violence as defined by RCW 9.41.010(11), a most serious  
20 offense as defined by RCW 9.94A.030(27), a violent offense as defined by RCW 9.94A.030(44), or a  
21 felony with a deadly weapon finding or verdict under RCW 9.94A.125; or

22 3. Any sexual offense, including but not limited to: a sex offense as defined by RCW  
23 9.94A.030(37) or RCW Ch. 9A.44, a crime for which a finding of sexual motivation has been made under  
24



1 RCW 9.94A.127, extortion to obtain sexual favors pursuant to RCW 9A.56.110, or sexual offenses  
2 included within RCW 43.43.830(5) (crimes against children or other persons), or felony crimes charged  
3 under RCW Ch. 9A.88 (indecent exposure and prostitution); or

4 4. An attempt or conspiracy to commit any crime as set forth in this Subsection D, or  
5 of aiding and abetting such crime.

6 **6.295.110 Approval or Denial of License Application – Time Frame.** The Director normally shall  
7 approve or deny a license within ten (10) business days of the filing of a complete application under  
8 Municipal Code Sections 6.202.130 and 6.295.090; provided, however, that the Director may take  
9 reasonable additional time for approval or denial when necessary to conduct a criminal-history  
10 investigation.

11 **6.295.120 License – Limited to Licensee.** Any license issued under this Chapter shall apply to a single  
12 licensee, and shall not be transferable to other persons or licensees. The licensee may use such license at  
13 any All-Ages Dance Venue or Venues; provided, however, that such use shall not excuse the licensee or  
14 venue from compliance with any ordinance, rule or requirement that may relate to such licensee or venue,  
15 including but not limited to building, land-use, planning, health and fire codes; and provided further that  
16 such use shall not result in an extension of the duration of such license.

17 **6.295.130 Security Personnel.**

18 It shall be the obligation of every person licensed under this Chapter to insure that security personnel are  
19 employed and in attendance at an All-Ages Dance Venue during and following each All-Ages Dance, in  
20 order to maintain order and ensure compliance with the law. Specifically, such person must provide two (2)  
21 persons who have received formal training in crowd control and event management, plus one (1) additional  
22 person so trained for every one hundred (100) patrons admitted to the All-Ages Dance or All-Ages Dance  
23 Venue in addition to the first two hundred fifty (250) patrons so admitted.



1 **6.295.135 Access—Peace Officers—Director**

2 All peace officers of the City of Seattle and/or the Director shall have free access to All-Ages Dance  
3 Venues when an All-Ages Dance is being conducted or operated for the purpose of inspection and to  
4 enforce compliance with the provisions of this Chapter.

5 **6.295.140 On-Site Manager.**

6 It shall be the obligation of every person licensed under this Chapter to insure that at least one on-site  
7 manager is employed and in attendance at an All-Ages Dance Venue during and following each All-Ages  
8 Dance, to be responsible for the direct operation and oversight of the dance and venue and supervision of  
9 other employees or workers.

10 **6.295.150 Indemnification.**

11 The licensee shall indemnify and hold the City harmless from any and all losses, claims, actions or damages  
12 suffered by any person or persons by reason of or resulting from any negligence of the licensee or its  
13 agents, employees, or patrons or on account of any act or omission of the licensee in its exercise of its  
14 license or use or occupancy of any premises in connection with such license. In the event any suit or action  
15 is brought against the City, the licensee shall, upon notice of the commencement thereof, defend the same,  
16 at no cost and expense to the City, and promptly satisfy any final judgment adverse to the City or to the City  
17 and the licensee jointly; provided, that in the event the City determines that one (1) or more principles of  
18 governmental or public law are involved, the City retains the right to participate in such action. The above  
19 liability shall not be diminished by the fact, if it be a fact, that any such death, injury, damage, loss, cost or  
20 expense may have been, or may be alleged to have been, contributed to by the negligence of the City or its  
21 officers, employees or agents; provided, however, that nothing contained in this section shall be construed  
22 as requiring the licensee to indemnify the City against liability for damages arising out of bodily injury to  
23  
24



1 persons or damage to property caused by or resulting from the sole negligence of the City, or its officers,  
2 employees or agents.

3 **III. ENFORCEMENT**

4 **6.295.160. Suspension or Revocation – Grounds, Duration and Administrative Appeal.**

5 A. A license issued pursuant to this Chapter may be suspended or revoked pursuant to the terms  
6 of this Chapter upon a finding that any one (1) or more of the following violations exist or have occurred:

7 1. The license was procured by fraud or false representation or omission of material  
8 fact in the license application; or

9 2. The applicant or licensee, or natural person who made the license application on  
10 behalf of the applicant or licensee, or any limited partner, partner, owner or principal , of the applicant or  
11 licensee has:

12 a. Knowingly made any false statement or given any false information in  
13 connection with an application for a license; or

14 b. Has violated any of the provisions of this Chapter or has committed any act  
15 which is a ground for denial of a license issued pursuant to this Chapter; or

16 3. The licensee, or any employee or agent thereof, has or have knowingly allowed or  
17 permitted to occur at any All-Ages Dance Venue:

18 a. Any felony crime of violence as defined by RCW 9.41.010(11), a most  
19 serious offense as defined by RCW 9.94A.030(27), a violent offense as defined by RCW 9.94A.030(44), or  
20 a felony involving the use or display of a deadly weapon ; or

21 b. Any felony sexual offense, including but not limited to a sex offense as  
22 defined by RCW 9.94A.030(37) or RCW Ch. 9A.44, a felony as defined by RCW Ch. 9.68A (sexual  
23 exploitation of minors) or RCW Ch. 9A.88 (indecent exposure and prostitution), a felony sexual offense



1 included under RCW 43.43.830(5) (crimes against children or other persons), or extortion to obtain sexual  
2 favors pursuant to RCW 9A.56.110; or

3 c. Any felony sexual offense involving a minor as the victim, or any crime  
4 involving prostitution or promoting prostitution, or indecent exposure; or

5 d. Any act of solicitation for prostitution; or

6 e. The unlawful possession of any weapon or firearm; or

7 4. On three or more occasions during any one-year period, the licensee or any  
8 employee or agent thereof has or have knowingly allowed or permitted to occur at any All-Ages Dance  
9 Venue or combination of Venues:

10 a. The unlawful possession, consumption, opening, sale, purchase or supplying  
11 of liquor as defined in RCW 66.04.010(20); or

12 b. The unlawful possession, manufacture, sale, delivery, dispensing,  
13 distribution, or the possession with intent to manufacture, sell, deliver, dispense or distribute a drug, legend  
14 drug or controlled substance.

15 For purposes of this Subsection A4, the actions or knowledge of an employee or agent of the licensee shall  
16 be imputed to the licensee; or

17 5. On three or more occasions during any one-year period, any building structure or  
18 premises at which the licensee operated or conducted any All-Ages Dance, or any combination of such  
19 buildings, structures or premises, failed to comply with the building, land-use, planning, health or fire  
20 codes.

21 B. The duration of any suspensions or revocations of licenses issued under this Chapter shall be  
22 as follows:

23 1. A 30-day suspension upon the first violation during any one-year period;





1           2.     A 90-day suspension upon the second such violation;

2           3.     A one-year revocation upon the third such violation;

3           Provided, however, that if a license is suspended or revoked because any person listed in  
4 Subsection A 2 of this Seattle Municipal Code Section 6.295.160 has been determined to be a sexually-  
5 violent predator, or has been convicted of a crime set forth in Subsections C or D of Seattle Municipal Code  
6 Section 6.295.100, then the person against whom such finding or conviction has been entered shall be  
7 disqualified from licensing pursuant to this Chapter, or from being an applicant, a limited partner, partner,  
8 owner or principal of an applicant, or from making an application on behalf of an applicant under this  
9 Chapter, during the relevant periods of disqualification set forth in Subsections B, C or D of Seattle  
10 Municipal Code Section 6.295.100; and

11           Provided further, that the fourth and subsequent occasions during any one-year period on  
12 which the licensee or any employee or agent thereof has knowingly allowed or permitted to occur those  
13 activities set forth in Subsection A 4 of this Seattle Municipal Code Section 6.295.160, or on which any  
14 building, structure or premises has failed to comply with the building, land-use, planning health or fire  
15 codes as set forth in Subsection A 5 of this Seattle Municipal Code Section 6.295.160, each shall be  
16 counted as a separate violation for which a license issued pursuant to this Chapter may be suspended or  
17 revoked.

18           C.     Notice and Administrative Appeal.

19           1.     For each occasion on which it is alleged the licensee, or any employee or agent  
20 thereof, has knowingly allowed or permitted those activities set forth in Subsection A 4 of this Seattle  
21 Municipal Code Section 6.295.160, or on which any building, structure or premises has failed to comply  
22 with the building, land-use, planning health or fire codes as set forth in Subsection A 5 herein, and which  
23 occasion does not constitute a violation for which a license issued pursuant to this Chapter may be  
24



1 suspended or revoked, the Director shall give written notice to the affected licensee. Such notice shall  
2 be mailed or delivered to the licensee within ten (10) days of such time that the Director was made  
3 aware of such occasion.

4           2. Any such notice shall state that the licensee is entitled to a hearing to respond to  
5 the notice and introduce any evidence to refute the allegations contained in the notice. Upon written  
6 request filed within ten (10) days after the date of the notice, the Director shall set a hearing date, which  
7 shall be not more than fourteen (14) days from the date of the receipt of the request. Failure to file a  
8 timely written request shall constitute waiver of any right to appeal the notice.

9           3 The hearing shall be held by the Director of Revenue and Consumer Affairs.

10           4. The hearing shall be informal, but shall be recorded by electronic means provided  
11 by the Director of Revenue and Consumer Affairs. Within twenty (20) days of the hearing, the Director  
12 of Revenue and Consumer Affairs shall issue a written ruling including factual findings and conclusions,  
13 with supporting reasons, affirming, modifying, or reversing the notice. The decision shall be mailed by  
14 first class mail to the licensee.

15           5. The decision of the Director of Revenue and Consumer Affairs is subject to  
16 review by the Hearing Examiner and panel of Commissioners only during a license suspension or  
17 revocation hearing as provided for SMC 6.295.180.

18 **6.295.170 Operating without a License.**

19           A. Any person who conducts or operates an All-Ages Dance or All-Ages Dance Venue without  
20 a valid license issued pursuant to this Chapter commits an infraction, the penalty for which cannot exceed  
21 \$500; provided that if such person previously has been determined to have committed such infraction or has  
22 been found guilty under this subsection, then such person is guilty of a misdemeanor, and may be punished  
23 by a fine not to exceed one thousand dollars (\$1,000) or by imprisonment for a term not to exceed ninety  
24



1 (90) days, or by both such fine and imprisonment. Absolute liability is imposed by this Subsection pursuant  
2 to Seattle Municipal Code Section 12A.04.100.

3 B. Any person who has been found to have committed an infraction or who is convicted of a  
4 crime pursuant to the above Subsection A is ineligible to apply for an All-Ages Dance license for (30) days  
5 following such finding or conviction.

6 **6.295.180 Appeals of License Denials, Suspensions or Revocations – Role of Music and Youth**  
7 **Commission.**

8 A. Appeals from denials, suspensions or revocations of licenses issued under this Chapter shall  
9 be heard and decided jointly by the Hearing Examiner and two (2) Youth and Music Commission members  
10 as provided herein. Except as otherwise provided herein, these appeals shall be heard in the manner  
11 prescribed by Seattle Municipal Code Chapters 3.02 and 6.202.

12 B. Whenever the Hearing Examiner receives a timely notice of appeal, pursuant to Seattle  
13 Municipal Code Section 6.202.270, of a decision to deny, suspend or revoke a license issued pursuant to  
14 this Chapter, the Chair of the Commission shall within fifteen (15) working days of having received such  
15 notice select two (2) of its members to hear and decide that appeal jointly with the Hearing Examiner. Only  
16 Commission members appointed by the City Council pursuant to Subsection A 1 of Seattle Municipal Code  
17 Section 6.295.190 shall be eligible to be selected to hear and decide such appeals. No Commission member  
18 who has had a pecuniary, private or personal interest or bias in the matter, or who has otherwise been  
19 involved in the matter, shall be selected to hear and decide such appeal. The designated Commission  
20 representatives each shall have an equal vote with the Hearing Examiner, except the Hearing Examiner  
21 shall be the chairperson of the panel and shall make all evidentiary rulings. Should a question arise as to the  
22 previous involvement, interest or bias of a designated Commission member, the Hearing Examiner shall  
23 resolve the issue in conformance with the law on the subject.



1 C. Within thirty (30) days after the conclusion of the hearing, the Hearing Examiner shall  
2 prepare a written decision and order which shall be signed by all members of the panel concurring in the  
3 decision. An applicant or licensee aggrieved by the decision may seek judicial review of that decision, and  
4 may do so only by applying for a writ of review in the King County Superior Court under the provisions of  
5 Chapter 7.16 of the Revised Code of Washington. An application for a writ of review must be filed with the  
6 Court and served on all parties within fourteen (14) days of the date the decision was issued.

7 **IV. MISCELLANEOUS**

8 **6.295.190 Music and Youth Commission – Composition and Authority.**

9 A. There is established a twelve (12)-member Music and Youth Commission. The Music and  
10 Youth Commission shall be housed and administratively supported within the Seattle Arts Commission.  
11 Six (6) Commission members shall be appointed by majority vote of the City Council, and six (6)  
12 Commission members shall be appointed by the Mayor, as follows:

13 1. Five (5) of the six (6) Commission members appointed by the City Council shall be  
14 Seattle residents with a demonstrated interest in matters relating to music, dance and all-ages musical and  
15 dance events, neighborhood or youth-related issues, public safety or law-enforcement. To the extent  
16 possible, these Commission members should represent persons of diverse ages and interests, and should  
17 represent a variety of the City's neighborhoods. The City Council also shall endeavor to appoint  
18 Commission members that include parents, youth, musicians, persons involved in conducting or operating  
19 all-ages musical and dance events or venues, and members of neighborhood groups. Commission members  
20 appointed under this subsection may not be employees of the City of Seattle, and will serve without  
21 compensation.

22 2. The sixth Commission member appointed by the City Council shall be a City  
23 Council member or Council staff person, and may serve on the Commission in this capacity only as long as  
24



1 he or she remains on the City Council or Council staff, subject to the terms of Subsection B of this Section  
2 6.295.190.

3           3.       The six (6) Commission members appointed by the Mayor shall be City employees  
4 with a demonstrated expertise in or professional responsibility for law enforcement, public safety, musical  
5 events, or youth or neighborhood issues and related matters. Mayoral appointees shall include, among  
6 others, representatives from the police department and fire department. Mayoral appointees may serve on  
7 the Commission in this capacity only as long as they remain City employees, subject to the terms of  
8 Subsection B of this Section 6.295.190.

9           B.       Each Commission member shall serve a two (2)-year term; provided, however, that three (3)  
10 of the initial City Council appointees and three (3) of the initial Mayoral appointees shall serve initial terms  
11 of one (1) year, to provide for staggered terms. Following the initial appointments, the terms of one-half  
12 (1/2) of the Mayoral appointees and one-half (1/2) of the Council appointees shall begin on January 1 of  
13 even-numbered years, with all other terms beginning on January 1 of odd-numbered years. No Commission  
14 member may serve more than two (2) consecutive terms. Vacancies shall be filled for the duration of an  
15 unexpired term in the same manner as the original appointment. If a person is appointed to fill the duration  
16 of an unexpired term, then that term shall qualify as one (1) of the two (2) consecutive terms only if the  
17 portion of the unexpired term actually served is one (1) year or more. If the appointing authority fails to  
18 appoint or re-appoint a person to fill a Commission position before the incumbent Commission member's  
19 term has expired, then the incumbent may remain in his or her position for a period not to exceed 60 days  
20 until such appointment or re-appointment is made. The authority that appointed a Commission member  
21 may remove that Commission member at will. The Commission may, by majority vote, remove from  
22 office a Commission member who is absent without excuse from three (3) Commission meetings during  
23  
24



1 any one (1)-year period. The Commission shall select a chair, and may adopt, promulgate, amend and  
2 rescind administrative rules and regulations for its own conduct.

3 C. The purposes and duties of the Commission are as follows

4 1. To promote and facilitate communication and understanding between and among  
5 all-ages and youth music and dance promoters and licensees, musicians, youth, parents, and governmental  
6 officials; and:

7 2. To promote an understanding of laws, policies and resources relating to all-ages and  
8 youth music and dance events and venues in the City, and to make recommendations concerning these laws,  
9 policies and resources; and

10 3. To provide, through its own broad-based membership, an informed opinion  
11 concerning all-ages and youth music and dance venues in the City, to complement the work of the City's  
12 elected officials and departments in these areas, and to make recommendations to those elected officials;  
13 and

14 4. When pertinent, to solicit public comment on issues relating to all-ages and youth  
15 music and dance events and venues in the City.

16 D. In January, 2003, and annually thereafter, the Music and Youth Commission shall report  
17 to the City Council on the implementation of this Ordinance. This report shall include a complete  
18 review of licenses issued, license violations and enforcement actions taken, and an assessment of the  
19 effectiveness of this ordinance in carrying out its purposes.

20 **6.295.200 Validity of Licenses Issued under Former Chapter 6.294.**

21 All licenses issued under former Seattle Municipal Code Chapter 6.294 prior to the effective date of  
22 this ordinance, and which are otherwise valid, shall remain valid for thirty (30) days following the effective  
23 date of this ordinance.





ORDINANCE \_\_\_\_\_

1  
2  
3 AN ORDINANCE relating to certain dances and dance venues; adding a new chapter to the Seattle  
4 Municipal Code to regulate such dances and dance venues; providing penalties for violations;  
5 establishing a music and youth commission; and repealing Chapter 6.294 of the Seattle  
6 Municipal Code.

7 **WHEREAS**, Young persons under the age of 18 should have access to the arts, including dances, and  
8 should be able to participate in the cultural life of the City; and

9 **WHEREAS**, The problems associated with unregulated dances and dance venues that permit attendance  
10 by young persons under the age of 18, including but not limited to drug and alcohol use and  
11 abuse of children, are a matter of City concern; and

12 **WHEREAS**, Dances and dance venues that permit attendance by young persons under the age of 18  
13 should provide a safe and secure environment for these young patrons; and

14 **WHEREAS**, It is appropriate that dances that permit attendance by young persons under the age of 18,  
15 and the persons who operate such dances, meet certain requirements and qualifications to ensure  
16 a safe and secure environment for these young patrons; and

17 **WHEREAS**, To provide a safe and secure environment for young dance patrons and to prevent their  
18 victimization, it is important that persons who operate dances be free from recent convictions for  
19 crimes that specifically relate to their qualifications to operate such dances, including serious  
20 crimes against persons, certain sexual offenses, certain drug offenses, and certain crimes in  
21 which a minor was the victim;

22 **NOW, THEREFORE,**

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

24 **Section 1.** Chapter 6.294 of the Seattle Municipal Code is hereby repealed.

**Section 2.** A new Chapter is added to the Seattle Municipal Code to read as follows:

**Chapter 6.295**

**ALL-AGES DANCES AND DANCE VENUES**

**I. GENERAL PROVISIONS**

**6.295.010 Purpose.**



1           This Chapter is an exercise of police power for the protection of the health, safety and welfare of  
2 those who attend All-Ages Dances, and is not intended to create, establish or designate any particular class  
3 or group of persons who will be especially protected or benefited by its terms.  
4

5 **6.295.020 Construction of Chapter.** The provisions of this Chapter shall be construed liberally to  
6 accomplish its purposes. Nothing in this Chapter modifies, repeals or supersedes any provision of another  
7 ordinance, rule or requirement that may relate to All-Ages Dances or All-Ages Dance Venues, including  
8 but not limited to building, land-use, planning, health and fire codes.  
9

10 **6.295.030 Chapter Subject to New License Code – Conflict.** This Chapter is subject to the general  
11 provisions of the New License Code, Seattle Municipal Code Chapter 6.202, as those provisions now exist  
12 or may hereafter be modified. However, if there is a conflict between this Chapter and Chapter 6.202, this  
13 Chapter shall govern.  
14

15 **6.295.040 Definitions.** For purposes of this Chapter, the following definitions shall apply:

16           A.     “All-Ages Dance” means any public dance at which persons under age eighteen (18) years  
17 are allowed or permitted to attend.

18           B.     “All-Ages Dance Venue” means any place or premises where an All-Ages Dance is  
19 conducted or operated, including but not limited to all hallways, bathrooms and other adjoining areas on the  
20 premises accessible to the public during the dance.

21           C.     A “concert” is any event at which live music is played or sung, and at which the primary  
22 purpose of the person conducting or operating the event is for patrons to view a musical performance.  
23  
24

1 D. A "dance" is any event at which the primary purpose of the person conducting or operating  
2 the event is for patrons to dance as that term is commonly defined. However, a "dance" shall not be defined  
3 to include an event that is a "concert" as that term is defined by this Chapter.

4 E. "Department" means the Department of Executive Administration of the City of Seattle.

5 F. "Director" means the Director of the Department of Executive Administration of the City of  
6 Seattle, or his or her designated representative.

7 G. "Knowingly" shall have the definition set forth in Seattle Municipal Code Section  
8 12A.04.030 B.

9 H. "On-site manager" is the person present at an All-Ages Dance or All-Ages Dance Venue  
10 who is responsible for the direct operation and oversight of the dance or venue and supervision of other  
11 employees or workers.

12 I. "Person" includes any natural person and, in addition, a company, corporation, partnership,  
13 governmental entity, non-profit group or unincorporated association.

14 J. "Public dance" means any dance that is readily accessible to the public.

15  
16 **6.295.045 Age Restrictions and Identification requirement--Violation**

17 A. No person conducting or operating an All Ages Dance or an All Ages Dance Venue shall  
18 permit, either by act or omission, any person known to be under the age of fourteen (14) years of age to  
19 enter or remain on the premises without a parent or guardian of that underage person present.

20 B. The person conducting or operating an All Ages Dance or an All Ages Dance Venue shall  
21 require identification showing the age of each person seeking to be admitted.

22 C. Any person who knowingly or recklessly permits a person to enter or remain in any All Ages  
23 Dance in violation of this chapter shall be guilty of a misdemeanor.

1 D. Any person who by affirmative misrepresentation of age obtains admission to or permission  
2 to remain in any All Ages Dance in violation of this chapter shall be guilty of a misdemeanor.

3 E. For purposes of this Section, a person is known to be fourteen (14) or older if they present an  
4 identification card or driver's license issued by the State of Washington or comparable jurisdiction,  
5 passport, school identification card, or their equivalent, bearing both a photograph and the birth date of  
6 the individual. Alternatively, a person may be presumed to be fourteen (14) or older if the person  
7 presents identification bearing a photograph showing that the person is a student at a public or private  
8 high school.

9  
10 **6.295.050 All-Ages Dance License Required.**

11 A. No person shall conduct or operate an All-Ages Dance unless the person who is conducting  
12 or operating such dance has obtained a license in accordance with this Chapter. If a fair, festival or other  
13 such event includes one or more separate All-Ages Dances, then only one license shall be required pursuant  
14 to this Chapter; provided, however, that each such All-Ages Dance or All-Ages Dance Venue must  
15 otherwise separately comply with the requirements of this Chapter.

16 B. The requirements of this Chapter shall not apply if the All-Ages Dance admits fewer than  
17 two hundred fifty (250) patrons.

18 C. The requirements of this Chapter shall not apply if the All-Ages Dance is sponsored by an  
19 accredited educational institution.

20  
21 **6.295.060 License – Duration.** Each license issued by the Director under this Chapter shall expire on the  
22 September 30 next following its issuance. A licensee who desires to renew a license previously issued  
23 under this Chapter shall submit a license renewal application on a form to be supplied by the Director.

1 The license renewal application shall include all information required under SMC 6.295.090.  
2 Information from the licensee's initial licensing application may be incorporated by reference into the  
3 license renewal form to the extent such information is unchanged. If this is done, a copy of the initial  
4 licensing application shall be attached to the licensing renewal form. The renewal form shall contain a  
5 declaration under penalty of perjury as required by SMC 6.295.090F.

6  
7 **6.295.070 Fees.** The fee for a license issued pursuant to this Chapter shall be one hundred twenty dollars  
8 (\$120). The fee for an initial license obtained after March 30 shall be sixty dollars (\$60). Persons who  
9 hold a license issued under former Chapter 6.294 of the Seattle Municipal Code are exempt from paying a  
10 new license application fee under this section.

11  
12 **6.295.080 Authority of Director.** The Director is authorized to:

13 A. Make rules for the interpretation and implementation of this Chapter pursuant to the  
14 Administrative Code; and

15 B. Grant, deny, suspend or revoke licenses according to the terms of this Chapter; and

16 C. Collect fees according to the terms of this Chapter.

17  
18 **II. LICENSING REQUIREMENTS AND PROCESS**

19 **6.295.090 License Application.** The person desiring to conduct or operate an All-Ages Dance shall be  
20 responsible for obtaining a license. The applicant shall complete a license application, which shall include  
21 the following:

22 A. The name (including any aliases or former names), address, day and evening telephone  
23 numbers and date of birth of the applicant. If the applicant is not a natural person, then this information shall  
24

1 be provided for both the applicant (excepting date of birth) and for the natural person making the  
2 application on behalf of the applicant. If the applicant is not a natural person, the applicant also shall  
3 provide the names (including any aliases or former names), addresses, day and evening telephone numbers  
4 and dates of birth of the limited partners, partners, owners, and principals of the applicant.

5 B. A statement of indemnification consistent with Municipal Code Section 6.295.150.

6 C. A statement from the applicant that any premises on which the applicant will conduct or  
7 operate any All-Ages Dance will comply with all laws and other legal requirements, including but not  
8 limited to building, land-use, health, planning and fire codes; and a statement that the applicant and any  
9 employee or agent thereof will, in the conduct of any All-Ages Dance, comply with all laws and other legal  
10 requirements, including but not limited to the building, land-use, health, planning and fire codes.

11 D. A statement that neither the applicant, nor the natural person making the application on  
12 behalf of an applicant that is not a natural person, nor any limited partner, partner, owner or principal of an  
13 applicant that is not a natural person: (1) is currently the subject of a license suspension or revocation  
14 pursuant to Seattle Municipal Code Section 6.295.160; or (2) has at any time been determined to be a  
15 sexually-violent predator pursuant to RCW Ch. 71.09 or equivalent statute; or (3) has been convicted within  
16 the ten (10) years preceding the filing of the license application of any crime listed in Subsection C of  
17 Seattle Municipal Code Section 6.295.100; or (4) has been convicted within the five (5) years preceding the  
18 filing of the license application of any crime listed in Subsection D of Seattle Municipal Code Section  
19 6.295.100.

20 E. Such other information as the Director requires by rule adopted pursuant to the  
21 Administrative Code for the health, safety and welfare of the patrons of All-Ages Dances and All-Ages  
22 Dance Venues.

1 F. A certification or declaration under penalty of perjury under the laws of the State of  
2 Washington that the information and statements in the application are true and correct.

3  
4 **6.295.100 Approval or Denial of License Application – Grounds.** A criminal background check  
5 will be required. The Director shall grant a license unless the license applicant, or the natural person  
6 making the application on behalf of an applicant that is not a natural person, or any limited partner, partner,  
7 owner or principal of an applicant that is not a natural person:

8 A. Is currently the subject of a license suspension or revocation pursuant to Seattle Municipal  
9 Code Section 6.295.160; or

10 B. Has, at any time, been determined to be a sexually-violent predator pursuant to RCW Ch.  
11 71.09 or equivalent statute; or

12 C. Has been convicted within the ten (10) years preceding the filing of such application of:

13 1. Any sexual crime involving a minor or child as a victim, including but not limited  
14 to: such crimes charged under RCW Ch. 9.68A (sexual exploitation of children), or RCW Ch. 9A.44 (sex  
15 offenses), or felony crimes charged under RCW Ch. 9A.88 (indecent exposure and prostitution), or such  
16 crimes included within RCW 9.94A.030(37) (sex offenses), or such crimes included within RCW  
17 43.43.830(5) (crimes against children or other persons), or a crime for which a finding of sexual motivation  
18 has been made pursuant to RCW 9.94A.127, or extortion for sexual favors pursuant to RCW 9A.56.110; or

19 2. An attempt or conspiracy to commit any crime as set forth in this Subsection C, or of  
20 aiding and abetting such crime; or

21 D. Has, under circumstances not requiring license denial pursuant to the preceding Subsections  
22 B and C, been convicted within the five (5) years preceding the filing of such application of:

1           1. Any felony crime involving the unlawful manufacture, sale, delivery, dispensing,  
2 distribution, or the possession with intent to manufacture, sell, deliver, dispense or distribute a drug, legend  
3 drug, or controlled substance, including but not limited to those crimes charged under RCW Ch. 69.41  
4 (legend drugs), RCW Ch. 69.43 (precursor drugs) and RCW Ch. 69.50 (Uniform Controlled Substances  
5 Act; or

6           2. Any felony crime of violence as defined by RCW 9A.010(11), a most serious  
7 offense as defined by RCW 9.94A.030(27), a violent offense as defined by RCW 9.94A.030(44), or a  
8 felony with a deadly weapon finding or verdict under RCW 9.94A.125; or

9           3. Any sexual offense, including but not limited to: a sex offense as defined by RCW  
10 9.94A.030(37) or RCW Ch. 9A.44, a crime for which a finding of sexual motivation has been made under  
11 RCW 9.94A.127, extortion to obtain sexual favors pursuant to RCW 9A.56.110, or sexual offenses  
12 included within RCW 43.43.830(5) (crimes against children or other persons), or felony crimes charged  
13 under RCW Ch. 9A.88 (indecent exposure and prostitution); or

14           4. An attempt or conspiracy to commit any crime as set forth in this Subsection D, or  
15 of aiding and abetting such crime.

16  
17 **6.295.110 Approval or Denial of License Application – Time Frame.** The Director normally shall  
18 approve or deny a license within ten (10) business days of the filing of a complete application under  
19 Municipal Code Sections 6.202.130 and 6.295.090; provided, however, that the Director may take  
20 reasonable additional time for approval or denial when necessary to conduct a criminal-history  
21 investigation.

1 **6.295.120 License – Limited to Licensee.** Any license issued under this Chapter shall apply to a single  
2 licensee, and shall not be transferable to other persons or licensees. The licensee may use such license at  
3 any All-Ages Dance Venue or Venues; provided, however, that such use shall not excuse the licensee or  
4 venue from compliance with any ordinance, rule or requirement that may relate to such licensee or venue,  
5 including but not limited to building, land-use, planning, health and fire codes; and provided further that  
6 such use shall not result in an extension of the duration of such license.

7  
8 **6.295.125 Readmission fee.** No person conducting or operating an All Ages Dance or All Ages Dance  
9 Venue shall permit any person under 21 years of age, other than an employee, to leave the dance or venue  
10 and return unless that person pays a readmission fee equal to, or greater than, one half (1/2) the original  
11 price of admission.

12  
13 **6.295.130 Security Personnel.** It shall be the obligation of every licensee under this Chapter to insure:

14 A. That security personnel are employed and in attendance at an All-Ages Dance Venue during and  
15 following each All-Ages Dance, in order to maintain order and ensure compliance with the law.  
16 Specifically, every licensee must provide two (2) persons who have received formal training in crowd  
17 control and event management, plus one (1) additional person so trained for every one hundred (100)  
18 patrons admitted to the All-Ages Dance or All-Ages Dance Venue in addition to the first two hundred fifty  
19 (250) patrons so admitted.

20 B. The licensee of any All Ages Dance which is scheduled to continue after 2:00 A.M. shall hire a  
21 minimum of two (2) off-duty Seattle police officers to be in attendance no later than 2:00 A.M. If the  
22 licensee does not make other arrangements to hire off-duty police officers, the licensee shall make a written  
23 request for such off-duty police officers to be employed through Seattle Security not less than five (5)  
24



1 business days prior to the All Ages Dance. If Seattle Security does not provide written confirmation (by  
2 hard copy, electronic mail or facsimile) within forty-eight (48) hours of receiving the request that the  
3 requested off-duty officers will be available for the dance, the licensee is exempted from the requirement to  
4 provide any additional security from off-duty Seattle police officers after 2:00 A.M.  
5

6 **6.295.135 Access—Peace Officers—Director**

7 All peace officers of the City of Seattle and/or the Director shall have free access to All-Ages Dance  
8 Venues when an All-Ages Dance is being conducted or operated for the purpose of inspection and to  
9 enforce compliance with the provisions of this Chapter.  
10

11 **6.295.140 On-Site Manager.**

12 It shall be the obligation of every person licensed under this Chapter to insure that at least one on-site  
13 manager is employed and in attendance at an All-Ages Dance Venue during and following each All-Ages  
14 Dance, to be responsible for the direct operation and oversight of the dance and venue and supervision of  
15 other employees or workers.  
16

17 **6.295.150 Indemnification.**

18 The licensee shall indemnify and hold the City harmless from any and all losses, claims, actions or damages  
19 suffered by any person or persons by reason of or resulting from any negligence of the licensee or its  
20 agents, employees, or patrons or on account of any act or omission of the licensee in its exercise of its  
21 license or use or occupancy of any premises in connection with such license. In the event any suit or action  
22 is brought against the City, the licensee shall, upon notice of the commencement thereof, defend the same,  
23 at no cost and expense to the City, and promptly satisfy any final judgment adverse to the City or to the City  
24

1 and the licensee jointly; provided, that in the event the City determines that one (1) or more principles of  
2 governmental or public law are involved, the City retains the right to participate in such action. The above  
3 liability shall not be diminished by the fact, if it be a fact, that any such death, injury, damage, loss, cost or  
4 expense may have been, or may be alleged to have been, contributed to by the negligence of the City or its  
5 officers, employees or agents; provided, however, that nothing contained in this section shall be construed  
6 as requiring the licensee to indemnify the City against liability for damages arising out of bodily injury to  
7 persons or damage to property caused by or resulting from the sole negligence of the City, or its officers,  
8 employees or agents.

### 9 10 **III. ENFORCEMENT**

#### 11 **6.295.160. Suspension or Revocation – Grounds, Duration and Administrative Appeal.**

12 A. A license issued pursuant to this Chapter may be suspended or revoked pursuant to the terms  
13 of this Chapter upon a finding that any one (1) or more of the following violations exist or have occurred:

14 1. The license was procured by fraud or false representation or omission of material  
15 fact in the license application; or

16 2. The applicant or licensee, or natural person who made the license application on  
17 behalf of the applicant or licensee, or any limited partner, partner, owner or principal of the applicant or  
18 licensee has:

19 a. Knowingly made any false statement or given any false information in  
20 connection with an application for a license; or

21 b. Violated any of the provisions of this Chapter or has committed any act  
22 which is a ground for denial of a license issued pursuant to this Chapter; or

1           3.     The licensee, or any employee or agent thereof, has knowingly allowed or  
2 permitted to occur at any All-Ages Dance Venue:

3           a.     Any felony crime of violence as defined by RCW 9.41.010(11), a most  
4 serious offense as defined by RCW 9.94A.030(27), a violent offense as defined by RCW 9.94A.030(44), or  
5 a felony involving the use or display of a deadly weapon ; or

6           b.     Any felony sexual offense, including but not limited to a sex offense as  
7 defined by RCW 9.94A.030(37) or RCW Ch. 9A.44, a felony as defined by RCW Ch. 9.68A (sexual  
8 exploitation of minors) or RCW Ch. 9A.88 (indecent exposure and prostitution), a felony sexual offense  
9 included under RCW 43.43.830(5) (crimes against children or other persons), or extortion to obtain sexual  
10 favors pursuant to RCW 9A.56.110; or

11           c.     Any felony sexual offense involving a minor as the victim, or any crime  
12 involving prostitution or promoting prostitution, or indecent exposure; or

13           d.     Any act of solicitation for prostitution; or

14           e.     The unlawful possession of any weapon or firearm; or

15           4.     On three or more occasions during any one-year period, the licensee or any  
16 employee or agent thereof has knowingly allowed or permitted to occur at any All-Ages Dance Venue or  
17 combination of Venues:

18           a.     The unlawful possession, consumption, opening, sale, purchase or supplying  
19 of liquor as defined in RCW 66.04.010(20); or

20           b.     The unlawful possession, manufacture, sale, delivery, dispensing,  
21 distribution, or the possession with intent to manufacture, sell, deliver, dispense or distribute a drug, legend  
22 drug or controlled substance.

1 For purposes of this Subsection A4, the actions or knowledge of an employee or agent of the licensee shall  
2 be imputed to the licensee; or

3 5. On three or more occasions during any one-year period, any building, structure or  
4 premises at which the licensee operated or conducted any All-Ages Dance, or any combination of such  
5 buildings, structures or premises, failed to comply with the building, land-use, planning, health or fire  
6 codes.

7 B. The duration of any suspensions or revocations of licenses issued under this Chapter shall be  
8 as follows:

9 1. A 30-day suspension upon the first violation during any one-year period;

10 2. A 90-day suspension upon the second such violation;

11 3. A one-year revocation upon the third such violation;

12 Provided, however, that if a license is suspended or revoked because any person listed in  
13 Subsection A 2 of this Seattle Municipal Code Section 6.295.160 has been determined to be a sexually-  
14 violent predator, or has been convicted of a crime set forth in Subsections C or D of Seattle Municipal Code  
15 Section 6.295.100, then the person against whom such finding or conviction has been entered shall be  
16 disqualified from licensing pursuant to this Chapter, or from being an applicant, a limited partner, partner,  
17 owner or principal of an applicant, or from making an application on behalf of an applicant under this  
18 Chapter, during the relevant periods of disqualification set forth in Subsections B, C or D of Seattle  
19 Municipal Code Section 6.295.100; and

20 Provided further, that the fourth and subsequent occasions during any one-year period on  
21 which the licensee or any employee or agent thereof has knowingly allowed or permitted to occur those  
22 activities set forth in Subsection A 4 of this Seattle Municipal Code Section 6.295.160, or on which any  
23 building, structure or premises of a licensee has failed to comply with the building, land-use, planning  
24

1 health or fire codes as set forth in Subsection A 5 of this Seattle Municipal Code Section 6.295.160, each  
2 shall be counted as a separate violation for which a license issued pursuant to this Chapter may be  
3 suspended or revoked.

4 C. Notice and Administrative Review

5 1. For each occasion on which it is alleged the licensee, or any employee or agent  
6 thereof, has knowingly allowed or permitted those activities set forth in Subsection A 4 of this  
7 Seattle Municipal Code Section 6.295.160, or on which any building, structure or premises has  
8 failed to comply with the building, land-use, planning health or fire codes as set forth in Subsection  
9 A 5 herein, and which occasion does not constitute a violation for which a license issued  
10 pursuant to this Chapter may be suspended or revoked, the Director shall give written notice to  
11 the affected licensee. Such notice shall be mailed or delivered to the licensee within ten (10)  
12 days of such time that the Director was made aware of such occasion.

13 2. Any such notice shall state that the licensee is entitled to a hearing to respond to  
14 the notice and introduce any evidence to refute the allegations contained in the notice. Upon written  
15 request filed within ten (10) days after the date of the notice, the Director shall set a hearing date, which  
16 shall be not more than fourteen (14) days from the date of the receipt of the request. Failure to file a  
17 timely written request shall constitute waiver of any right to review the notice.

18 3 The hearing shall be held by the Director.

19 4. The hearing shall be informal, but shall be recorded by electronic means provided  
20 by the Director or his or her designee. Within twenty (20) days of the hearing, the Director or his or her  
21 designee shall issue a written ruling including factual findings and conclusions, with supporting reasons,  
22 affirming, modifying, or reversing the notice. The decision shall be mailed by first class mail to the  
23 licensee.  
24

1           5.     The decision of the Director or his or her designee is subject to review by the  
2 Hearing Examiner only during a license suspension or revocation hearing as provided for SMC  
3 6.295.180.

4  
5 **6.295.170 Operating without a License.**

6           A.     Any person who conducts or operates an All-Ages Dance or All-Ages Dance Venue without  
7 a valid license issued pursuant to this Chapter commits an infraction, the penalty for which cannot exceed  
8 \$500 (five hundred dollars); provided that if such person previously has been determined to have committed  
9 such infraction or has been found guilty under this subsection then such person is guilty of a misdemeanor,  
10 and may be punished by a fine not to exceed one thousand dollars (\$1,000) or by imprisonment for a term  
11 not to exceed ninety (90) days, or by both such fine and imprisonment. Absolute liability is imposed by this  
12 Subsection pursuant to Seattle Municipal Code Section 12A.04.100.

13           B.     Any person who has been found to have committed an infraction or who is convicted of a  
14 crime pursuant to the above Subsection A is ineligible to apply for an All-Ages Dance license for (30) days  
15 following such finding or conviction.

16  
17 **6.295.180 Appeals of License Denials, Suspensions or Revocations.**

18           A.     Appeals from denials, suspensions or revocations of licenses issued under this Chapter shall  
19 be heard and decided by the Hearing Examiner. Except as otherwise provided herein, these appeals shall be  
20 heard in the manner prescribed by Seattle Municipal Code Chapters 3.02 and 6.202.

21           B     Within thirty (30) days after the conclusion of the hearing, the Hearing Examiner shall  
22 prepare a written decision and order. An applicant or licensee aggrieved by the decision may seek judicial  
23 review of that decision, and may do so only by applying for a writ of review in the King County Superior  
24

1 Court under the provisions of Chapter 7.16 of the Revised Code of Washington. An application for a writ  
2 of review must be filed with the Court and served on all parties within fourteen (14) days of the date the  
3 decision was issued.

4  
5 **IV. MISCELLANEOUS**

6 **6.295.190 Music and Youth Commission – Composition and Authority.**

7 A. There is established a twelve (12)-member Music and Youth Commission. The Music and  
8 Youth Commission shall be housed and administratively supported within the Office of Economic  
9 Development or such other department or office as the Mayor shall designate. Six (6) Commission  
10 members shall be appointed by majority vote of the City Council, and six (6) Commission members shall  
11 be appointed by the Mayor, as follows:

12 1. Five (5) of the six (6) Commission members appointed by the City Council shall be  
13 Seattle residents with a demonstrated interest in matters relating to music, dance and all-ages musical and  
14 dance events, neighborhood or youth-related issues, public safety or law-enforcement. To the extent  
15 possible, these Commission members should represent persons of diverse ages and interests, and should  
16 represent a variety of the City's neighborhoods. The City Council also shall endeavor to appoint  
17 Commission members that include parents, youth, musicians, persons involved in conducting or operating  
18 all-ages musical and dance events or venues, and members of neighborhood groups. Commission members  
19 appointed under this subsection may not be employees of the City of Seattle, and will serve without  
20 compensation.

21 2. The sixth Commission member appointed by the City Council shall be a City  
22 Council member or Council staff person, and may serve on the Commission in this capacity only as long as  
23  
24

1 he or she remains on the City Council or Council staff, subject to the terms of Subsection B of this Section  
2 6.295.190.

3 3. The six (6) Commission members appointed by the Mayor shall be City employees  
4 with a demonstrated expertise in or professional responsibility for law enforcement, public safety, musical  
5 events, or youth or neighborhood issues and related matters. Mayoral appointees shall include, among  
6 others, representatives from the police department and fire department. Mayoral appointees may serve on  
7 the Commission in this capacity only as long as they remain City employees, subject to the terms of  
8 Subsection B of this Section 6.295.190.

9 B. Each Commission member shall serve a two (2)-year term; provided, however, that three (3)  
10 of the initial City Council appointees and three (3) of the initial Mayoral appointees shall serve initial terms  
11 of one (1) year, to provide for staggered terms. Following the initial appointments, the terms of one-half  
12 (1/2) of the Mayoral appointees and one-half (1/2) of the Council appointees shall begin on January 1 of  
13 even-numbered years, with all other terms beginning on January 1 of odd-numbered years. No Commission  
14 member may serve more than two (2) consecutive terms. Vacancies shall be filled for the duration of an  
15 unexpired term in the same manner as the original appointment. If a person is appointed to fill the duration  
16 of an unexpired term, then that term shall qualify as one (1) of the two (2) consecutive terms only if the  
17 portion of the unexpired term actually served is one (1) year or more. If the appointing authority fails to  
18 appoint or re-appoint a person to fill a Commission position before the incumbent Commission member's  
19 term has expired, then the incumbent may remain in his or her position for a period not to exceed sixty (60)  
20 days until such appointment or re-appointment is made. The authority that appointed a Commission  
21 member may remove that Commission member at will. The Commission may, by majority vote, remove  
22 from office a Commission member who is absent without excuse from three (3) Commission meetings  
23  
24



1 during any one (1)-year period. The Commission shall select a chair, and may adopt, promulgate, amend  
2 and rescind administrative rules and regulations for its own conduct.

3 C. The purposes and duties of the Commission are as follows

4 1. To promote and facilitate communication and understanding between and among  
5 all-ages and youth music and dance promoters and licensees, musicians, youth, parents, and governmental  
6 officials; and:

7 2. To promote an understanding of laws, policies and resources relating to all-ages and  
8 youth music and dance events and venues in the City, and to make recommendations concerning these laws,  
9 policies and resources; and

10 3. To provide, through its own broad-based membership, an informed opinion  
11 concerning all-ages and youth music and dance venues in the City, to complement the work of the City's  
12 elected officials and departments in these areas, and to make recommendations to those elected officials;  
13 and

14 4. When pertinent, to solicit public comment on issues relating to all-ages and youth  
15 music and dance events and venues in the City.

16 D. In January, 2003, and annually thereafter, the Music and Youth Commission shall report  
17 to the City Council on the implementation of this Ordinance. This report shall include a review of  
18 licenses issued, license violations and enforcement actions taken, and an assessment of the effectiveness  
19 of this ordinance in carrying out its purposes.

20  
21 **6.295.195 Annual Report.** The Department shall submit an annual report to the City Council  
22 regarding the operation of this ordinance for each of the three years following the effective date of this  
23 ordinance.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

**6.295.200 Validity of Licenses Issued under Former Chapter 6.294.**

All licenses issued under former Seattle Municipal Code Chapter 6.294 prior to the effective date of this ordinance, and which otherwise would remain valid, shall remain valid for thirty (30) days following the effective date of this ordinance.

**Section 3.** All violations occurring, all proceedings begun, and all notices given under Chapter 6.294 of the Seattle Municipal Code as it existed prior to its repeal by this ordinance shall continue unaffected by this ordinance.

**Section 4.** Severability. The several provisions of this ordinance are declared to be separate and severable and the invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance, or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of this ordinance or the validity of its application to other persons or circumstances.

**Section 5.** 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 \_\_\_\_\_ day of \_\_\_\_\_, and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_,

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

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_,

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

\_\_\_\_\_  
Mayor

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 8/9/2002.

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

(Seal)

---

**STATE OF WASHINGTON – KING COUNTY**

--SS.

---

149047  
City of Seattle, Clerk's Office

No. ORDINANCE IN FULL

**Affidavit of Publication**

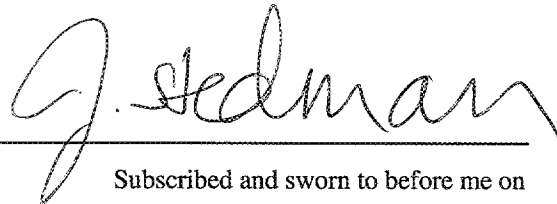
The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published 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:ORDINANCE 120889

was published on

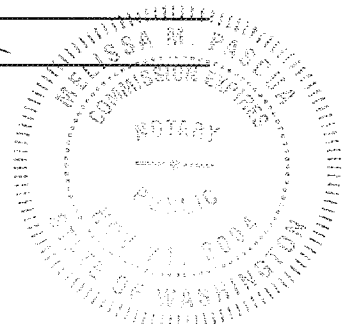
9/6/2002

  
Subscribed and sworn to before me on

9/6/2002

  
Notary public for the State of Washington,  
residing in Seattle

Affidavit of Publication



**NOTICE TO**

ESTATE  
98101-2942, (206) 344-3011  
SON LAW GROUP  
Mailing or Service  
O'BRIEN STORL  
Representative  
Attorney for  
ANNA M. RIGABAR  
Personal Representative  
August 30, 2002

**NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
RICHARD T. RUM  
the State of Washington  
Deceased No. 02-4-0372  
Estate of Richard T.  
Rum, RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 30, 2002.

**NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
ROBIN L. MOORE  
the State of Washington  
Deceased No. 02-4-01891-0-KNT  
Estate of Robin L. Moore,  
RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 30, 2002.

**AMENDED NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
KATHRYN WISEMAN  
the State of Washington  
Deceased No. 02-4-01891-0-KNT  
Estate of Kathryn Wiseman,  
RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 23, 2002.

**NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
JAMES B. PARSONS, WSBA  
the State of Washington  
Deceased No. 02-4-0372  
Estate of James B. Parsons,  
RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 23, 2002.

**NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
JAMES B. PARSONS, WSBA  
the State of Washington  
Deceased No. 02-4-0372  
Estate of James B. Parsons,  
RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 23, 2002.

**GOVERNMENT NOTICES**

**NOTICE OF FORFEITURE**

Forfeited. Notice is hereby given of the intent to forfeit the following merchandise under 19 USC 1608. Parties wishing to contest forfeiture of the item(s) or an amount thereof must appear and file with the Fines, Penalties and Forfeitures Officer at Seattle-Tacoma International Airport, a claim to such merchandise under 19 USC 1608 with the Fines, Penalties and Forfeitures Officer (20) calendar days from the date of this notice. This will stop summary proceedings and the U.S. Marshal will be sent to the U.S. Marshal's Office for judicial civil forfeiture. If you do not wish to contest such a claim in Federal court, no action is required and the merchandise will be forfeited by default at the end of the twenty (20) day period. Forfeiture Initiated: August 6, 2002.

**NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
JAMES B. PARSONS, WSBA  
the State of Washington  
Deceased No. 02-4-0372  
Estate of James B. Parsons,  
RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 23, 2002.

**NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
JAMES B. PARSONS, WSBA  
the State of Washington  
Deceased No. 02-4-0372  
Estate of James B. Parsons,  
RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 23, 2002.

**NOTICE TO CREDITORS**

IN THE SUPERIOR COURT  
Estate of  
JAMES B. PARSONS, WSBA  
the State of Washington  
Deceased No. 02-4-0372  
Estate of James B. Parsons,  
RCW 11.40.070 by se  
maling to the personal  
ative of the personal  
ed below a copy of the  
filing the original of th  
the Court. The claim  
days after the perso  
tative served or mail  
to the creditor as provi  
RCW 11.40.020(3);  
months after the date  
of the notice is not  
is not presented with  
in RCW 11.40.051, an  
except as otherwise  
RCW 11.40.051, an  
This bar is effective  
against both the d  
ate and nonprobate  
Date of First  
August 23, 2002.

Dated August 22, 2002.  
PAUL SHERFFEY  
KING COUNTY  
SUPERIOR COURT CLERK  
BY: EPC, Deputy Clerk  
Dates of publication in the  
Seattle Daily Journal of  
Commerce, August 23 and 30  
September 6, 2002.  
9/9(148920)