

Ordinance No. 122769

Council Bill No. 116293

AN ORDINANCE relating to the budget of the Department of Planning and Development; revising a proviso in the Planning Budget Control Level in the 2008 adopted budget, directing how the funds shall be used, and directing that, if unspent, the remainder be carried forward to 2009.

Related Legislation File:

Date Introduced and Referred: <u>8.4.08</u>	To: (committee): Finance and Budget (FAB)
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>8-11-08</u>	Date Presented to Mayor: <u>8-12-08</u>
Date Signed by Mayor: <u>8.18.08</u>	Date Returned to City Clerk: <u>8.18.08</u>
Published by Title Only <input checked="" type="checkbox"/> <u>3</u>	Date Vetoed by Mayor:
Published in Full Text	
Date Veto Published:	Date Passed Over Veto:
Date Veto Sustained:	Date Returned Without Signature:

### The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: Jean Goldstein

#### Committee Action:

Date	Recommendation	Vote
<u>8/7/08</u>	<u>JASE Do Pass</u>	<u>JG, SC</u>

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

#### Full Council Action:

Date	Decision	Vote
<u>8-11-08</u>	<u>Passed 70</u>	<u>(Excused: Licata, McIver)</u>

*Law Department*

**ORDINANCE** 122769

AN ORDINANCE relating to the budget of the Department of Planning and Development; revising a proviso in the Planning Budget Control Level in the 2008 adopted budget, directing how the funds shall be used, and directing that, if unspent, the remainder be carried forward to 2009.

WHEREAS, in the 2008 adopted budget the City Council imposed a proviso on \$120,000 in the Department of Planning and Development's Planning Budget Control Level for technical support for Council-generated land use and urban planning initiatives; and

WHEREAS, the City Council has identified a variety of initiatives requiring technical support and analyses by the Department of Planning and Development; NOW, THEREFORE,

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

Section 1. The restriction imposed by the following budget proviso, pertaining to \$120,000 appropriated in 2008 solely to provide technical support for Council-generated land use and planning initiatives to be identified by the Council through ordinance or resolution after adoption of the 2008 Budget, is revised as follows and the revision shall be effective for all purposes including for Subsection 1(b) of Ordinance 122560:

Department	Green Sheet	Proviso	Budget Control Level
Planning and Development	# 71-1-A-2	"Of the appropriation for 2008 for the Department of Planning and Development's Planning BCL, <del>\$120,000</del> \$22,000 is appropriated solely to provide technical support for Council-generated land use and urban planning initiatives, identified by the Council through ordinance or resolution after adoption of the 2008 Budget, and may be spent for no other purpose."	U2900

In lieu of the restriction contained in proviso 71-1-A-2 pertaining to the amount of \$120,000 appropriated for 2008, \$98,000 of the funds so appropriated shall be spent as follows:



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<b>Project</b>	<b>Approximate Hours</b>	<b>Approximate Cost</b>
Maple Leaf View Protection	30	\$3,000
Capitol Hill Cultural Overlay	150	\$15,000
Grove Protection	80	\$8,000
Single Family Code Revisions	100	\$10,000
De-construction and Zero Waste	160	\$16,000
Local and Regional Food Sustainability	250	\$25,000
Nightclubs in Neighborhood Commercial Zones	40	\$4,000
Pike / Pine Corridor Transfer of Development Potential	155	\$15,500
Jefferson Park View Protection	15	\$1,500
<b>Total</b>	<b>980</b>	<b>\$98,000</b>

Section 2. Subject to the proviso contained in Section 1 of this ordinance, any unspent and unencumbered portion of the \$22,000 appropriated in the 2008 budget for Council-generated land use and urban planning initiatives in the Department of Planning and Development's Planning Budget Control Level shall not lapse at the end of 2008 but shall automatically carry forward into 2009 until fully expended, abandoned or reappropriated; provided that the appropriation shall lapse at the end of 2009 unless carried forward by another ordinance.

Section 3. 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



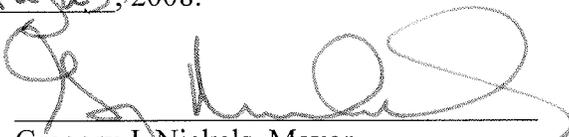
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after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 11<sup>th</sup> day of August, 2008, and signed by me in open session in authentication of its passage this 11<sup>th</sup> day of August, 2008.

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

Approved by me this 18<sup>th</sup> day of August, 2008.

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

Filed by me this 18<sup>th</sup> day of August, 2008.

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

(Seal)



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

<b>Department:</b>	<b>Contact Person/Phone:</b>	<b>DOF Analyst/Phone:</b>
Legislative	Ketil Freeman, 48178	NA

**Legislation Title:**

AN ORDINANCE relating to the budget of the Department of Planning and Development; revising a proviso in the Planning Budget Control Level in the 2008 adopted budget, directing how the funds shall be used, and directing that, if unspent, the remainder be carried forward to 2009.

• **Summary of the Legislation:**

This legislation revises a proviso on \$120,000 appropriated in the Department of Planning and Development (DPD) planning Budget Control Level (BCL) and establishes how the appropriated funds should be spent. Specifically, this legislation lifts the proviso on \$98,000 in DPD's planning BCL and directs that the funds should be spent in nine areas identified by Council as follows:

<b>Project</b>	<b>Approximate Hours</b>	<b>Approximate Cost</b>
Maple Leaf View Protection	30	\$3,000
Capitol Hill Cultural Overlay	150	\$15,000
Grove Protection	80	\$8,000
Single Family Code Revisions	100	\$10,000
De-construction and Zero Waste	160	\$16,000
Local and Regional Food Sustainability	250	\$25,000
Nightclubs in Neighborhood Commercial Zones	40	\$4,000
Pike / Pine Corridor Transfer of Development Potential	155	\$15,500
Jefferson Park View Protection	15	\$1,500
<b>Total</b>	<b>980</b>	<b>\$98,000</b>

These projects are further described on Attachment A to this fiscal note.

• **Background:**

In the 2008 adopted budget, adopted by Ordinance 122298, Council imposed a proviso on \$120,000 appropriated in DPD's planning BCL. This proviso limited spending as follows:



Of the appropriation for 2008 for the Department of Planning and Development's Planning BCL, \$120,000 is appropriated solely to provide technical support for Council-generated land use and urban planning initiatives, identified by the Council through ordinance or resolution after adoption of the 2008 Budget, and may be spent for no other purpose.

The proviso was intended to ensure that there was budget and staff capacity at DPD to assist the Council with land use and planning endeavors originating with individual Councilmembers. The Council imposed a similar proviso in the 2007 adopted budget. That proviso was lifted through Ordinance 122475.

- *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.)*

This legislation does not change the appropriation authority in DPD's Planning BCL. It does allow DPD to spend the appropriation authority that is in the 2008 Adopted Budget, up to \$98,000, on Council-generated land use and urban planning priorities.

## Attachment A

**Maple Leaf View Protection** – The Department of Planning and Development (DPD) is requested to review the City’s State Environmental Policy Act (SEPA) policies and any Seattle Parks and Recreation Department (Parks) plan for redevelopment of the Maple Leaf Reservoir, identify potential viewpoints, and make a recommendation to Council on whether the identified viewpoints should be included in the City’s SEPA policies as protected public views.

**Capitol Hill Cultural Overlay** – DPD is requested to analyze alternatives and develop a recommendation to Council, potentially including transferable development rights, development incentives, or other regulatory tools, designed to encourage the preservation and new development of cultural and arts facilities in the Capitol Hill Urban Center.

**Grove Protection** – DPD is requested to review land use regulations, environmental regulations and any other applicable regulations related to tree preservation and make a recommendation to Council on how those regulations can be amended to protect significant groves of existing trees.

**Single Family Code Revisions** – DPD is requested to continue work identified in Ordinance 122475. This work includes review of regulations for single family houses to reduce the bulk and scale of new construction and additions to existing single family houses.

**De-construction and Zero Waste** – DPD is requested to review construction codes and any other applicable codes and programmatic areas addressing construction and demolition waste and make a recommendation to Council on regulatory or programmatic changes needed to reduce or eliminate waste stream debris from construction sites.

**Local and Regional Food Sustainability** – Consistent with the direction in Resolution 31019, DPD is requested to review land use code provisions to ensure that the inclusion of small and mid-size grocery stores (e.g. 3,000 to 20,000 square feet) in neighborhood commercial and commercial zones is encouraged and review the land use code to identify codes that support or conflict with the goal of potential future development of urban agriculture and market gardening. DPD is also requested to analyze the potential of developing new standards or incentive programs that encourages incorporating food gardens into multi-family developments.

**Nightclubs in Neighborhood Commercial Zones** – DPD is requested to continue work identified in Ordinance 122475. This work includes review of Land Use Code regulations related to location of nightclubs in Neighborhood Commercial (NC) zones with a recommendation to Council on whether nightclubs should be prohibited in NC zones or be subject to additional regulation.



**Pike / Pine Corridor Transfer of Development Rights** – DPD is requested to continue work identified in Ordinance 122475. This work includes development of a transferable development rights program in the Pike / Pine Corridor to encourage preservation of existing buildings and open space.

**Jefferson Park View Protection** – DPD is requested to continue work identified in Ordinance 122475. This work includes review of the City’s SEPA policies and any Parks plan for redevelopment of Jefferson Park, identify potential viewpoints, and make a recommendation to Council on whether the identified viewpoints should be included in the City’s SEPA policies as protected public views.

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**STATE OF WASHINGTON – KING COUNTY**

--SS.

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228254  
CITY OF SEATTLE, CLERKS OFFICE

No. TITLE ONLY

**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:122765-122770

was published on

08/25/08

The amount of the fee charged for the foregoing publication is the sum of \$ 84.30, which amount has been paid in full.



08/25/08

Subscribed and sworn to before me on  
\_\_\_\_\_  
Notary public for the State of Washington,  
residing in Seattle

# State of Washington, King County

## City of Seattle

### TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on August 11, 2008, and published here by title only, will be mailed, at no cost, on request for two months after this publication. For further information, contact the Seattle City Clerk at 684-8344.

#### ORDINANCE NO. 122770

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

#### ORDINANCE NO. 122769

AN ORDINANCE relating to the budget of the Department of Planning and Development; revising a proviso in the Planning Budget Control Level in the 2008 adopted budget, directing how the funds shall be used, and directing that, if unspent, the remainder be carried forward to 2009.

#### ORDINANCE NO. 122768

AN ORDINANCE relating to City employment, authorizing the execution of a Memorandum of Understanding between the City of Seattle and the Seattle Police Officers' Guild.

#### ORDINANCE NO. 122767

AN ORDINANCE relating to The City of Seattle's Bridge Loan Program; authorizing the Director of the Office of Housing to execute agreements under which the City will receive supplemental funding from the United Way of King County for such program; accepting the money when received; and increasing the 2008 Budget of the Office of Housing by making a reimbursable appropriation; all by a three-fourths vote of the City Council.

#### ORDINANCE NO. 122766

AN ORDINANCE relating to the City Light Bothell Substation; declaring certain property and property rights surplus to the City of Seattle's needs and authorizing their conveyance to the Silver Lake Water and Sewer District in order for the District to provide water service to the Substation.

#### ORDINANCE NO. 122765

AN ORDINANCE relating to the City Light Department; amending Ordinance 121683 to clarify City Light's authority to enter into multiyear transmission arrangements when required to secure long-term transmission service from PacifiCorp for the purpose of transmitting energy purchased from the Stateline Wind Project.

Publication ordered by JUDITH PIPPIN,  
City Clerk

Date of publication in the Seattle Daily  
Journal of Commerce, August 25, 2008.

8/25(228254)