



SEATTLE CITY COUNCIL

Legislative Summary

CB 118900

Record No.: CB 118900

Type: Ordinance (Ord)

Status: Passed

Version: 2

Ord. no: Ord 125254

In Control: City Clerk

File Created: 09/14/2016

Final Action: 02/02/2017

Title: AN ORDINANCE relating to the City's criminal code; amending Sections 3.33.030, 12A.08.140, 12A.08.170, 12A.10.150, 12A.14.010, 12A.14.160, and 12A.16.040 of the Seattle Municipal Code; adding Sections 12A.08.165, 12A.08.180, 12A.08.190, and 12A.10.160 to the Seattle Municipal Code; and repealing Sections 6.36.010, 6.36.020, 6.36.030, 6.36.040, 6.36.050, 6.36.060, 6.36.070, and 6.36.080 of the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: González

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: Emilia.Sanchez@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	City Clerk	09/20/2016	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	09/26/2016	sent for review	Gender Equity, Safe Communities, and New Americans Committee			
	Action Text: The Council Bill (CB) was sent for review. to the Gender Equity, Safe Communities, and New Americans Committee						
	Notes:						

- | | | | | | |
|---|--|------------|------------------------------------|--|------|
| 1 | Full Council | 01/23/2017 | referred | Gender Equity,
Safe
Communities, and
New Americans
Committee | |
| 1 | Gender Equity, Safe
Communities, and New
Americans Committee | 01/25/2017 | pass as amended | | Pass |
| | Action Text: The Committee recommends that Full Council pass as amended the Council Bill (CB). | | | | |
| | Notes: | | | | |
| | | | In Favor: 3 | Chair González , Vice Chair Burgess, Member Bagshaw | |
| | | | Opposed: 0 | | |
| 2 | Full Council | 01/30/2017 | passed | | Pass |
| | Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill: | | | | |
| | Notes: | | | | |
| | | | In Favor: 8 | Councilmember Bagshaw, Councilmember Burgess, Councilmember
González , Council President Harrell, Councilmember Herbold,
Councilmember Johnson, Councilmember O'Brien, Councilmember
Sawant | |
| | | | Opposed: 0 | | |
| | | | Absent(NV): 1 | Councilmember Juarez | |
| 2 | City Clerk | 02/01/2017 | submitted for
Mayor's signature | Mayor | |
| 2 | Mayor | 02/02/2017 | Signed | | |
| 2 | Mayor | 02/02/2017 | returned | City Clerk | |
| 2 | City Clerk | 02/02/2017 | attested by City
Clerk | | |
| | Action Text: The Ordinance (Ord) was attested by City Clerk. | | | | |
| | Notes: | | | | |
-

CITY OF SEATTLE

ORDINANCE 125254

COUNCIL BILL 118900

AN ORDINANCE relating to the City's criminal code; amending Sections 3.33.030, 12A.08.140, 12A.08.170, 12A.10.150, 12A.14.010, 12A.14.160, and 12A.16.040 of the Seattle Municipal Code; adding Sections 12A.08.165, 12A.08.180, 12A.08.190, and 12A.10.160 to the Seattle Municipal Code; and repealing Sections 6.36.010, 6.36.020, 6.36.030, 6.36.040, 6.36.050, 6.36.060, 6.36.070, and 6.36.080 of the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 3.33.030 of the Seattle Municipal Code, enacted by Ordinance 113786, is amended as follows:

3.33.030 Trial by jury—Juror's fees ((-))

In all civil cases and criminal cases (~~((where jurisdiction is concurrent with district courts as provided in RCW 35.20.250,))~~) within the jurisdiction of the Municipal Court, the plaintiff or defendant may demand a jury, which shall consist of six ~~((6))~~ citizens of the state who shall be impaneled and sworn as in cases before district courts, or the trial may be by a judge of the Municipal Court; provided, that no jury trial may be held on a proceeding involving a traffic infraction or violation. A defendant in a civil case requesting a jury shall pay to the Court a fee which shall be the same as that for a jury in District ~~((Justice))~~ Court. Where there is more than one ~~((1))~~ defendant in an action and one ~~((1))~~ or more of them requests a jury, only one ~~((1))~~ jury fee shall be collected by the Court. Each juror may receive up to ~~((Twenty-five Dollars~~ ~~(())~~ \$25~~(())~~), but in no case less than ~~((Ten Dollars-))~~ \$10~~(())~~ for each day in attendance upon the Municipal Court and, in addition thereto, shall receive mileage at the rate determined under

RCW 43.03.060; provided, that the compensation paid jurors shall be determined by the City's legislative authority and shall be uniformly applied.

Section 2. Section 12A.08.140 of the Seattle Municipal Code, enacted by Ordinance 124301, is amended by adding subsection C as follows:

12A.08.140 Possession of another's identification ((:))

* * *

C. The following definitions apply to this Section 12A.08.140 unless the context clearly requires otherwise:

"Credit card" means a card, plate, booklet, credit card number, credit card account number, or other identifying symbol, instrument, or device that can be used to pay for, or to obtain on credit, goods or services.

"Debit card" means a card used to obtain goods or services by a transaction that debits the cardholder's account, rather than extending credit.

"Personal identification" means any driver's license, passport, or identification card actually or purportedly issued by any federal, state, local or foreign governmental entity; any credit card or debit card; or any employee identification card actually or purportedly issued by any employer, public or private, including but not limited to a badge or identification or access card.

Section 3. A new Section 12A.08.165 is added to the Seattle Municipal Code as follows:

12A.08.165 Definitions applicable to Sections 12A.08.170 through 12A.08.190

The following definitions are applicable in Sections 12A.08.170 through 12A.08.190 unless the context otherwise requires:

“Access” means to gain entry to, instruct, communicate with, store data in, retrieve data from, or otherwise make use of any resources of electronic data, a data network, or a data system, including via electronic means.

“Data” means a digital representation of information, knowledge, facts, concepts, data software, data programs, or instructions that are being prepared or have been prepared in a formalized manner and are intended for use in a data network, data program, data services, or data system.

“Data network” means any system that provides digital communications between one or more data systems or other digital input/output devices including, but not limited to, display terminals, remote systems, mobile devices, and printers.

“Data program” means an ordered set of electronic data representing coded instructions or statements that when executed by a computer causes the device to process electronic data.

“Data services” includes data processing, storage functions, internet services, email services, electronic message services, web site access, internet-based electronic gaming services, and other similar system, network, or internet-based services.

“Data system” means an electronic device or collection of electronic devices, including support devices one or more of which contain data programs, input data, and output data, and that performs functions including, but not limited to, logic, arithmetic, data storage and retrieval, communication, and control. This term does not include calculators that are not programmable and incapable of being used in conjunction with external files.

“Identifying information” means information that, alone or in combination, is linked or linkable to a trusted entity that would be reasonably expected to request or provide credentials to access a targeted data system or network. It includes, but is not limited to, recognizable names,

addresses, telephone numbers, logos, HTML links, email addresses, registered domain names,
reserved IP addresses, usernames, social media profiles, cryptographic keys, and biometric
identifiers.

“Malware” means any set of data instructions that are designed, without authorization
and with malicious intent, to disrupt computer operations, gather sensitive information, or gain
access to private computer systems. “Malware” does not include software that installs security
updates, removes malware, or causes unintentional harm due to some deficiency. It includes, but
is not limited to, a group of data instructions commonly called viruses or worms, that are self-
replicating or self-propagating and are designed to infect other data programs or data, consume
data resources, modify, destroy, record, or transmit data, or in some other fashion usurp the
normal operation of the data, data system, or data network.

“White hat security research” means accessing a data program, service, or system solely
for purposes of good faith testing, investigation, identification, and/or correction of a security
flaw or vulnerability, where such activity is carried out, and where the information derived from
the activity is used, primarily to promote security or safety.

“Without authorization” means to knowingly circumvent technological access barriers to
a data system in order to obtain information without the express or implied permission of the
owner, where such technological access measures are specifically designed to exclude or prevent
unauthorized individuals from obtaining such information, but does not include white hat
security research or circumventing a technological measure that does not effectively control
access to a computer. The term “without the express or implied permission” does not include
access in violation of a duty, agreement, or contractual obligation, such as an acceptable use
policy or terms of service agreement, with an internet service provider, internet web site, or

employer. The term “circumvent technological access barriers” may include unauthorized elevation of privileges, such as allowing a normal user to execute code as administrator, or allowing a remote person without any privileges to run code.

Section 4. Section 12A.08.170 of the Seattle Municipal Code, enacted by Ordinance 124301, is amended as follows:

12A.08.170 Computer trespass ((.))

((A.)) A person is guilty of computer trespass if the person, without authorization, intentionally gains access to a computer system or electronic database of another.

((B. ~~For purposes of this section:~~

1. ~~“Access” means to approach, instruct, communicate with, store data in, retrieve data from, or otherwise make use of a computer, directly or by electronic means.~~

2. ~~“Computer program” means an ordered set of data representing coded instructions or statements that when executed by a computer cause the computer to process data.~~

3. ~~“Data” means a representation of information, knowledge, facts, concepts, or instructions that are being prepared or have been prepared in a formalized manner and are intended for use in a computer.))~~

Section 5. A new Section 12A.08.180 is added to the Seattle Municipal Code as follows:

12A.08.180 Spoofing

A person is guilty of spoofing if the person, without authorization, knowingly initiates the transmission, display, or receipt of the identifying information of another organization or person for the purpose of gaining unauthorized access to electronic data, a data system, or a data network, and with the intent to commit another crime in violation of a state law not included in this Chapter 12A.08.

Section 6. A new Section 12A.08.190 is added to the Seattle Municipal Code as follows:

12A.08.190 Electronic data tampering

A person is guilty of electronic data tampering if the person knowingly and without authorization:

A. Alters data as it transmits between two data systems over an open or unsecure network; or

B. Introduces any malware into any electronic data, data system, or data network.

Section 7. Subsection 12A.10.150.C of the Seattle Municipal Code, which section was enacted by Ordinance 124949, is amended as follows:

12A.10.150 Disclosing intimate images

* * *

C. This Section 12A.10.150 does not impose liability upon the following entities solely as a result of content provided by another person:

1. An interactive computer service, as defined in 47 U.S.C. Section 230(f)(2);

2. A mobile telecommunications service provider, as defined in RCW 82.04.065
~~((of air-to-ground radio telephone services, cellular radio telecommunications services, offshore radio, rural radio service, public or private land mobile telephone service, and other common carrier radio communications services))~~; or

3. A telecommunications network or broadband provider.

* * *

Section 8. A new Section 12A.10.160 is added to the Seattle Municipal Code as follows.

12A.10.160 Unlicensed massage or reflexology

1 A. It is unlawful for the owner, proprietor, manager, or such person in charge of any
2 massage business or reflexology business, with knowledge or criminal negligence, to allow or
3 permit the unlicensed practice of massage therapy or reflexology to be committed within the
4 massage business or reflexology business.

5 B. A first violation of subsection 12A.10.160.A is a misdemeanor and a second or
6 subsequent violation, whether alleged in the same or in subsequent prosecution, is a gross
7 misdemeanor.

8 C. For purposes of subsection 12A.10.160.A, the following definitions apply:

9 "Massage" and "massage therapy" mean a health care service involving the
10 external manipulation or pressure of soft tissue for therapeutic purposes. Massage therapy
11 includes techniques such as tapping, compressions, friction, reflexology, Swedish gymnastics or
12 movements, gliding, kneading, shaking, and fascial or connective tissue stretching, with or
13 without the aids of superficial heat, cold, water, lubricants, or salts. Massage therapy does not
14 include diagnosis or attempts to adjust or manipulate any articulations of the body or spine or
15 mobilization of these articulations by the use of a thrusting force, nor does it include genital
16 manipulation.

17 "Massage business" means the operation of a business where massages are given.

18 "Reflexology" means a health care service that is limited to applying alternating
19 pressure with thumb and finger techniques to reflexive areas of the lower one-third of the
20 extremities, feet, hands, and outer ears based on reflex maps. Reflexology does not include the
21 diagnosis of or treatment for specific diseases, or joint manipulations.

22 "Reflexology business" means the operation of a business where reflexology
23 services are provided.
24

Section 9. Section 12A.14.010 of the Seattle Municipal Code, last amended by Ordinance

124684, is amended as follows:

12A.14.010 Definitions ((-))

The following definitions apply in this Chapter 12A.14:

* * *

“Personal protection spray device” means a commercially available dispensing device designed and intended for use in self-defense and containing a nonlethal sternutator or lacrimator agent, including but not limited to:

A. Tear gas, the active ingredient of which is either chloracetophenone (CN) or O-chlorobenzylidene malonitrile (CS); or

B. Other agent commonly known as mace, pepper mace, or pepper gas.

“Pistol” means any firearm with a barrel less than 16 inches in length, or designed to be held and fired by the use of a single hand.

“Rifle” means a weapon designed or redesigned, made or remade, and intended to be fired from the shoulder and designed or redesigned, made or remade, and intended to use the energy of the explosive in a fixed metallic cartridge to fire only a single projectile through a rifled bore for each single pull of the trigger.

“Sale” and “sell” mean the actual approval of the delivery of a firearm in consideration of payment or promise of payment.

* * *

Section 10. Subsection 12A.14.160.A of the Seattle Municipal Code, which section was enacted by Ordinance 124301, is amended as follows:

12A.14.160 Possessing dangerous weapon on school facility ((-))

A. It is unlawful for a person to knowingly carry onto, or to possess on, public or private elementary or secondary school premises, school-provided transportation, or areas of facilities while being used exclusively by public or private schools:

1. any firearm or air gun;
2. any other dangerous weapon as described in Section 12A.14.080A;
3. any portable device manufactured to function as a weapon and which is commonly known as a stun gun, including a projectile stun gun which projects wired probes that are attached to the device that emit an electrical charge designed to administer to a person or an animal an electric shock, charge, or impulse; or
4. any device, object, or instrument which is used or intended to be used as a weapon with the intent to injure a person by an electric shock, charge, or impulse.

* * *

Section 11. Subsection 12A.16.040.D of the Seattle Municipal Code, which section was last amended by Ordinance 124301, is amended as follows:

12A.16.040 False reporting ((r))

A person is guilty of false reporting if he or she:

* * *

D. Gives false written or oral identification to a Seattle Police officer when such officer is investigating a crime or possible crime, executing a search or arrest warrant, issuing a citation or notice of infraction, issuing a parks exclusion notice under Section 18.12.278, or making an arrest, knowing that such identification is false.

Section 12. Section 6.36.010 of the Seattle Municipal Code, last amended by Ordinance 114207, is repealed:

~~((6.36.010 Definitions.~~

1 For the purpose of this chapter and unless the context plainly requires otherwise, the following
2 definitions are adopted:

3 A. ~~"Massage practitioner" means any person, except those excluded by Section 6.36.060~~
4 ~~who gives massages or other treatments of the body by rubbing, kneading or manipulation.~~

5 B. ~~"Massage premises" means any place, except a home where only residents therein are~~
6 ~~treated, where massages or other treatment of the body by rubbing, kneading or manipulation are~~
7 ~~given or furnished.~~

8 C. ~~"Public bathhouse" means any place open to the public where Russian, Turkish,~~
9 ~~Swedish, hot air, vapor, electric cabinet or other baths of any kind are given or furnished;~~
10 ~~provided that such term shall not include ordinary tub baths where an attendant is not required.~~

11 D. ~~"Reducing salon" means any place which utilizes mechanical equipment as the~~
12 ~~exclusive means of treating the body as distinguished from treatment by rubbing, kneading, or~~
13 ~~manipulation by another person.))~~

14
15 Section 13. Section 6.36.020 of the Seattle Municipal Code, last amended by Ordinance
16 124949, is repealed:

17 ~~((6.36.020 Massage premises, public bathhouse, and reducing salon licenses~~

18 ~~It is unlawful to conduct, manage, operate, or work in any massage premises, public bathhouse,~~
19 ~~or reducing salon unless such establishment is licensed as provided in this Section 6.36.020.~~

20 A. ~~Original application for such licenses shall be made and original licenses issued in the~~
21 ~~manner provided in Sections 6.02.190 and 6.02.210 of this subtitle. All applications for renewal~~
22 ~~shall be filed with the Director on forms furnished by him/her for such purpose and he/she shall~~
23 ~~refer the same to the Chief of Police who shall within five days furnish a written report to the~~
24

Director containing the result of his/her investigation and any other matters which might aid the
Director of Finance and Administrative Services in determining whether or not to issue the
license.

B. The fee for a reducing salon or public bathhouse license is \$340.00 per year; the fee
for a massage premises license is \$90.00 per year.

C. No such license shall be granted for any massage premises, public bathhouse or
reducing salon until inspection and report as to the sanitary condition thereof by the Director of
Health to the Director of Finance and Administrative Services. Massage premises, public
bathhouses, and reducing salons must be similarly inspected at least once a year when renewal of
a license is requested, and must at all times be open to inspections by the City as to sanitary
conditions and to enforce compliance with the provisions of this chapter.

D. It is unlawful for the owner, proprietor, manager, or such person in charge of any
public bathhouse or reducing salon to employ in such place any person who is not at least 18
years of age and of good moral character.

E. It is unlawful for the owner, proprietor, manager, or such person in charge of any
massage premises to employ in such place any person who is not at least 18 years of age.

F. It is unlawful for the owner, proprietor, manager, or such person in charge of any
massage premises, with knowledge or criminal negligence, to allow or permit the unlicensed
practice of massage to be committed within the massage premises. "Knowledge" and "criminal
negligence" shall have the same meaning as in Section 12A.04.030. A first violation of this
subsection 6.36.020.F is a misdemeanor and a second or subsequent violation is a gross
misdemeanor, subject to the provisions of Chapters 12A.02 and 12A.04.

1 ~~G. It is unlawful to advertise the giving of massages or public baths by an establishment,~~
2 ~~massage practitioner, or other person not licensed pursuant to this Subtitle I.~~

3 ~~H. A record of all massage treatments showing the date given, the name and address of~~
4 ~~the recipient, and the name and address of the massage practitioner shall be kept and be open to~~
5 ~~inspection by the Police Department, Finance and Administrative Services, and Health~~
6 ~~Department inspectors at all times.))~~

7 Section 14. Section 6.36.030 of the Seattle Municipal Code, last amended by Ordinance
8 123361, is repealed:

9 ~~((6.36.030 Massage practitioner's license.~~

10 ~~It is unlawful for any person, except as provided in Section 6.36.060, to give a massage or other~~
11 ~~treatment of the body by rubbing, kneading, or manipulation, whether in a massage premises or~~
12 ~~public bathhouse, or otherwise, without first obtaining a massage practitioner's license, the fee~~
13 ~~for which is \$35.00 per year. The license application shall be made in the true name of the~~
14 ~~applicant and shall be accompanied by evidence that the applicant holds a valid State Massage~~
15 ~~Practitioner's License. If the Director of Finance and Administrative Services finds that the~~
16 ~~information in the application is true and accurate, that the applicant holds a valid State Massage~~
17 ~~Practitioner's License, and that the applicant has not been convicted of a crime involving or~~
18 ~~related to prostitution, lewd conduct, or narcotic drugs within the seven years immediately prior~~
19 ~~to the date of application, the Director shall approve the application and issue the license;~~
20 ~~otherwise, the Director shall deny the application.))~~

21 Section 15. Section 6.36.040 of the Seattle Municipal Code, last amended by Ordinance
22 123361, is repealed:

23 ~~((6.36.040 Athletic massage operator's license.~~

It is unlawful for any person to be employed or work as an athletic massage operator unless such person is licensed as provided in this section:

A. The fee for an athletic massage operator's license is \$35.00 per year.

B. Application for an athletic massage operator's license or for any renewal thereof shall be made to the Director of Finance and Administrative Services on forms furnished by him/her for such purpose. It shall state the true name of the applicant, who shall be not less than 18 years of age, and as to an original application shall be accompanied by references as to the moral character and ability of the applicant from four reputable citizens of the City.

C. If the Director finds the application to be in proper form and upon investigation such references to be authentic, he/she shall transmit the same to the Chief of Police.

D. The Chief of Police shall investigate the applicant's reputation and record and transmit such application, his/her written report, and all other reports thereon, to the Director of Health, who shall examine the applicant physically to ascertain if the applicant is free from contagious or infectious disease in a communicable stage and otherwise physically fit to give athletic massages, and shall make a written report thereon.

E. If the Director of Health finds that the applicant is physically competent to give athletic massages he/she shall transmit the application, accompanied by all reports thereon, to the Director of Finance and Administrative Services. If from the reports the Director of Finance and Administrative Services deems the applicant a fit and proper person, he/she shall issue the license; otherwise he/she shall deny the license.))

Section 16. Section 6.36.050 of the Seattle Municipal Code, last amended by Ordinance 114207, is repealed:

((6.36.050 Expiration and continuance of licenses.

1 All licenses issued pursuant to this chapter shall expire on December 31st of each calendar year;
2 provided, that any massage premises and public bathhouse license issued under any other City
3 ordinance and in effect at the time the ordinance codified in this chapter becomes effective shall
4 continue valid for a period of thirty (30) days after the ordinance codified in this chapter takes
5 effect, and no longer, subject, however, to suspension or revocation as provided by the ordinance
6 under which the same was issued and effective.))

7 Section 17. Section 6.36.060 of the Seattle Municipal Code, last amended by Ordinance
8 114207, is repealed:

9 ((**6.36.060 Exemptions.**

10 This chapter shall not apply to:

11 A. Licensed massage practitioners licensed by the State before September 1, 1988, who
12 also hold a valid and current massage operator's license issued by The City of Seattle on or
13 before October 14, 1988, and who are performing services within their authorized scope of
14 practice;

15 B. Licensed massage practitioners originally licensed by the State on or after September
16 1, 1988, and who are performing services within their authorized scope of practice;

17 C. The practice of a profession by individuals who are licensed, certified or registered
18 under the laws of the State, other than Chapter 18.108 RCW pertaining to licensed massage
19 practitioners, and who are performing services within their authorized scope of practice;

20 D. Massage practiced at the athletic department of any institution maintained by the
21 public funds of the State or any of its political subdivisions;

22 E. Massage practiced at the athletic department of any school or college approved by the
23 State Department of Licensing by rule using recognized national professional standards.))
24

Section 18. Section 6.36.070 of the Seattle Municipal Code, last amended by Ordinance 114207, is repealed:

~~((6.36.070 Massage premises attendant's license.~~

~~A. It is unlawful to operate, to assist another in the operation of, to stop or start any mechanical device used by another for health or weight reducing purposes, or to position another using such a device, in any licensed massage premises or reducing salon without a massage premises attendant's license.~~

~~B. Applications for and issuance of such licenses shall be in accordance with Section 6.02.210 of this subtitle. The Director shall refer each such application to the Chief of Police, who shall within five (5) days furnish a written report to the Director of the results of his/her investigation, together with such other information as may aid the Director in determining whether the license should be issued or denied.))~~

Section 19. Section 6.36.080 of the Seattle Municipal Code, last amended by Ordinance 114207, is repealed:

~~((6.36.080 Unlawful to admit certain persons.~~

~~A. It shall be unlawful for the owner, proprietor, manager or person in charge of any public bathhouse, or for any employee of said place, to harbor, admit, receive or permit to be or remain in or about any such place, any prostitute, any lewd or dissolute person, any drunken or boisterous person, or any person under the influence of intoxicating liquor or narcotic drugs, or any person whose conduct tends in any way to corrupt the public morals.~~

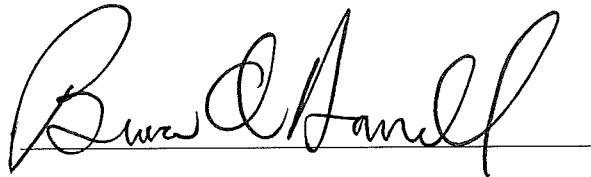
~~B. It shall be unlawful for the owner, proprietor, manager or person in charge of any massage premises or for any employee of said place, to harbor, admit, receive or permit to be or~~

~~remain in or about any such place, any prostitute, any lewd or dissolute person, any drunken or
boisterous person, or any person under the influence of intoxicating liquor or narcotic drugs.))~~

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

Section 20. This ordinance shall take effect and be in force 30 days from and 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 Section 1.04.020.

Passed by the City Council the 30th day of January, 2017,
and signed by me in open session in authentication of its passage this 30th day of
January, 2017.



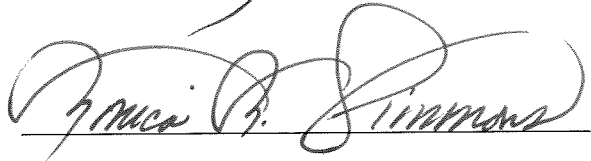
President _____ of the City Council

Approved by me this 2nd day of February, 2017.



Edward B. Murray, Mayor

Filed by me this 2nd day of February, 2017.



Monica Martinez Simmons, City Clerk

(Seal)

STATE OF WASHINGTON -- KING COUNTY

--SS.

346287

No. 125249,20,51,52,53,54,55

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.

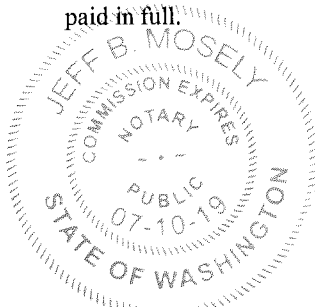
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:TITLE ONLY ORDINANCE

was published on

02/14/17

The amount of the fee charged for the foregoing publication is the sum of \$208.65 which amount has been paid in full.



A handwritten signature in black ink, appearing to be "M. B. Mosely", written over a horizontal line.

Subscribed and sworn to before me on

02/14/2017

A handwritten signature in black ink, appearing to be "Jeff B. Mosely", written over a horizontal line.

Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on January 30, 2017, and published below by title only, will be mailed upon request, or can be accessed at <https://seattle.legistar.com/Legislation.aspx>. 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 125249

AN ORDINANCE amending Ordinance 124874; modifying the use of the open space improvements over and across Utah Avenue South between South Stacy Street and South Lander Street for First and Utah Street Associates, LLC; and ratifying and confirming certain prior acts.

Ordinance 125250

AN ORDINANCE relating to Seattle Public Utilities; harmonizing the City Position List and the Seattle Municipal Code; amending Sections 3.32.010, 3.32.020 and 3.32.030 of the Seattle Municipal Code, and adding a new Section 3.32.011 to the Seattle Municipal Code.

Ordinance 125251

AN ORDINANCE amending Section 15.04.100 of the Seattle Municipal Code to allow the Director of Transportation the authority to credit certain use fees in exchange for voluntary transportation improvements of equal value in the public right-of-way.

Ordinance 125252

AN ORDINANCE accepting various deeds for street or alley purposes and a limited purpose easement for public access, use, and maintenance; laying off, opening, widening, extending, and establishing portions of rights of way; placing the real property conveyed by said deeds and easement under the jurisdiction of the Seattle Department of Transportation; and ratifying and confirming certain prior acts. (This ordinance concerns the following rights of way: the alley in Block 21, North Seattle; University Way Northeast, Northeast 50th Street, and Brooklyn Avenue Northeast abutting Block 6, University Heights; the alley in Block 24, Addition to the Town of Seattle, as laid out by A. A. Denny (Commonly known as A. A. Denny's 3rd Addition to the City of Seattle); the alley in Block 23 and Block 51, Second Addition to the Town of Seattle as laid off by the Heirs of Sara A. Bell, (deceased) (Commonly known as Heirs of Sarah A. Bell's 2nd Addition to the City of Seattle); the alley in Block 4, University Heights; the alley in Block 12, North Seattle; the alley in Block 91, Woodlawn Addition to Green Lake; the alley in Block

18, University Park Addition to the City of Seattle; the alley in Section 5, Township 24 North, Range 4 East, W. M.; the alley in Block 50, Boston Co's Plat of West Seattle; the alley in Block 15, Hillman City Addition to the City of Seattle, Division Number 6; the alley in Block 2, Harvard Heights; the alley in Block 46, Central Seattle; South Holgate Street abutting Block 46, Central Seattle; the alley in Block 82, D. T. Denny's Home Addition to the City of Seattle; the alley in Block 5, Supplemental Plat of Blocks 5-8 & 17 of Eastern Addition; the alley in Block 25, Brooklyn Addition to Seattle; the alley in Block 2, Capitol Hill Addition to the City of Seattle, Division No. 1; the alley in Block 107, David T. Denny's First Addition to North Seattle; Mercer Street abutting Block 107, David T. Denny's First Addition to North Seattle; and public access to public benefit areas in the Yesler Terrace Community Platt as set forth in King County Recording Number 20141209001425.)

Ordinance 125253

AN ORDINANCE relating to the City's traffic code; amending Sections 11.14.660, 11.60.570, 11.66.025, 11.60.240, 11.60.370,

11.60.420, 11.82.180, 11.84.020 and 11.84.400 of the Seattle Municipal Code, adding Sections 11.14.083 and 11.66.060 to the Seattle Municipal Code and repealing Sections 11.86.020 and 11.86.040 of the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.

Ordinance 125254

AN ORDINANCE relating to the City's criminal code; amending Sections 3.33.030, 12A.08.140, 12A.08.170, 12A.10.150, 12A.14.010, 12A.14.160, and 12A.16.040 of the Seattle Municipal Code; adding Sections 12A.08.165, 12A.08.180, 12A.08.190, and 12A.10.160 to the Seattle Municipal Code; and repealing Sections 6.36.010, 6.36.020, 6.36.030, 6.36.040, 6.36.050, 6.36.060, 6.36.070, and 6.36.080 of the Seattle Municipal Code to conform the Seattle Municipal Code with changes in state law and make technical corrections.

Ordinance 125255

AN ORDINANCE relating to the City Light Department; accepting statutory warranty deeds to the Swan property in King County, Washington, the Bettys Family Trust, Bettys Trust, Crossman, Farm and Fowl, LLC, Frol, James, Jones, Learned's Little Houses, LLC, Nelson, Trowbridge, and Weatherburn properties in Skagit County, Washington, and the Watkins et al. property in Snohomish County, Washington; accepting a quit claim deed to Skagit Land Trust properties in Skagit County, for salmonid habitat protection purposes; declaring certain real property rights surplus and no longer required for providing public utility service or other municipal purposes; ratifying the grants of Deeds of Right to the State of Washington on the Bettys Family Trust, Bettys Trust, Crossman, Frol, Jones, Nelson, and Watkins et al. properties for salmon recovery and conservation purposes; placing said lands under the jurisdiction of the City Light Department; and ratifying and confirming certain prior acts.

Date of publication in the Seattle Daily Journal of Commerce, February 14, 2017.
2/14(346287)