

Ordinance No. 121381

Council Bill No. 114787

me

# The City of Seattle Council Bill/Ordinance

AN ORDINANCE relating to traffic regulations, amending Section 11.14.277 of the Seattle Municipal Code to correct the definition of "legal holidays."

12-15-03 Passed  
Council

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

Date Introduced: <u>12-8-03</u>		
Date 1st Referred: <u>12-8-03</u>	To: (committee) <u>Transportation</u> <u>FOR COUNCIL</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: <u>12-15-03</u>	Full Council Vote: <u>8-0</u>	
Date Presented to Mayor: <u>12-16-03</u>	Date Approved: <u>12/19/03</u>	
Date Returned to City Clerk: <u>12/21/03</u>	Date Published: <u>2 p.m.</u>	T.O. <input type="checkbox"/> P.T. <input checked="" type="checkbox"/>
Date Vetted by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

This file is complete and ready

**Law Department**

Law Dept. Review

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Richard Conlin  
Councilmember

**Committee Action:**

12-15-03 Passed <sup>(E)</sup> As Amended 8-0  
(Excused: McIver)

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

(initial/date)

**Law Department**

Law Dept. Review

OMP  
Review

<sup>(H)</sup>  
City Clerk  
Review

<sup>(LA)</sup>  
Electronic  
Copy Loaded

<sup>(H)</sup>  
Indexed

ORDINANCE 121381

AN ORDINANCE relating to traffic regulations, amending Section 11.14.277 of the Seattle Municipal Code to correct the definition of "legal holidays."

WHEREAS, in 1971, the Federal Government established one single federal holiday, Presidents' Day, to be observed on the third Monday of February, rather than federal holidays occurring on both February 12 and February 22 to honor the birthdays of Abraham Lincoln and George Washington; and

WHEREAS, in 1985, the State of Washington followed suit and established the third Monday of February as Presidents' Day in RCW 1.16.050; and

WHEREAS, the Seattle Municipal Code continues to reflect a legal holiday on the twelfth of February; NOW, THEREFORE,

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

Section 1. Section 11.14.277 of the Seattle Municipal Code, as last amended by Ordinance 112076, is hereby amended as follows:

**11.14.277 Legal holidays.**

The following are legal holidays: Sunday; the first day of January, ~~((commonly called))~~ New Year's Day; the third Monday of January, ~~((being celebrated as))~~ the anniversary of the birth of Martin Luther King, Jr.; ~~((the twelfth day of February, being the anniversary of the birth of Abraham Lincoln;))~~ the third Monday of February, ~~((being celebrated as the anniversary of the birth of George Washington))~~ Presidents' Day; the last Monday of May, ~~((commonly known as))~~ Memorial Day; the fourth day of July, ~~((being))~~ the anniversary of the Declaration of Independence; the first Monday in September, ~~((to be known as))~~ Labor Day; the eleventh day of November, ~~((to be known as Veteran's))~~ Veterans Day; the fourth Thursday of November,



1 ((~~to be known as~~)) Thanksgiving Day; the day immediately following Thanksgiving Day; and  
2 the twenty-fifth day of December, ((~~commonly called~~)) Christmas Day.

3 Whenever any legal holiday, other than Sunday, falls on a Sunday, the following Monday  
4 shall be the legal holiday.

5 Whenever any legal holiday falls upon a Saturday, the preceding Friday shall be the legal  
6 holiday.

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

11  
12 Passed by the City Council the 15<sup>th</sup> day of December 2003, and signed by me in open  
13 session in authentication of its passage this 15<sup>th</sup> day of December 2003.

14  
15 Peter Steinberg  
16 President \_\_\_\_\_ of the City Council

17 Approved by me this 19 day of December 2003.

18 Gregory J. Nickels  
19 Gregory J. Nickels, Mayor

20 Filed by me this 22 day of Dec., 2003.

21 Judith E. Pappier  
22 City Clerk

23  
24 (Seal)



# City of Seattle

Gregory J. Nickels, Mayor

## Office of the Mayor

December 1, 2003

Honorable Peter Steinbrueck  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Steinbrueck:

The attached ordinance amends the traffic regulations section of the Seattle Municipal Code (SMC), correcting the definition of "legal holidays." The Traffic Code (Section 11 of the SMC) currently specifies that both Abraham Lincoln's birthday (February 12) and George Washington's birthday (the third Monday in February) are legal holidays, when, in fact, the State of Washington officially combined those holidays into Presidents' Day which is celebrated on the third Monday in February. The result of making this change in the SMC will be approximately \$30,000 added to the General Fund since the City will now be able to collect parking meter fees on February 12. This will also make our regulations consistent with State and Federal policy and make our policy easier to understand by our citizens.

Thank you for your consideration of this legislation. Should you have questions, please contact Bill Jack, Manager of Traffic Control Programs in SDOT, at 684-8329.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg Nickels", written over a horizontal line.

GREG NICKELS  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7<sup>th</sup> Floor, Seattle, WA 98104-8154

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

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**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Seattle Transportation	Billy Jack 684-8329	Jennifer Devore 615-1328

**Legislation Title:**

AN ORDINANCE relating to traffic regulations, amending Section 11.14.277 of the Seattle Municipal Code to correct the definition of "legal holidays"

• **Summary of the Legislation:**

This ordinance updates the Seattle Municipal Code (SMC) to correct the definition of "legal holidays" and specify Presidents' Day.

• **Background:** (Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):

The Traffic Code (Section 11) currently specifies that both Abraham Lincoln's birthday (February 12) and George Washington's birthday (the third Monday in February) are legal holidays, when, in fact, the State of Washington officially combined those holidays into Presidents' Day which is celebrated on the third Monday in February. The result of making this change in the SMC will be approximately \$30,000 added to the General Fund since the City will now be able to collect parking meter fees on February 12.

• Please check one of the following:

**This legislation does not have any financial implications.** (Stop here and delete the remainder of this document prior to saving and printing.)

**This legislation has financial implications.** (Please complete all relevant sections that follow.)

**Appropriations:** (Please only reflect the dollar amount actually appropriated by this legislation.)

Fund Name and Number	Department	Budget Control Level*	2003 Appropriation	2004 Anticipated Appropriation
N/A				
<b>TOTAL</b>				

\* This is line of business for operating budgets, and program or project for capital improvements

Notes:



**Anticipated Revenue/Reimbursement: Resulting From This Legislation:**

Fund Name and Number	Department	Revenue Source	2003 Revenue	2004 Revenue
General Subfund 00100		One day's parking meter fees		Approximately \$30,000.00
<b>TOTAL</b>				

Notes:

**Total Regular Positions Created Or Abrogated Through This Legislation, Including FTE Impact:**

Position Title and Department*	Fund Name	Fund Number	Part-Time/ Full Time	2003 Positions	2003 FTE	2004 Positions**	2004 FTE**
N/A							
<b>TOTAL</b>							

\* List each position separately

\*\* 2004 positions and FTE are total 2004 position changes resulting from this legislation, not incremental changes from 2003.

- **Do positions sunset in the future?** (If yes, identify sunset date):

N/A

**Spending/Cash Flow:** (Please complete this section only in those cases where part or all of the funds will be spent in a different year than when they were appropriated (e.g., as in the case of certain grants and capital projects.)

Fund Name and Number	Department	Budget Control Level*	2003 Expenditures	2004 Anticipated Expenditures
<b>TOTAL</b>				

\* This is line of business for operating budgets, and program or project for capital improvements

Notes:



- **What is the financial cost of not implementing the legislation?** *(Estimate the costs to the City of not implementing the legislation, including estimated costs to maintain or expand an existing facility or the cost avoidance due to replacement of an existing facility, potential conflicts with regulatory requirements, or other potential costs if the legislation is not implemented.)*

Approximately \$30,000 would not be added the General Fund if this legislation were not enacted.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** *(Include any potential alternatives to the proposed legislation, such as reducing fee-supported activities, identifying outside funding sources for fee-supported activities, etc.)*

None

- **Is the legislation subject to public hearing requirements:** *(If yes, what public hearings have been held to date, and/or what plans are in place to hold a public hearing(s) in the future.)*

No

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

None



**ORDINANCE** \_\_\_\_\_

AN ORDINANCE relating to traffic regulations, amending Section 11.14.277 of the Seattle Municipal Code to correct the definition of "legal holidays."

WHEREAS, in 1971, the Federal Government established one single federal holiday, Presidents' Day, to be observed on the third Monday of February, rather than federal holidays occurring on both February 12 and February 22 to honor the birthdays of Abraham Lincoln and George Washington; and

WHEREAS, in 1985, the State of Washington followed suit and established the third Monday of February as Presidents' Day in RCW 1.16.050; and

WHEREAS, the Seattle Municipal Code continues to reflect a legal holiday on the twelfth of February; NOW, THEREFORE,

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

Section 1. Section 11.14.277 of the Seattle Municipal Code, as last amended by Ordinance 112076, is hereby amended as follows:

**11.14.277 Legal holidays.**

The following are legal holidays: Sunday; the first day of January, ~~((commonly called))~~ New Year's Day; the third Monday of January, ~~((being celebrated as))~~ the anniversary of the birth of Martin Luther King, Jr.; ~~((the twelfth day of February, being the anniversary of the birth of Abraham Lincoln;))~~ the third Monday of February, ~~((being celebrated as the anniversary of the birth of George Washington))~~ Presidents' Day; the last Monday of May, ~~((commonly known as))~~ Memorial Day; the fourth day of July, ~~((being))~~ the anniversary of the Declaration of Independence; the first Monday in September, ~~((to be known as))~~ Labor Day; the eleventh day of November, ~~((to be known as Veteran's))~~ Veterans Day; the fourth Thursday of November,



1 ((to be known as)) Thanksgiving Day; the day immediately following Thanksgiving Day; and  
2 the twenty-fifth day of December, ((commonly called)) Christmas Day.

3 Whenever any legal holiday, other than Sunday, falls on a Sunday, the following Monday  
4 shall be the legal holiday.

5 Whenever any legal holiday falls upon a Saturday, the proceeding Friday shall be the  
6 legal holiday.

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

11  
12 Passed by the City Council the \_\_\_\_ day of \_\_\_\_\_, 2003, and signed by me in open  
13 session in authentication of its passage this \_\_\_\_ day of \_\_\_\_\_, 2003.

14  
15 \_\_\_\_\_  
16 President \_\_\_\_\_ of the City Council

17 Approved by me this \_\_\_\_ day of \_\_\_\_\_, 2003.

18 \_\_\_\_\_  
19 Gregory J. Nickels, Mayor

20 Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2003.

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

23 (Seal)  
24  
25  
26  
27  
28



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STATE OF WASHINGTON – KING COUNTY

--SS.

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166779  
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:121372 ORD IN FULL

was published on

12/30/2003

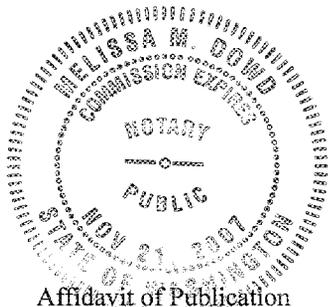


Subscribed and sworn to before me on

12/30/2003



Notary public for the State of Washington,  
residing in Seattle



# State of Washington, King County

## City of Seattle

### ORDINANCE 125172

AN ORDINANCE relating to traffic regulations, amending Section 11.14.277 of the Seattle Municipal Code to correct the definition of "legal holidays."

WHEREAS, in 1971, the Federal Government established one single federal holiday, Presidents' Day, to be observed on the third Monday of February, rather than federal holidays occurring on both February 12 and February 22 to honor the birthdays of Abraham Lincoln and George Washington; and

WHEREAS, in 1965, the State of Washington followed suit and established the third Monday of February as Presidents' Day in RCW 1.16.050; and

WHEREAS, the Seattle Municipal Code continues to reflect a legal holiday on the twelfth of February; NOW, THEREFORE,

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

Section 1. Section 11.14.277 of the Seattle Municipal Code, as last amended by Ordinance 112076, is hereby amended as follows:

##### 11.14.277 Legal holidays.

The following are legal holidays: Sunday; the first day of January, ~~((commonly called))~~; New Year's Day; the third Monday of January, ~~((being celebrated as))~~ the anniversary of the birth of Martin Luther King, Jr.; ~~((the twelfth day of February, being the anniversary of the birth of Abraham Lincoln))~~; the third Monday of February, ~~((being celebrated as the anniversary of the birth of George Washington))~~ Presidents' Day; the last Monday of May, ~~((commonly known as))~~; Memorial Day; the fourth day of July, ~~((being))~~ the anniversary of the Declaration of Independence; the first Monday in September, ~~((to be known as))~~; Labor Day; the eleventh day of November, ~~((to be known as Veterans))~~; Veterans Day; the fourth Thursday of November, ~~((to be known as))~~; Thanksgiving Day; the day immediately following Thanksgiving Day; and the twenty-fifth day of December, ~~((commonly called))~~; Christmas Day.

Whenever any legal holiday, other than Sunday, falls on a Sunday, the following Monday shall be the legal holiday.

Whenever any legal holiday falls upon a Saturday, the preceding ~~preceding~~ preceding Friday shall be the legal holiday.

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

Passed by the City Council the 15th day of December, 2003, and signed by me in open session in authentication of its passage this 15th day of December, 2003.

PETER STEINBRUECK,

President of the City Council

Approved by me this 19th day of December 2003.

GREGORY J. NICKELS,

Mayor

Filed by me this 22nd day of December, 2003.

(Seal) JUDITH PIPPIN,

City Clerk

Publication ordered by Judith Pippin, City Clerk.

Date of publication in the Seattle Daily Journal of Commerce, December 30, 2003.

12/30(186779)