



SEATTLE CITY COUNCIL

Legislative Summary

CB 120361

Record No.: CB 120361

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 126630

In Control: City Clerk

File Created: 04/25/2022

Final Action: 07/27/2022

Title: AN ORDINANCE relating to historic preservation; imposing controls upon the Loyal Heights Elementary School, 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:

Sponsors: Morales

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att A - Architectural Site Plan for Loyal Heights ES

Reviewer: L. Whitson

Uploaded By: 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	Department of Neighborhoods	04/27/2022	sent for review	City Clerk			
	Action Text:	The Council Bill (CB) was sent for review. to the City Clerk					
1	City Clerk	04/27/2022	sent for review	Council President's Office			
1	Council President's Office	05/02/2022	sent for review	Neighborhoods, Education, Civil Rights, and Culture Committee			
	Action Text:	The Council Bill (CB) was sent for review. to the Neighborhoods, Education, Civil Rights, and Culture Committee					

Legislative Summary Continued (CB 120361)

- 1 City Council 07/05/2022 referred Neighborhoods,
Education, Civil
Rights, and
Culture
Committee
- 1 Neighborhoods, 07/08/2022 pass Pass
Education, Civil Rights,
and Culture Committee
Action Text: The Committee recommends that City Council pass the Council Bill (CB).
In Favor: 4 Chair Morales, Vice Chair Sawant, Member Lewis, Member Nelson
Opposed: 0
- 1 City Council 07/19/2022 passed Pass
Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:
In Favor: 9 Council President Juarez, Councilmember Herbold, Councilmember
Lewis, Councilmember Morales, Councilmember Mosqueda,
Councilmember Nelson, Councilmember Pedersen, Councilmember
Sawant, Councilmember Strauss
Opposed: 0
- 1 City Clerk 07/27/2022 submitted for Mayor
Mayor's signature
Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor
- 1 Mayor 07/27/2022 Signed
- 1 Mayor 07/27/2022 returned City Clerk
- 1 City Clerk 07/27/2022 attested by City Clerk
Action Text: The Ordinance (Ord) was attested by City Clerk.
-

Text of Legislative File CB 120361

STATE OF WASHINGTON – KING COUNTY

--SS.

408588
CITY OF SEATTLE, CLERKS OFFICE

No. 126626-632

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 ORDINANCES 126626-632

was published on

08/09/22



Affidavit of Publication

[Handwritten signature]

Subscribed and sworn to before me on

09/14/22

[Handwritten signature]

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 July 19, 2022, 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>.

payment thereof; and ratifying and confirming certain prior acts.

Date of publication in the Seattle Daily Journal of Commerce, August 9, 2022.
8/9(408588)

Ordinance 126626

Council Bill 120313

AN ORDINANCE relating to land use and zoning; defining the addition of a single development that includes residential uses at a community or technical college located within an Urban Center as a minor amendment to an existing Major Institution master plan; amending Sections 23.42.049, 23.46.504, 23.47A.004, 23.69.008, 23.69.026, and 23.69.035 of the Seattle Municipal Code.

Ordinance 126627

Council Bill 120335

AN ORDINANCE relating to service animals; conforming the definition of "service animal" to federal and state law; establishing a uniform definition for "service animal" by removing similar terms and including the definition in the Parks Code; making technical corrections; and amending Sections 6.310.465, 9.25.023, 9.25.082, 11.40.180, 14.04.030, 14.08.020, 14.08.030, 14.08.015, 14.08.020, 14.08.045, 14.08.070, 14.08.190, 18.12.030, and 18.12.080 of the Seattle Municipal Code.

Ordinance 126628

Council Bill 120337

AN ORDINANCE relating to civilian and community oversight of the police; establishing a process for investigating complaints naming the Chief of Police; adding a new subchapter V to Chapter 3.29 of the Seattle Municipal Code; and amending Section 49 of Ordinance 125315 to renumber the existing Subchapter V of Chapter 3.29 and Sections 3.29.500 and 3.29.510 of the Seattle Municipal Code.

Ordinance 126629

Council Bill 120360

AN ORDINANCE relating to historic preservation; imposing controls upon the Original Van Asselt School, 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.

Ordinance 126630

Council Bill 120361

AN ORDINANCE relating to historic preservation; imposing controls upon the Loyal Heights Elementary School, 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.

Ordinance 126631

Council Bill 120362

AN ORDINANCE relating to historic preservation; imposing controls upon Ingraham High School, 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.

Ordinance 126632

Council Bill 120370

AN ORDINANCE appropriating money to pay certain claims for the week of July 4, 2022 through July 8, 2022 and ordering the

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DON Loyal Heights ES Landmark Designation ORD
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1 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

2 Section 1. Designation. Under Seattle Municipal Code (SMC) 25.12.660, the designation
3 by the Landmarks Preservation Board (“Board”) of the improvement located at 2501 NW 80th
4 Street and the site on which the improvement is located (which are collectively referred to as the
5 “Loyal Heights Elementary School”) is acknowledged.

6 A. Legal Description. The Loyal Heights Elementary School is located on the property
7 legally described as:

8 Block 11, Loyal Heights Division # 6 & Vacated Alley, Recorded in Volume 19 of Plats
9 page 82, Records of King County, Washington.

10 B. Specific Features or Characteristics Designated. Under SMC 25.12.660.A.2, the Board
11 designated the following specific features or characteristics of the Loyal Heights Elementary
12 School:

- 13 1. The site.
- 14 2. The exteriors of the 1932 building and 1946 addition.
- 15 3. The interior corridors, stairways, classrooms, and auditorium/lunchroom.

16 C. Basis of Designation. The designation was made because the Loyal Heights
17 Elementary School is more than 25 years old; has significant character, interest, or value as a part
18 of the development, heritage, or cultural characteristics of the City, state, or nation; has integrity
19 or the ability to convey its significance; and satisfies the following SMC 25.12.350 provisions:

- 20 1. It is associated in a significant way with a significant aspect of the cultural,
21 political, or economic heritage of the community, City, state, or nation (SMC 25.12.350.C).
- 22 2. It embodies the distinctive visible characteristics of an architectural style, or
23 period, or of a method of construction (SMC 25.12.350.D).

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

4 Section 2. Controls. The following controls are imposed on the features or characteristics
5 of the Loyal Heights Elementary School that were designated by the Board for preservation:

6 A. Certificate of Approval Process.

7 1. Except as provided in subsection 2.A.2 or subsection 2.B of this ordinance, the
8 owner must obtain a Certificate of Approval issued by the Board according to SMC Chapter
9 25.12, or the time for denying a Certificate of Approval must have expired, before the owner
10 may make alterations or significant changes to the features or characteristics of the Loyal
11 Heights Elementary School that were designated by the Board for preservation.

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

13 a. Any in-kind maintenance or repairs of the features or characteristics of
14 the Loyal Heights Elementary School that were designated by the Board for preservation.

15 b. Removal of trees less than 6 inches in diameter measured 4-1/2 feet
16 above ground.

17 c. Removal of mature trees that are not included in any of the following
18 categories:

19 1) Significant to the property's history or design, as outlined in the
20 nomination application.

21 2) A designated Heritage Tree on the City of Seattle/Plant
22 Amnesty list.

23 3) An Exceptional Tree per City of Seattle regulations.

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1 d. Planting of new trees in locations that will never obscure the view of
2 designated features of the landmark, or physically undermine a built feature of the landmark.

3 e. Planting or removal of shrubs, perennials, or annuals, in locations that
4 will never obscure the view of designated features of the landmark, or physically undermine a
5 built feature of the landmark.

6 f. Installation, removal, or alteration of the following site furnishings:
7 benches, chairs, tables, swings, movable planters, and trash/recycling receptacles, and bike racks.

8 g. Installation, removal, or alteration (including repair) of underground
9 irrigation and underground utilities, provided that the site is restored in kind.

10 h. Repaving and restriping of existing asphalt paved areas.

11 i. Installation, removal, or alteration of play equipment in existing outdoor
12 play areas.

13 j. Installation, removal, or alteration of signage for accessibility
14 compliance, school safety, and other signage as required by City code or Seattle Public Schools
15 safety signage for playgrounds, e.g., “No Guns” or “No Trespassing.”

16 k. Installation, removal, or alteration of a building identification sign
17 defined by the following criteria:

- 18 1) The sign shall be freestanding on the site.
19 2) The sign shall not be attached to built historic features.
20 3) The sign location shall not obscure the view of designated
21 features of the buildings or site.
22 4) The sign’s content may include the building name, street
23 address, and logo associated with the school’s identity.

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

6 3. CHPO approval of alterations or significant changes to the features or
7 characteristics of the Loyal Heights Elementary School that were designated by the Board for
8 preservation is available for the following:

9 a. The installation, removal, or alteration of ducts, conduits, HVAC vents,
10 grills, pipes, panels, weatherheads, wiring, meters, utility connections, downspouts and gutters,
11 or other similar mechanical, electrical, and telecommunication elements necessary for the normal
12 operation of the building or site.

13 b. Installation, removal, or alteration of exterior light fixtures, exterior
14 security lighting, and security system equipment.

15 c. Installation of new single-story portable classrooms or a storage shed,
16 when located outside of the area approved in subsection 2.A.2.m of this ordinance.

17 d. Removal of trees more than 6 inches in diameter measured 4-1/2 feet
18 above ground, when identified as a hazard by an International Society of Arboriculture (ISA)
19 Certified Arborist, and not already excluded from review in subsection 2.A.2.c of this ordinance.

20 e. Installation, removal, or alteration to fences, gates, and barriers.

21 f. Signage other than signage excluded in subsections 2.A.2.j and 2.A.2.k
22 of this ordinance.

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- 1 g. Installation, removal, or alteration of improvements for safety, or
2 accessibility compliance.
- 3 h. Installation, removal, or alteration of fire and life safety equipment.
- 4 i. Installation, removal, or alteration of painted murals and other art
5 installations located on features or characteristics of the landmark that were designated by the
6 Board for preservation, other than those excluded in subsection 2.A.2.p of this ordinance.
- 7 j. Installation, removal, or alteration of new learning gardens or play areas,
8 including expansions of their existing areas.
- 9 k. Installation, removal, or alteration of garden logs and boulders for
10 outdoor seating, and other landscape features or accessories.
- 11 l. Alterations to interior features or characteristics of the landmark that
12 were designated by the Board for preservation.
- 13 m. Installation of photovoltaic panels.
- 14 n. Changes to paint colors for any of the features or characteristics of the
15 landmark that were designated by the Board for preservation.
- 16 o. Replacement of non-historic doors and windows within original
17 openings, when the staff determines that the design intent is consistent with the *Secretary of the*
18 *Interior's Standards for Rehabilitation*.
- 19 p. Emergency repairs or measures (including immediate action to secure
20 the area, install temporary equipment, and employ stabilization methods as necessary to protect
21 the public's safety, health, and welfare) to address hazardous conditions with adverse impacts to
22 the buildings or site as related to a seismic or other unforeseen event. Following such an
23 emergency, the owner shall adhere to the following:

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- 1 1) The owner shall immediately notify the City Historic
2 Preservation Officer and document the conditions and actions the owner took.
3 2) If temporary structural supports are necessary, the owner shall
4 make all reasonable efforts to prevent further damage to historic resources.
5 3) The owner shall not remove historic building materials from the
6 site as part of the emergency response.
7 4) In consultation with the City Historic Preservation Officer and
8 staff, the owner shall adopt and implement a long-term plan to address any damage through
9 appropriate solutions.

10 Section 3. Incentives. The following incentives are granted on the features or
11 characteristics of the Loyal Heights Elementary School that were designated by the Board for
12 preservation:

13 A. Uses not otherwise permitted in a zone may be authorized in a designated landmark by
14 means of an administrative conditional use permit issued under SMC Title 23.

15 B. Exceptions to certain of the requirements of the Seattle Building Code and the Seattle
16 Energy Code, adopted by SMC Chapter 22.101, may be authorized according to the applicable
17 provisions.

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

20 D. Reduction or waiver, under certain conditions, of minimum accessory off-street
21 parking requirements for uses permitted in a designated landmark structure may be permitted
22 under SMC Title 23.

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

3 Section 5. The Loyal Heights Elementary School is added alphabetically to Section IV,
4 Schools, of the Table of Historical Landmarks contained in SMC Chapter 25.32.

5 Section 6. The City Clerk is directed to record a certified copy of this ordinance with the
6 King County Recorder's Office, deliver two certified copies to the CHPO, and deliver one copy
7 to the Director of the Seattle Department of Construction and Inspections. The CHPO is directed
8 to provide a certified copy of this ordinance to the Loyal Heights Elementary School's owner.

[Faint, illegible text and markings, possibly bleed-through or a stamp, located in the lower right quadrant of the page.]

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

4 Passed by the City Council the 19th day of July, 2022,
5 and signed by me in open session in authentication of its passage this 19th day of
6 July, 2022.

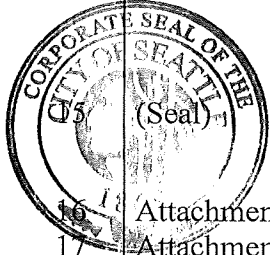
7 Debara Jurey
8 President _____ of the City Council

9 Approved / returned unsigned / vetoed this 27th day of July, 2022.

10 Bruce A. Harrell
11 Bruce A. Harrell, Mayor

State of Washington, County of King Filed by me this 27th day of July, 2022.

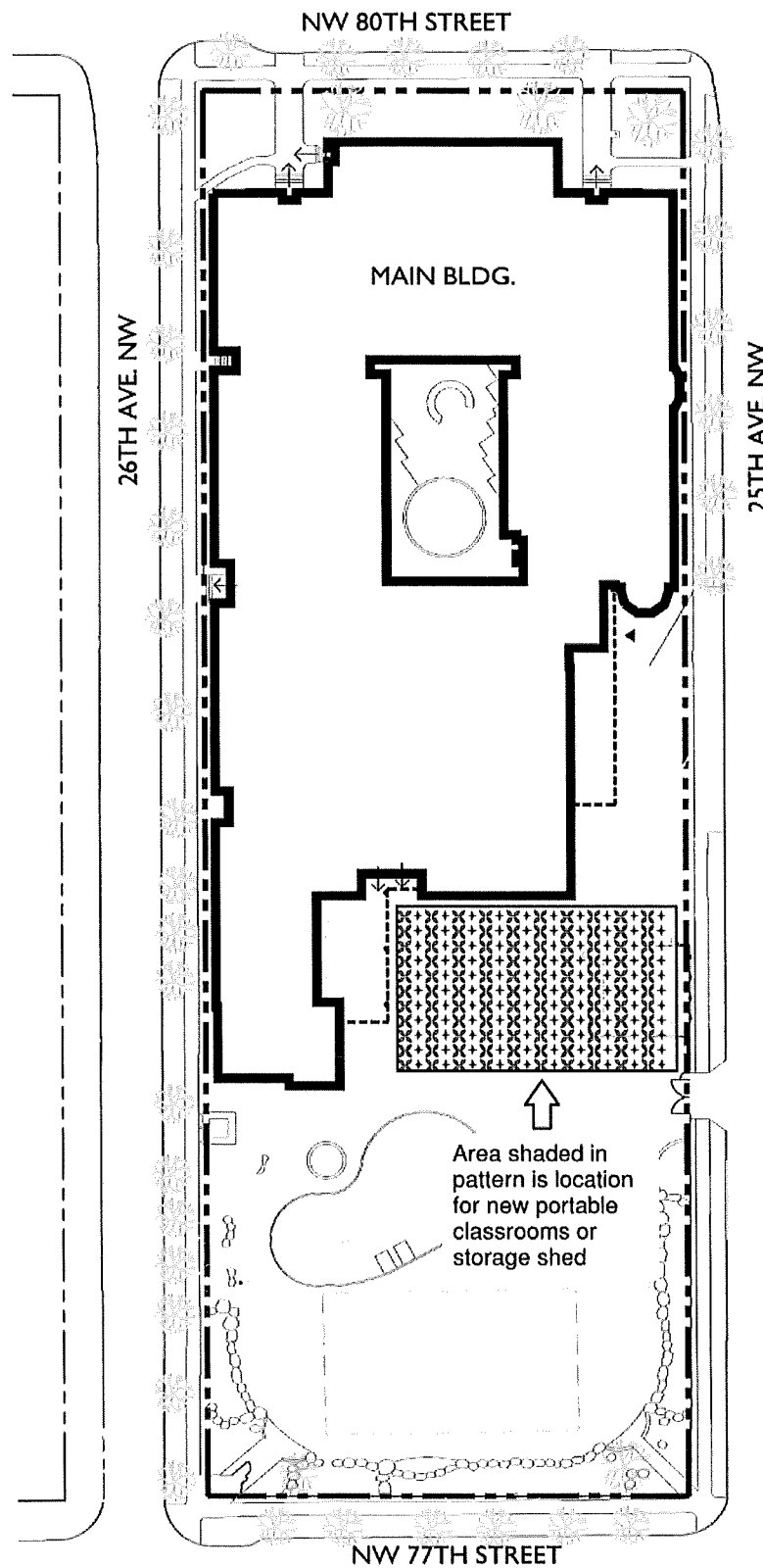
I, Doreyl C. Brooks certify that this is a true and correct
copy of 13 Ordinance 126630, on file in the records
of the City of Seattle, Office of the City Clerk
Elizabeth M. Adkisson
Elizabeth M. Adkisson, Interim City Clerk



Signed by: Doreyl C. Brooks
Signature
Title: CCG Info Spec II
Date: 8/30/22

16 Attachments:
17 Attachment A - Architectural Site Plan for Loyal Heights ES

Attachment A – Architectural Site Plan for Loyal Heights ES
VI



Attachment A

- Legend:**
◀ Entrance
← Exits

Site Area: 2.85 Acres
Zoning: SF 5000
Total Bldg. Area: 88,139 S.F.

**LOYAL HEIGHTS
ELEMENTARY SCHOOL**
2501 NW 80th Street

1 ARCHITECTURAL SITE PLAN
SCALE: 1" = 70'-0"

