



SEATTLE CITY COUNCIL

Legislative Summary

CB 118770

Record No.: CB 118770

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125154

In Control: City Clerk

File Created: 06/09/2016

Final Action: 10/07/2016

Title: AN ORDINANCE relating to historic preservation; imposing controls upon the Mount Baker Park Presbyterian Church, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Sponsors: Burgess

Attachments:

Drafter: jeanne.murphy@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	07/05/2016	Mayor's leg transmitted to Council	City Clerk			
	Action Text: The Council Bill (CB) was Mayor's leg transmitted to Council. to the City Clerk						
	Notes:						
1	City Clerk	07/05/2016	sent for review	Council President's Office			
	Action Text: The Council Bill (CB) was sent for review. to the Council President's Office						
	Notes:						
1	Council President's Office	07/08/2016	sent for review	Affordable Housing, Neighborhoods, and Finance Committee			
	Action Text: The Council Bill (CB) was sent for review. to the Affordable Housing, Neighborhoods, and Finance Committee						

Notes:

- | | | | | | |
|--|--|------------|------------------------------------|--|------|
| 1 | Full Council | 09/06/2016 | referred | Affordable
Housing,
Neighborhoods,
and Finance
Committee | |
| 1 | Affordable Housing,
Neighborhoods, and
Finance Committee | 09/21/2016 | pass | | Pass |
| Action Text: The Committee recommends that Full Council pass the Council Bill (CB). | | | | | |
| Notes: | | | | | |
| In Favor: 3 Chair Burgess, Vice Chair Herbold, Member Johnson | | | | | |
| Opposed: 0 | | | | | |
| 1 | Full Council | 10/03/2016 | passed | | Pass |
| Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill: | | | | | |
| Notes: | | | | | |
| In Favor: 7 Councilmember Bagshaw, Councilmember Burgess, Councilmember
González , Council President Harrell, Councilmember Johnson,
Councilmember Juarez, Councilmember O'Brien | | | | | |
| Opposed: 0 | | | | | |
| 1 | City Clerk | 10/05/2016 | submitted for
Mayor's signature | Mayor | |
| 1 | Mayor | 10/07/2016 | Signed | | |
| 1 | Mayor | 10/07/2016 | returned | City Clerk | |
| 1 | City Clerk | 10/07/2016 | attested by City
Clerk | | |
| Action Text: The Ordinance (Ord) was attested by City Clerk. | | | | | |
| Notes: | | | | | |
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CITY OF SEATTLE

ORDINANCE 125154

COUNCIL BILL 118770

AN ORDINANCE relating to historic preservation; imposing controls upon the Mount Baker Park Presbyterian Church, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 25.32 of the Seattle Municipal Code.

WHEREAS, the Landmarks Preservation Ordinance, Chapter 25.12 of the Seattle Municipal Code (SMC), establishes a procedure for the designation and preservation of sites, improvements, and objects having historical, cultural, architectural, engineering, or geographic significance; and

WHEREAS, the Landmarks Preservation Board ("Board"), after a public meeting on January 21, 2004, voted to approve the nomination of the improvement located at 3201 Hunter Boulevard South and the site on which the improvement is located (which collectively are referred to as the "Mount Baker Park Presbyterian Church" for the purposes of this ordinance) for designation as a landmark under SMC Chapter 25.12; and

WHEREAS, after a public meeting on March 3, 2004, the Board voted to approve the designation of the Mount Baker Park Presbyterian Church under SMC Chapter 25.12; and

WHEREAS, on January 6, 2016, the Board and the owner of the designated landmark agreed to controls and incentives; and

WHEREAS, the Board recommends that the City Council enact a designating ordinance approving the controls and incentives; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. DESIGNATION: Pursuant to Seattle Municipal Code (SMC) 25.12.660, the designation by the Landmarks Preservation Board (“Board”) of the improvement located at 3201 Hunter Boulevard South and the site on which the improvement is located (which collectively are referred to as the “Mount Baker Park Presbyterian Church” for the purposes of this ordinance) is hereby acknowledged.

A. Legal Description. The Mount Baker Park Presbyterian Church is located on the property legally described as:

Lots A and B, Block 41, Mt. Baker Park Addition to the City of Seattle, according to the plat thereof recorded in volume 16 of plats, page 3, in King County, Washington.

Together with a portion of section 15, township 24 north, range 4 east, Willamette Meridian, in King County, Washington: beginning at the intersection of the south line of Hanford St. and the west line of Hunter Blvd.; then south on said Blvd. 62 ft. m/l to the north line of Block 41, Mt. Baker Park Add.; then west on the north line of Lots A and B of said Block 140 ft. m/l to the east line of 37th Ave. S.; then north on the east line of 37th Ave. S. 62 ft. m/l to the south line of Hanford St.; then east on the south line of Hanford St. 140 ft. m/l to the beginning.

B. Specific Features or Characteristics Designated. Pursuant to SMC 25.12.660.A.2, the Board designated the following specific features or characteristics of the Mount Baker Park Presbyterian Church:

1. The site, excluding the brick patio built in 1960;
2. The exterior of the building;
3. The interior of the vestibule and main sanctuary, excluding pews and casework; and
4. The interior of the tower.

C. Basis of Designation. The designation was made because the Mount Baker Park Presbyterian Church is more than 25 years old, has significant character, interest, or value as a

part of the development, heritage, or cultural characteristics of the City, state, or nation, has integrity or the ability to convey its significance, and satisfies the following from SMC 25.12.350:

1. It embodies the distinctive visible characteristics of an architectural style, or period, or of a method of construction (SMC 25.12.350.D);

2. It is an outstanding work of a designer or builder (SMC 25.12.350.E); and

3. Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the City and contributes to the distinctive quality or identity of such neighborhood or the City (SMC 25.12.350.F).

Section 2. CONTROLS: The following controls are hereby imposed on the features or characteristics of the Mount Baker Park Presbyterian Church that were designated by the Board for preservation:

A. Certificate of Approval Process.

1. Except as provided in subsection 2.A.2 or subsection 2.B of this ordinance, the owner must obtain a Certificate of Approval issued by the Board pursuant to SMC Chapter 25.12, or the time for denying a Certificate of Approval must have expired, before the owner may make alterations or significant changes to the features or characteristics of the Mount Baker Park Presbyterian Church that were designated by the Board for preservation.

2. No Certificate of Approval is required for the following:

a. Any in-kind maintenance or repairs of the features or characteristics of the Mount Baker Park Presbyterian Church that were designated by the Board for preservation.

1 b. Alterations to features listed in subsection 1.B of this ordinance
2 necessitated by changes in the liturgy, provided that the owner shall communicate the nature of
3 such proposed change to the Landmarks Preservation Board staff prior to performing the work. It
4 is understood that the church is the exclusive authority on liturgy and is the decisive party in
5 determining what architectural changes are appropriate to the liturgy.

6 c. Installation, removal, or alteration of the following landscape
7 elements: trees less than 8 inches in diameter measured 4 1/2 feet above ground; shrubs;
8 perennials; and annuals.

9 d. Installation, removal, or alteration of the following temporary site
10 furnishings: benches, movable planter boxes, and movable water features.

11 e. Installation or repair of underground utilities and irrigation,
12 provided that the site is restored in kind.

13 f. Installation, removal, or alteration of non-illuminated exterior
14 signage less than 6 square feet in area, provided that signage installed on masonry walls has
15 fasteners located within mortar joints.

16 g. Painting at the interior of the tower, with the understanding that
17 unpainted wood and masonry will not be painted.

18 B. City Historic Preservation Officer Approval Process.

19 1. The City Historic Preservation Officer (CHPO) may review and approve
20 alterations or significant changes to the features or characteristics listed in subsection 2.B.3 of
21 this ordinance according to the following procedure:

22 a. The owner shall submit to the CHPO a written request for the
23 alterations or significant changes, including applicable drawings or specifications.

1 b. If the CHPO, upon examination of submitted plans and
2 specifications, determines that the alterations or significant changes are consistent with the
3 purposes of SMC Chapter 25.12, the CHPO shall approve the alterations or significant changes
4 without further action by the Board.

5 2. If the CHPO does not approve the alterations or significant changes, the
6 owner may submit revised materials to the CHPO, or apply to the Board for a Certificate of
7 Approval under SMC Chapter 25.12. The CHPO shall transmit a written decision on the owner's
8 request to the owner within 14 days of receipt of the request. Failure of the CHPO to timely
9 transmit a written decision constitutes approval of the request.

10 3. CHPO approval of alterations or significant changes to the features or
11 characteristics of the Mount Baker Park Presbyterian Church that were designated by the Board
12 for preservation is available for the following:

13 a. For the specified features and characteristics of the building, the
14 addition or elimination of fire escapes, ducts, conduits, HVAC vents, grilles, pipes, and other
15 similar wiring or mechanical elements necessary for the normal operation of the building.

16 b. Removal of hazardous trees more than 8 inches in diameter
17 measured 4 1/2 feet above the ground.

18 c. Installation, removal, or alterations of site lighting, exterior
19 building light fixtures, and security equipment.

20 d. Alterations of landscape features and site improvements, with the
21 exception of trees proposed by the owner.

1 Section 3. INCENTIVES: The following incentives are hereby granted on the features or
2 characteristics of the Mount Baker Park Presbyterian Church that were designated by the Board
3 for preservation:

4 A. Uses not otherwise permitted in a zone may be authorized in a designated
5 landmark by means of an administrative conditional use permit issued pursuant to SMC Title 23.

6 B. Exceptions to certain of the requirements of the Seattle Building Code, SMC
7 Chapter 22.100, and the Seattle Energy Code, SMC Chapter 22.700, may be authorized pursuant
8 to the applicable provisions thereof.

9 C. Special tax valuation for historic preservation may be available under RCW
10 Chapter 84.26 upon application and compliance with the requirements of that statute.

11 D. Reduction or waiver, under certain conditions, of minimum accessory off-street
12 parking requirements for uses permitted in a designated landmark structure may be permitted
13 pursuant to SMC Title 23.

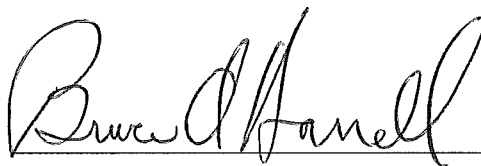
14 Section 4. Enforcement of this ordinance and penalties for its violation are as provided in
15 SMC 25.12.910.

16 Section 5. The Mount Baker Park Presbyterian Church is hereby added alphabetically to
17 Section III, Churches, of the Table of Historical Landmarks contained in SMC Chapter 25.32.

18 Section 6. The City Clerk is directed to record a certified copy of this ordinance with the
19 King County Director of Records and Elections, deliver two certified copies to the CHPO, and
20 deliver one copy to the Director of the Seattle Department of Construction and Inspections. The
21 CHPO is directed to provide a certified copy of this ordinance to the owner of the landmark.

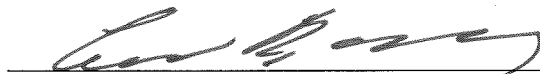
Section 7. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 3rd day of October, 2016,
and signed by me in open session in authentication of its passage this 3rd day of
October, 2016.



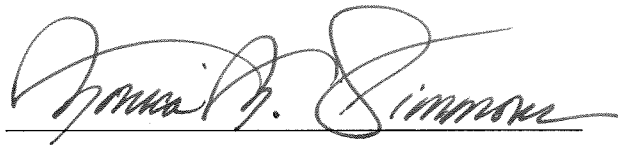
President _____ of the City Council

Approved by me this 7th day of October, 2016.



Edward B. Murray, Mayor

Filed by me this 7th day of OCTOBER, 2016.



Monica Martinez Simmons, City Clerk

(Seal)

STATE OF WASHINGTON -- KING COUNTY

--SS.

342910

No. TITLE ONLY

CITY OF SEATTLE, CLERKS OFFICE

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.

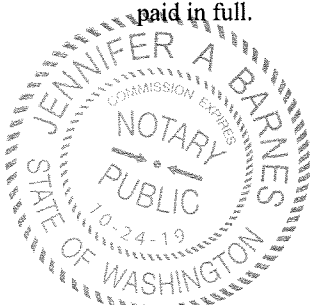
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:125151-125168,125170

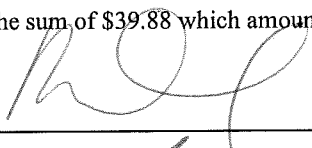
was published on

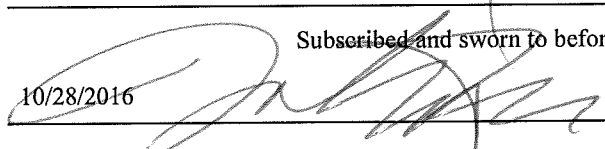
10/28/16

The amount of the fee charged for the foregoing publication is the sum of \$39.88 which amount has been paid in full.



Affidavit of Publication


Subscribed and sworn to before me on


10/28/2016

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on October 3, 2016, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125151

AN ORDINANCE establishing a new Ballard Parking and Business Improvement Area; levying special assessments upon owners of business property, multi-family residential property, and mixed-use property within the area; providing for the deposit of revenues in a special account and expenditures therefrom; providing for collection of and penalties for delinquencies; providing for the establishment of a Ratepayers Advisory Board; and providing for an implementation agreement with a Program Manager.

Ordinance 125152

AN ORDINANCE relating to the West Seattle Junction Parking and Business Improvement Area; modifying the assessment rates; and amending Ordinance 113326, as previously amended by Ordinances 119639, 120570, and 121758, in accordance therewith.

Ordinance 125153

AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to acquire, accept, and record on behalf of the City of Seattle both temporary and permanent property rights from abutting property owners located along the alignment of the planned combined sewage storage tunnel between 24th Avenue NW and Shilshole Avenue NW and Interlake Avenue North and North 35th Street that are necessary or convenient to construct, operate and maintain the Ship Canal Water Quality Project, through negotiation or eminent domain (condemnation); placing the real property rights acquired under the jurisdiction of the Seattle Public Utilities and designating the property rights acquired for utility and general municipal purposes; authorizing payment of all other costs associated with acquisition; and ratifying and confirming certain prior acts.

Ordinance 125154

AN ORDINANCE relating to historic preservation; imposing controls upon the Mount Baker Park Presbyterian Church, a landmark designated by the Landmarks Preservation Board under Chapter 25.12 of the Seattle Municipal Code, and adding it to the Table of Historical Landmarks contained in Chapter 26.32 of the Seattle Municipal Code.

Ordinance 125155

AN ORDINANCE related to appropriations for the Office of Arts & Culture; amending Ordinance 124927, which adopted the 2016 Budget; and lifting a proviso imposed on the Office of Arts & Culture's Capital Arts Budget Control Level by Seattle City Council Green Sheet 47-1-B-1.

Ordinance 125156

AN ORDINANCE relating to the Seattle Fuel Gas Code; amending Section 22.420.010 of the Seattle Municipal Code and adopting by reference Chapters 2 through 8 of the 2015 International Fuel Gas Code, and amending those chapters; adopting a new Chapter 1 for the Seattle Fuel Gas Code related to administration, permitting, and enforcement; and repealing Sections 2-8 of Ordinance 124276.

Ordinance 125157

AN ORDINANCE relating to the Seattle Plumbing Code; amending Section 22.502.016 of the Seattle Municipal Code and adopting by reference Chapter 51-56 of the Washington Administrative Code with amendments, except Sections 51-56-008 and 51-56-0100; adopting a new Chapter 1 related

to administration, permitting, and enforcement; and repealing Ordinance 124615 and Sections 3-12 of Ordinance 124274.

Ordinance 125158

AN ORDINANCE relating to the Seattle Existing Building Code; amending Section 22.110.010 of the Seattle Municipal Code; adopting by reference Chapters 2 through 5, 7 through 11, 14 through 16, A1, A3, A4, and A6 of the 2015 International Existing Building Code; amending certain of those chapters, and adopting a new Chapter 1 related to administration, permitting, and enforcement; and repealing Sections 2-17 of Ordinance 124283.

Ordinance 125159

AN ORDINANCE relating to the Seattle Energy Code; amending Section 22.700.010 of the Seattle Municipal Code; adopting by reference Chapters 51-11C and 51-11R of the Washington Administrative Code, and amending certain sections of those chapters; and repealing Ordinance 124614 and Sections 2-9 of Ordinance 124284.

Ordinance 125160

AN ORDINANCE relating to the Seattle Residential Code; amending Section 22.150.010 of the Seattle Municipal Code; and adopting by reference Chapters 2 through 10, 12 through 24, Section P2904, Chapter 44, and Appendices F and U of the 2015 International Residential Code (IRC), and amending certain of those chapters; adding a new Chapter 1 to the IRC related to administration, permitting, and enforcement; and repealing Sections 2 through 20 of Ordinance 124282.

Ordinance 125161

AN ORDINANCE relating to the Seattle Building Code; amending Section 22.100.010 of the Seattle Municipal Code; adopting by reference Chapters 2 through 29, Chapters 31 through 35, and Chapter 36 of the 2015 International Building Code, and amending certain of those chapters; adopting a new Chapter 1 related to administration, permitting, and enforcement; adopting a new Chapter 30 related to elevators and conveying systems; and repealing Sections 2 through 27 of Ordinance 124273.

Ordinance 125162

AN ORDINANCE relating to the Seattle Mechanical Code; amending Section 22.400.010 of the Seattle Municipal Code and adopting by reference Chapters 2 through 9 and Chapters 11 through 16 of the 2015 International Mechanical Code with amendments; and adopting a new Chapter 1 related to administration, permitting, and enforcement; and repealing Sections 2 through 14 of Ordinance 124276.

Ordinance 125163

AN ORDINANCE relating to land use and zoning; adding a new Chapter 23.58D to the Seattle Municipal Code (SMC); amending SMC Sections 23.40.060, 23.41.004, 23.41.012, 23.42.056, 23.46.510, 23.46.516, 23.48.021, 23.48.221, 23.48.280, 23.49.011, 23.49.023, 23.49.180, 23.50.033, 23.66.140, 23.84A.014, 23.88.010, and 23.90.018; and repealing SMC Sections 23.45.528 and 23.49.020; to revise the Living Building Pilot Program and reorganize, consolidate, and update standards when meeting the green building standard is a condition of a permit.

Ordinance 125164

AN ORDINANCE relating to City employment; creating a compensation program for the position of Seattle Public Utilities General Manager/Chief Executive Officer; specifying provisions for the administration of said compensation program; and ratifying and confirming certain prior acts.

Ordinance 125165

AN ORDINANCE relating to the City of Seattle's solid waste system; removing the sunset date for a five cent pass-through charge for certain recyclable paper bags; requiring certain compostable bags to be labeled and tinted green; adding a defini-

tion for compostable; and amending Section 21.36.100 of the Seattle Municipal Code.

Ordinance 125166

AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights relating to sewer facility easements within property bound by 25th Avenue NE, NE 49th Street, 30th Avenue NE, and NE 45th Street in Seattle as being surplus to the City's utility needs; authorizing the Director of Seattle Public Utilities to relinquish such easement rights and to accept a new easement from University Village Limited Partnership for a City-owned sanitary sewer facility; and ratifying and confirming certain prior acts.

Ordinance 125167

AN ORDINANCE relating to City employment, commonly referred to as the Third Quarter 2016 Employment Ordinance; designating positions as exempt from Civil Service status; returning a position to Civil Service status; and ratifying and confirming certain prior acts; all by a 2/3 vote of the City Council.

Ordinance 125168

AN ORDINANCE relating to the Department of Finance and Administrative Services; authorizing the Director of Finance and Administrative Services, on behalf of the City, to negotiate and execute real property lease agreements and amendments to existing lease agreements with the U.S. General Services Administration, for warehouse space in the Federal Center South Complex located at 4735 East Marginal Way South; and ratifying and confirming certain prior acts.

Ordinance 125170

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

Date of publication in the Seattle Daily Journal of Commerce, October 28, 2016.

10/28(342910)