

Ordinance No. 124143

Council Bill No. 117733

AN ORDINANCE relating to the Traffic Code; amending section 11.23.160 of the Seattle Municipal Code to increase the number of free-floating car share permits authorized annually and ratifying and confirming certain prior acts.

Related Legislation File:

Date Introduced and Referred: <u>3.11.13</u>	To: (committee): <u>Transportation</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>3/18/13</u>	Date Presented to Mayor: <u>3/20/13</u>
Date Signed by Mayor: <u>3.26.13</u>	Date Returned to City Clerk: <u>3.27.13</u>
Published by Title Only <u>X</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: Tom Rasmussen

Committee Action:

Date	Recommendation	Vote
<u>3-12-13</u>	<u>PASS</u>	<u>TR BH JG 3-0</u>

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

Full Council Action:

Date	Decision	Vote
<u>3/18/13</u>	<u>Passed</u>	<u>9-0</u>

CITY OF SEATTLE

ORDINANCE 124143

COUNCIL BILL 117733

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4 AN ORDINANCE relating to the Traffic Code; amending section 11.23.160 of the Seattle
5 Municipal Code to increase the number of free-floating car share permits authorized
6 annually and ratifying and confirming certain prior acts.

7 WHEREAS, in 2012, Ordinance 124063 established a Free-Floating Car Sharing permit program
8 to allow membership-based car share services for qualified drivers on a per-use fee basis;
and

9 WHEREAS, Ordinance 124063 expressed the City Council's intent to periodically monitor
10 program implementation and assess the benefits and any negative unintended
11 consequences, including the number of public-right-of way spaces that can accommodate
free-floating car share vehicles; and

12 WHEREAS, Ordinance 124063 adopted an annual free-floating car-sharing permit limit of 350
13 permits annually; and

14 WHEREAS, since the City's free-floating car-sharing program launched, demand for the permits
15 has been high and there is interest both by operators of free-floating car-sharing
16 businesses and by citizens in additional areas of the City gaining access to this
transportation option;

17 WHEREAS, an expansion of the free-floating car share service area would require additional
18 vehicles above the current citywide limit of 350 permits to meet additional demand in a
larger service area; and

19 WHEREAS, increasing the number of free-floating car share permits will allow free floating car
20 share providers to meet greater demand in more neighborhoods, including several in
21 Southeast and West Seattle that are currently underserved with affordable transportation
options; and

22 WHEREAS, the City Council has already expressed an intent to request reports from SDOT
23 based on six months of data and again on twelve months of data provided by free floating
24 car share providers (per SMC 11.23.160G) in order to assess the benefits and any
25 negative unintended consequences of the free floating car share program, including the
26 number of public on-street parking spaces that can accommodate this service; NOW,
27 THEREFORE,



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

2 **Section 1.** Section 11.23.160.B of the Seattle Municipal Code, adopted by Ordinance
3 124063, is amended as follows:

4 **11.23.160 Free-floating car sharing parking**

5 ***

6 B. B. SDOT may issue up to 500 (~~350~~) free-floating car share permits annually.

7 ***

8 **Section 2.** Any act consistent with the authority of this ordinance taken after its passage
9 and prior to its effective date is ratified and confirmed.

10
11 **Section 3.** This ordinance shall take effect and be in force 30 days after its approval by
12 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
13 shall take effect as provided by Seattle Municipal Code Section 1.04.020.



1 Passed by the City Council the 18th day of March, 2013, and
2 signed by me in open session in authentication of its passage this
3 18th day of March, 2013.

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5 
6 President _____ of the City Council

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8 Approved by me this 26th day of March, 2013.

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10 
11 Michael McGinn, Mayor

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13 Filed by me this 27^r day of March, 2013.

14
15 
16 Monica Martinez Simmons, City Clerk

17 (Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Legislative	Bill LaBorde 684-8593	

Legislation Title: AN ORDINANCE relating to the Traffic Code; amending section 11.23.160 of the Seattle Municipal Code to increase the number of free-floating car share permits authorized annually and ratifying and confirming certain prior acts.

Summary of the Legislation: This legislation increases the maximum number of free-floating car sharing permits that SDOT can issue to providers of car share services, from 350 to 500.

Background:

Ordinance 124063, passed by the Council and signed by the Mayor in December 2012 allowed SDOT to establish a free-floating car sharing permit program. Vehicles in a free-floating car-sharing program with valid permits may be parked in on-street parking spaces without being subject to time limits, payment receipt display, or RPZ permit restrictions. Free-floating car sharing vehicles are not exempt from other restrictions (i.e., they may not park in taxi zones, transit zones, commercial loading zones, or other special zones.)

Ordinance 124063 establishes a cap on the number of free floating car share permits SDOT can issue, currently set at 350 vehicles citywide. This legislation would raise the maximum number of allowable permits to 500 in order to accommodate the intent of at least one provider to bring free-floating car share service to Southeast Seattle and West Seattle, areas of the City not currently served by car2go or any other company.

Free-floating car sharing operators are charged a permit fee commensurate with the cost of administering, monitoring and policing the permit program and the use and occupation of the rights-of-way by the free-floating car-sharing program to ensure effective regulation of the public right of way which includes, in part, the estimated cost of the time spent parked in paid on-street parking areas without direct payment.

As a condition of the free-floating car-sharing permits, SDOT requires permit holders (free-floating car-sharing operators to provide quarterly data during the term of the permit, such as the number of members, the number of vehicle uses, the number of times vehicles are idle or unused for 24 hours or more, and the percentage of time vehicles spend parked in paid parking areas to assess the effectiveness and impacts of free-floating car sharing. Among other things, SDOT uses this data to determine whether the proposed permit fee reflects the cost for the use and occupancy of the right-of-way for the free-floating car sharing businesses.



This legislation does not have any financial implications.

This legislation has financial implications.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Department	Revenue Source	2013 Revenue	2014 Revenue
General Fund - 00100		Permit Fee	\$ 77,250	\$154,500
Transportation Operating Fund - 10310	SDOT	Permit Fee	\$ 22,500	\$ 45,000
TOTAL			\$ 99,750	\$199,500

SDOT's free-floating car share permit program provides annual per-vehicle permits operating under a 12-month cycle. 330 permits were issued in December 2012. If the cap is raised to 500, some or all of the remaining 170 permits could be purchased as soon as late March or early April 2013.

The permit amount is \$1,330 per vehicle per permit cycle. For purposes of the fiscal note, the projected revenues are based on 100 of the 150 additional permits allowed by this legislation purchased on April 1, with all 150 of the additional permits purchased or renewed by January 1, 2014.

The estimated revenue of \$22,500 in 2013 and \$45,000 in 2014 (\$200 per RPZ permit per car and \$100 for general SDOT administration) is to be deposited to the SDOT Transportation Operating Fund for administration of the RPZ component of the permit, as well as general development and administration of the permitting system, including staff time, materials, information technology support, and operating expenses.

The estimated revenue of \$77,250 in 2013 and \$154,500 in 2014 is to be deposited in the city's General Fund to account for the incremental additional cost of regulating the public right-of-way in paid parking areas associated with the estimated on-street paid parking revenue otherwise foregone as a result of free-floating car sharing vehicles. The previous legislation established in the SMC a requirement for an annual accounting of actual meter use following each permit period, at which time, free-floating car share companies must reimburse the City for any difference over and above the per vehicle permit fee of \$1,030.

Other Implications:

- a) Does the legislation have indirect financial implications, or long-term implications?
None
- b) What is the financial cost of not implementing the legislation?



Without this legislation, the City will likely collect less revenue from the more restrictive cap of 350 free-floating car share permits. Depending on utilization, the City could also be forgoing opportunities to collect additional vehicle license fees through the Transportation Benefit District, as well as less sales tax, rental car tax and B&O taxes collected from car share transactions and car share operators doing business in Seattle.

- c) **Does this legislation affect any departments besides the originating department?**
Seattle Police Department Parking Enforcement may need to respond to complaints more frequently and in more outlying areas of the City as the number of free-floating car sharing permits increase and as the service is available in more areas of the City.
- d) **What are the possible alternatives to the legislation that could achieve the same or similar objectives?**
None
- e) **Is a public hearing required for this legislation?**
None
- f) **Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?**
None
- g) **Does this legislation affect a piece of property?**
None
- h) **Other Issues:**
None

STATE OF WASHINGTON -- KING COUNTY

--ss.

296304
CITY OF SEATTLE, CLERKS OFFICE

No. 124140,141,142,143,144

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 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

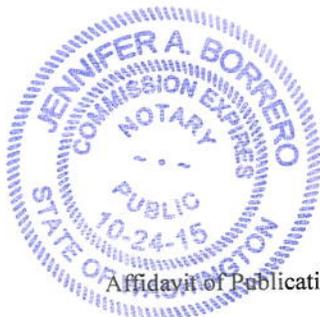
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT; TITLE ONLY ORDINANCE

was published on

04/11/13

The amount of the fee charged for the foregoing publication is the sum of \$156.75 which amount has been paid in full.



Paul C. Osby

Subscribed and sworn to before me on

04/11/2013

Jennifer Borrero

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

City of Seattle

Title Only Ordinances

The full text of the following legislation, passed by the City Council on March 18, 2013, and published below by title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. For information on upcoming meetings of the Seattle City

Council, please visit <http://www.seattle.gov/council/calendar>.

Contact: Office of the City Clerk at (206) 684-8344.

ORDINANCE NO. 124140

AN ORDINANCE relating to the City Light Department ("City Light"), declaring certain real property rights surplus and no longer required for providing public utility service or other municipal purpose; authorizing the Superintendent of City Light to execute a Real Property Exchange Agreement between the City of Seattle and Sierra Pacific Industries, Inc. (SPI) for the conveyance of said surplus property and a cash equalization payment of \$208,000 in exchange for the conveyance of SPI-owned land to the City in the South Fork of the Nooksack River watershed, Skagit County, Washington for wildlife habitat purposes; authorizing the Superintendent of City Light or his designee to execute Bargain and Sale Deeds for the properties conveyed by the City and accept a Bargain Sale Deed for the lands conveyed to the City; and placing said lands under the jurisdiction of City Light.

ORDINANCE NO. 124141

AN ORDINANCE accepting deeds for street or alley purposes; laying off, opening, widening, extending, and establishing portions of the following rights-of-way: the alley in Block 72, Gilman Park; the alley in Block 26, Woodlawn Addition to Green Lake; the alley in Block 11, D. T. Denny's Water Front Addition to the City of Seattle; the alley in Block 4, University Heights; the alley in Block 17, Heirs of Sara A. Bell's 2nd Addition to the City of Seattle; the alley in Block 18, Hill Tract Addition to the City of Seattle; the alley in Block 6, Plat of Replat of North Trunk Road Addition to the City of Seattle; the alley in Block 33, D.T. Denny's Home Addition to the City of Seattle; the alley in Block 55, Terry's First Addition to the Town of Seattle; the alley in Block 22, Hill Tract Addition to the City of Seattle; the alley in Block 4, Eastern Addition to the Town of Seattle; West Barrett Street abutting Block 20, Gilman's Addition to the City of Seattle; the alley in Block 20, Gilman's Addition to the City of Seattle; the alley in Block 11, Fairview Homestead Association for the Benefit of Mechanics and Laborers; Southwest Snoqualmie Street abutting Block 63, The Boston Co's Plat of West Seattle; the alley in Block 63, The Boston Co's Plat of West Seattle; the alley in Block 11, Bell & Denny's Addition to the City of Seattle; the alley in Block 56, Gilman Park; the alley in Block 3, Elbert Place Addition to the City of Seattle; placing the real property conveyed by said deeds under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts.

ORDINANCE NO. 124142

AN ORDINANCE relating to the City of Seattle's use of surveillance equipment; requiring City departments to obtain City Council approval prior to acquiring certain surveillance equipment; requiring departments to propose protocols related to proper use and deployment of certain surveillance equipment for Council review, requiring departments to adopt written protocols that address data retention, storage and access of any data obtained through the use of certain surveillance equipment, and establishing a new Chapter 14.18 in the Seattle Municipal Code.

ORDINANCE NO. 124143

AN ORDINANCE relating to the Traffic Code; amending section 11.23.160 of the Seattle Municipal Code to increase the number of free-floating car share permits authorized annually and ratifying and confirming certain prior acts.

ORDINANCE NO. 124144

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

Date of publication in the Seattle Daily Journal of Commerce, April 11, 2013.

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