

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

able President:

committee on

h was referred the within Council Bill No.

that we have considered the same and respectfully recommend that the same:

Full Council vote 8-1 Donaldson

Committee Chair

ORDINANCE

116924

1
2
3 AN ORDINANCE relating to used goods dealers; repealing the
4 existing territorial limitation on pawnshops and sub-
5 stituting a prohibition upon location within 1,000 feet of
6 school grounds, allowing pawnshops only in certain land use
7 zones, requiring firearms dealer's licenses for used goods
8 dealers handling firearms, requiring computerized reporting
of pawnshop transactions, and correcting technical matters;
placing a temporary moratorium on new pawnshop locations
and limiting future growth in the number of pawnshop
locations; amending Sections 6.288.010 and 6.288.040 and
Subsections 6.288.030A and 6.288.120C and D of the Seattle
Municipal Code, and adding new Sections 6.288.065,
6.288.085, and 6.288.130 in connection therewith.

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

10 Section 1. Seattle Municipal Code Section 6.288.010
11 (Ordinance 109818, Section 1 (part), as last amended by
12 Ordinance 115843, Section 1) is further amended by adding
thereto a new subsection, Subsection I, to read as follows:

13 I. "School" means an educational facility of Seattle
14 School District No. 1 or of an adjoining school district, and
15 also means a "residential school" as that term is defined in
16 sections 28A.190.010 and 28A.190.020 RCW, and also means a
17 private facility used for education now or hereafter approved as
18 a school by the Superintendent of Public Instruction of the
19 State of Washington under Chapter 28A.195 RCW. It does not
20 include home-based instruction whether or not that instruction
21 meets the requirements of Subsection 28A.225.010(4) RCW. The
22 designation of the grounds of a school on the map of "drug-free
23 zones" maintained in the offices of the Seattle Police Depart-
24 ment shall be conclusive evidence that a school exists on that
site for purposes of this chapter.

25 Section 2. Seattle Municipal Code Section 6.288.040
26 (Ordinance 109818, Section 1 (part)) is amended as follows:

27 **6.288.040 Pawnbrokers -- (~~Territorial~~) Location**
limitations.

28 A. No "Pawnbroker" endorsement to a used goods dealer
license shall be issued to conduct any pawnshop located (~~out-~~

1 ~~side the area bounded by Denny Way and East Denny Way, 12th~~
2 ~~Avenue and 12th Avenue South, South King Street and Elliott~~
3 ~~Bay)) within a distance of one thousand feet (1,000') from the~~
4 ~~grounds of a public, parochial or private school, unless such~~
5 ~~pawnshop was lawfully conducted ((outside)) at the same location~~
6 ~~within such area by a licensed pawnbroker ((during the year~~
7 ~~1961)) on the effective date of this ordinance, and has been~~
8 ~~continuously operated at that location by the same licensee ever~~
9 ~~since, or the school was established after the pawnshop was~~
10 ~~licensed at that location.~~

11 B. A "Pawnbroker" endorsement shall be issued only to
12 conduct a pawnshop located within any of the following land use
13 zones as those zones are mapped from time to time in the Offi-
14 cial Land Use Map of The City of Seattle, which is part of Title
15 23 of the Seattle Municipal Code:

16 C1, C2, DOC1, DOC2, DRC, DMC, DMR, PSM,
17 IDM, IDR, DH1, DH2, PMM, IG1, IG2, IB, IC.

18 Section 3. Subsection A of Seattle Municipal Code Section
19 6.288.030 (Ordinance 109818, § 1 (part)) is amended as follows:

20 **6.288.030 License Required -- Exceptions**

21 A. It is unlawful to engage in business as a used goods
22 dealer without first obtaining a used goods dealer's license
23 issued in accordance with this Code. It is unlawful to engage
24 in business as a pawnbroker without first obtaining from the
25 Director a "Pawnbroker" endorsement on a used goods dealer's
26 license. ((If a used goods licensee is a pawnbroker, his/her
27 license shall be endorsed "Pawnbroker."))

28 Section 4. There is added to Seattle Municipal Code
Chapter 6.288 a new Section 6.288.065, as follows:

6.288.065 Pawnbrokers -- Limitation on Numbers

A. Until January 1, 1998, only a limited number of
Pawnbroker endorsements may be issued for the conduct of

1 pawnbroker businesses at locations not licensed for pawnbroker
2 activity on the effective date of this ordinance. That limited
3 number of new location Pawnbroker endorsements shall be not
4 greater than twenty-five percent (25%) of the number of lawful
5 Pawnbroker endorsements existing on the effective date of this
6 ordinance. If not already a whole number, this growth
7 limitation shall be rounded up to the nearest whole number.
8 Moreover, from January 1, 1995, until January 1, 1998, no more
9 than two (2) Pawnbroker endorsements shall be issued in each
10 calendar year for the conduct of pawnbroker businesses at
11 locations not licensed for pawnbroker activity on December 31 of
the immediately preceding year.

12 B. Notwithstanding anything contained in subsection A, no
13 Pawnbroker endorsement shall be issued for the conduct of a
14 pawnbroker business at a location not licensed for pawnbroker
15 activity in the previous year if, on the March 30 next preceding
16 the effective date of the license for which the Pawnbroker
17 endorsement is sought, the number of locations licensed for
18 pawnbroker activity exceeds one (1) for every fifteen thousand
19 (15,000) inhabitants of the City, as reflected in the then most
20 current final population figures available from the Washington
State Office of Financial Management or its functional
successor.

21 C. The Chief of Police shall adopt and publicize a process
22 for allocating new Pawnbroker endorsements by chance if there
23 are or there are reasonably expected to be more new applicants
24 in a year than the number of new endorsements permitted.

25 D. The Chief of Police shall report to the City Council's
26 Public Safety Committee or its functional successor during 1997
27 on the status of its program for tracking pawn transactions and
28 monitoring pawnshop operations.

1 ment, shall first obtain a dealer's license pursuant to RCW
2 9.41.110, where applicable, and a license from the United States
3 as a dealer.

4 Section 7. There is added to Seattle Municipal Code
5 Chapter 6.288 a new Section 6.288.085, as follows:

6 **6.288.085 Computerized reporting of pawnshop information.**

7 A. From and after the date called for by the phase-in
8 schedule in subsection C, every pawnbroker except those exempted
9 by operation of subsection D shall, before noon of each day,
10 transmit to the Chief of Police by means of electronic trans-
11 mission through a modem or similar device or by delivery of a
12 computer disk, in such a format that the data are capable of
13 direct electronic entry into the Seattle Police Department's
14 computerized system for identifying and tracing lost, stolen,
15 and sought-after property, the information Section 6.288.070
16 requires be recorded concerning all transactions in which the
17 licensee received used goods the preceding day by pawn, trade,
18 purchase, or consignment.

19 B. The Chief of Police shall by rule adopted in accordance
20 with the Administrative Code, Seattle Municipal Code Chapter
21 3.02, establish the format and requirements for the transmission
22 of data and may by rule restrict the scope of the items that are
23 to be electronically reported. A transaction reported by elec-
24 tronic transmission under subsection A shall not be reported on
25 paper forms unless the Chief of Police so requests. Each
26 pawnbroker shall pay a fee of \$.25 (Twenty-five cents) per
27 transaction required to be electronically reported if the
28 electronic report transmitted to the Chief of Police is
erroneous, duplicative, or in an incorrect or incompatible
format, or if no electronic report of the transaction is
transmitted.

1 C. Pawnbrokers shall report their transactions elec-
2 tronically to the Chief of Police as required by subsections A
3 and B from and after the following dates:

4 1. For each pawnshop for which a Pawnbroker
5 endorsement is first obtained on or after the effective date of
6 this ordinance, effective upon commencing business or one month
7 after the effective date of the initial rules adopted pursuant
8 to subsection B, whichever is later;

9 2. For each pawnshop for which a Pawnbroker
10 endorsement was first obtained before the effective date of this
11 ordinance that by the effective date of this ordinance has
12 adopted a computerized record-keeping system for maintaining its
13 own record of transactions, no later than one month after the
14 effective date of the initial rules adopted pursuant to
15 subsection B;

16 3. For each other pawnshop for which a Pawnbroker
17 endorsement was first obtained before the effective date of this
18 ordinance, not later than January 1, 1995, or one month after
19 the effective date of the initial rules adopted pursuant to
20 subsection B, whichever is later.

21 The Chief of Police may for good cause shown grant a pawn-
22 broker an extension of the otherwise applicable deadline to a
23 date not later than June 30, 1995. An extension may only be
24 granted: upon written application by the pawnbroker; upon a
25 showing that the pawnbroker is making satisfactory progress
26 toward acquiring computer programs and equipment to make the
27 necessary transmission; and upon agreement by the pawnbroker to
28 pay to the City a fee of \$.25 (Twenty-five cents) per trans-
action reported after the otherwise applicable deadline to
offset the Seattle Police Department's costs in converting the
data from paper format into electronic form.

1 D. Pawnbrokers need not report electronically transactions
2 taking place at a business location where the number of pawn
3 transactions in no week exceeds ten (10) (calculated from each
4 Monday through the next Sunday, inclusive). A pawnbroker
5 reasonably believing a location at which he or she conducts a
6 pawnshop qualifies under this subsection for exemption from
7 computerized reporting and wishing to be exempt from the re-
8 quirement of Subsection A shall sign, under penalty of perjury,
9 a declaration to that effect in a form developed by the Chief of
10 Police, and once the declaration is signed, so long as the
11 volume of transactions does not exceed ten (10) each week, pawn
12 transactions taking place at that pawnshop need not be reported
13 electronically, but the pawnbroker must comply in all respects
14 with Sections 6.288.070 and 2.688.080, and must pay to the City
15 the sum of Twenty-five cents (\$.25) per pawn transaction to
16 offset the Seattle Police Department's costs in converting the
17 data from paper format into electronic form. If, in any two (2)
18 weeks in any consecutive three (3) month period, the number of
19 pawn transactions at such a pawnshop exceeds ten (10), then the
20 pawnbroker shall cease conducting pawn transactions at that
21 business location until a computerized system is in place and
22 pawn transactions are being reported electronically in compli-
23 ance with subsections A, B, and C of this section.

24 E. If, after establishing the format and requirements for
25 the transmission of computerized reports of transactions, the
26 Chief of Police alters the required format, pawnbrokers shall be
27 given at least 30 days to comply with the new format require-
28 ments.

 Section 8. Until January 1, 1995, no "Pawnbroker"
endorsement to a used goods dealer license shall be issued to
conduct a pawnbroker business at a location where no lawful
pawnshop is operating on the effective date of this ordinance

1 unless prior to January 1, 1995, the City Council finds that the
2 Chief of Police has successfully implemented a computerized
3 system for tracking goods pawned to or otherwise acquired by
4 pawnbrokers who are required to or choose to report transactions
5 electronically and other used goods dealers who choose to report
6 transactions electronically, and that the computerized system is
7 capable of handling the increase in volume of pawn transactions
8 that is anticipated to occur when more pawnshops are allowed in
the City.

9 Section 9. This ordinance shall take effect and be in
10 force thirty days from and after its passage and approval, if
11 approved by the Mayor; otherwise it shall take effect at the
12 time it shall become a law under the provisions of the City
Charter.

13 Passed by the City Council the 22 day of November,
14 1993, and signed by me in open session in authentication of its
15 passage this 22 day of November, 1993.

16
17 Geo. Benson
18 President of the City Council

19 Approved by me this 26 day of November, 1993.

20 Norman B. Rice
21 Norman B. Rice, Mayor

22 Filed this 29 day of November, 1993.

23 Margaret Carter
24 Deputy Clerk

25 (SEAL)

26 Published _____
27
28

ORDINANCE _____

1
2 AN ORDINANCE relating to used goods dealers; repealing the
3 existing territorial limitation on pawnshops and sub-
4 stituting a prohibition upon location within 1,000 feet of
5 school grounds, allowing pawnshops only in certain land use
6 zones, requiring firearms dealer's licenses for used goods
7 dealers handling firearms, requiring computerized reporting
8 of pawnshop transactions, and correcting technical matters;
9 placing a temporary moratorium on new pawnshop locations
10 and limiting future growth in the number of pawnshop
11 locations; amending Sections 6.288.010 and 6.288.040 and
12 Subsections 6.288.030A and 6.288.120C and D of the Seattle
13 Municipal Code, and adding new Sections 6.288.065,
14 6.288.085, and 6.288.130 in connection therewith.

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

16 Section 1. Seattle Municipal Code Section 6.288.010
17 (Ordinance 109818, Section 1 (part), as last amended by
18 Ordinance 115843, Section 1) is further amended by adding
19 thereto a new subsection, Subsection I, to read as follows:

20 I.. "School" means an educational facility of Seattle
21 School District No. 1 or of an adjoining school district, and
22 also means a "residential school" as that term is defined in
23 sections 28A.190.010 and 28A.190.020 RCW, and also means a
24 private facility used for education now or hereafter approved as
25 a school by the Superintendent of Public Instruction of the
26 State of Washington under Chapter 28A.195 RCW. It does not
27 include home-based instruction whether or not that instruction
28 meets the requirements of Subsection 28A.225.010(4) RCW. The
designation of the grounds of a school on the map of "drug-free
zones" maintained in the offices of the Seattle Police Depart-
ment shall be conclusive evidence that a school exists on that
site for purposes of this chapter.

Section 2. Seattle Municipal Code Section 6.288.040
(Ordinance 109818, Section 1 (part)) is amended as follows:

6.288.040 Pawnbrokers -- (~~Territorial~~) Location
limitations.

A. No "Pawnbroker" endorsement to a used goods dealer
license shall be issued to conduct any pawnshop located (~~est-~~

1 ~~side the area bounded by Denny Way and East Denny Way, 12th~~
2 ~~Avenue and 12th Avenue South, South King Street and Elliott~~
3 ~~Bay)) within a distance of one thousand feet (1,000')~~ from the
4 grounds of a public, parochial or private school, unless such
5 pawnshop was lawfully conducted ((outside)) at the same location
6 within such area by a licensed pawnbroker ((during the year
7 1961)) on the effective date of this ordinance, and has been
8 continuously operated at that location by the same licensee ever
9 since, or the school was established after the pawnshop was
10 licensed at that location.

11 B. A "Pawnbroker" endorsement shall be issued only to
12 conduct a pawnshop located within any of the following land use
13 zones as those zones are mapped from time to time in the Offi-
14 cial Land Use Map of The City of Seattle, which is part of Title
15 23 of the Seattle Municipal Code:

16 C1, C2, DOC1, DOC2, DRC, DMC, DMR, PSM,
17 IDM, IDR, DH1, DH2, PMM, IG1, IG2, IB, IC.

18 Section 3. Subsection A of Seattle Municipal Code Section
19 6.288.030 (Ordinance 109818, § 1 (part)) is amended as follows:

20 6.288.030 License Required -- Exceptions

21 A. It is unlawful to engage in business as a used goods
22 dealer without first obtaining a used goods dealer's license
23 issued in accordance with this Code. It is unlawful to engage
24 in business as a pawnbroker without first obtaining from the
25 Director a "Pawnbroker" endorsement on a used goods dealer's
26 license. ((If a used goods licensee is a pawnbroker, his/her
27 license shall be endorsed "Pawnbroker."))

28 Section 4. There is added to Seattle Municipal Code
Chapter 6.288 a new Section 6.288.065, as follows:

6.288.065 Pawnbrokers -- Limitation on Numbers

A. Until September 1, 1995, the number of Pawnbroker
endorsements issued for the conduct of pawnbroker businesses at

1 locations not licensed for pawnbroker activity in the previous
2 year shall not exceed 25% of the number of lawful Pawnbroker
3 endorsements existing on the effective date of this ordinance.
4 From September 1, 1995, until September 1, 1996, the number of
5 Pawnbroker endorsements issued for the conduct of pawnbroker
6 businesses at locations not licensed for pawnbroker activity on
7 August 31, 1995, shall not exceed 25% of the number of lawful
8 Pawnbroker endorsements existing on August 31, 1995. If not
9 already a whole number, each of these growth limitations shall
be rounded up to the nearest whole number.

10 B. Notwithstanding anything contained in subsection A, no
11 Pawnbroker endorsement shall be issued for the conduct of a
12 pawnbroker business at a location not licensed for pawnbroker
13 activity in the previous year if, on the March 30 next preceding
14 the effective date of the license for which the Pawnbroker
15 endorsement is sought, the number of locations licensed for
16 pawnbroker activity exceeds one (1) for every fifteen thousand
17 (15,000) inhabitants of the City, as reflected in the then most
18 current final population figures available from the Washington
19 State Office of Financial Management or its functional
successor.

20 C. The Chief of Police shall adopt and publicize a process
21 for allocating new Pawnbroker endorsements by chance if there
22 are or there are reasonably expected to be more new applicants
in a year than the number of new endorsements permitted.

23 Section 5. Subsections C and D of Seattle Municipal Code
24 Section 6.288.120 (Ordinance 109818, § 1 (part)) are amended as
25 follows:

26 6.288.120 Retention of goods -- Rates of interest
27 and other fees -- Notice of rates must be
posted.

28 C. The fee for the care, maintenance, insurance relating
to, preparation for storage of and storage of personal property

1 actually received in pledge, shall not exceed:

2 1. For precious jewels, jewelry, or other personal
3 property having a value of One Hundred Dollars (\$100.00) to Two
4 Hundred Ninety-nine Dollars and Ninety-nine Cents (\$299.99), an
5 amount equal to one-tenth of one percent (.10%) of the value
6 thereof as agreed upon in writing between the pledgor and the
7 pledgee;

8 2. For precious jewels, jewelry, or other personal
9 property having a value exceeding Three Hundred Dollars
10 (\$300.00), an amount equal to one-twelfth of one percent
11 (~~((+12%))~~) (.0833%) of the value thereof as agreed upon in
writing between the pledgor and pledgee.

12 D. Fees under subsections B and C may be charged one (1)
13 time only during the term of a (~~(pledge)~~) loan as defined in RCW
14 19.60.010. No pawnbroker shall ask or receive a higher rate of
15 interest or discount or other fees on any loan, or on any actual
16 or pretended sales, or redemption of personal property, or sell
17 any property held for redemption within sixty (60) days after
the period for redemption has expired.

18 Section 6. There is added to Seattle Municipal Code
19 Chapter 6.288 a new Section 6.288.130, as follows:

20 **6.288.130 Firearms Dealer Licenses Required.**

21 Any used goods dealer who shall engage in the purchase or
22 sale of firearms, or in the business of lending money upon a
23 pledge or pawn of a firearm as security for payment or repay-
24 ment, shall first obtain a dealer's license pursuant to RCW
25 9.41.110, where applicable, and a license from the United States
as a dealer.

26 Section 7. There is added to Seattle Municipal Code
27 Chapter 6.288 a new Section 6.288.085, as follows:

28 **6.288.085 Computerized reporting of pawnshop information.**

A. From and after the date called for by the phase-in

1 schedule in subsection C, every pawnbroker except those exempted
2 by operation of subsection D shall, before noon of each day,
3 transmit to the Chief of Police by means of electronic trans-
4 mission through a modem or similar device or by delivery of a
5 computer disk, in such a format that the data are capable of
6 direct electronic entry into the Seattle Police Department's
7 computerized system for identifying and tracing lost, stolen,
8 and sought-after property, the information Section 6.288.070
9 requires be recorded concerning all transactions in which the
10 licensee received used goods the preceding day by pawn, trade,
purchase, or consignment.

11 B. The Chief of Police shall by rule adopted in accordance
12 with the Administrative Code, Seattle Municipal Code Chapter
13 3.02, establish the format and requirements for the transmission
14 of data and may by rule restrict the scope of the items that are
15 to be electronically reported. A transaction reported by elec-
16 tronic transmission under subsection A shall not be reported on
17 paper forms unless the Chief of Police so requests. Each
18 pawnbroker shall pay a fee of \$.25 (Twenty-five cents) per
19 transaction required to be electronically reported if the
20 electronic report transmitted to the Chief of Police is
21 erroneous, duplicative, or in an incorrect or incompatible
transmitted.

22 C. Pawnbrokers shall report their transactions elec-
23 tronically to the Chief of Police as required by subsections A
24 and B from and after the following dates:

25 1. For each pawnshop for which a Pawnbroker
26 endorsement is first obtained on or after the effective date of
27 this ordinance, effective upon commencing business or one month
28 after the effective date of the initial rules adopted pursuant
to subsection B, whichever is later;

1 2. For each pawnshop for which a Pawnbroker
2 endorsement was first obtained before the effective date of this
3 ordinance that by the effective date of this ordinance has
4 adopted a computerized record-keeping system for maintaining its
5 own record of transactions, no later than one month after the
6 effective date of the initial rules adopted pursuant to
7 subsection B;

8 3. For each other pawnshop for which a Pawnbroker
9 endorsement was first obtained before the effective date of this
10 ordinance, not later than January 1, 1995, or one month after
11 the effective date of the initial rules adopted pursuant to
12 subsection B, whichever is later.

13 The Chief of Police may for good cause shown grant a pawn-
14 broker an extension of the otherwise applicable deadline to a
15 date not later than June 30, 1995. An extension may only be
16 granted: upon written application by the pawnbroker; upon a
17 showing that the pawnbroker is making satisfactory progress
18 toward acquiring computer programs and equipment to make the
19 necessary transmission; and upon agreement by the pawnbroker to
20 pay to the City a fee of \$.25 (Twenty-five cents) per trans-
21 action reported after the otherwise applicable deadline to
22 offset the Seattle Police Department's costs in converting the
23 data from paper format into electronic form.

24 D. Pawnbrokers need not report electronically transactions
25 taking place at a business location where the number of pawn
26 transactions in no week exceeds ten (10) (calculated from each
27 Monday through the next Sunday, inclusive). A pawnbroker
28 reasonably believing a location at which he or she conducts a
pawnshop qualifies under this subsection for exemption from
computerized reporting and wishing to be exempt from the re-
quirement of Subsection A shall sign, under penalty of perjury,
a declaration to that effect in a form developed by the Chief of

1 Police, and once the declaration is signed, so long as the
2 volume of transactions does not exceed ten (10) each week, pawn
3 transactions taking place at that pawnshop need not be reported
4 electronically, but the pawnbroker must comply in all respects
5 with Sections 6.288.070 and 2.688.080, and must pay to the City
6 the sum of Twenty-five cents (\$.25) per pawn transaction to
7 offset the Seattle Police Department's costs in converting the
8 data from paper format into electronic form. If, in any two (2)
9 weeks in any consecutive three (3) month period, the number of
10 pawn transactions at such a pawnshop exceeds ten (10), then the
11 pawnbroker shall cease conducting pawn transactions at that
12 business location until a computerized system is in place and
13 pawn transactions are being reported electronically in compli-
14 ance with subsections A, B, and C of this section.

14 E. If, after establishing the format and requirements for
15 the transmission of computerized reports of transactions, the
16 Chief of Police alters the required format, pawnbrokers shall be
17 given at least 30 days to comply with the new format require-
18 ments.

18 Section 8. Until September 1, 1994, no "Pawnbroker"
19 endorsement to a used goods dealer license shall be issued to
20 conduct a pawnbroker business at a location where no lawful
21 pawnshop is operating on the effective date of this ordinance
22 unless prior to September 1, 1994, the City Council finds that
23 the Chief of Police has successfully implemented a computerized
24 system for tracking goods pawned to or otherwise acquired by
25 pawnbrokers who are required to or choose to report transactions
26 electronically and other used goods dealers who choose to report
27 transactions electronically, and that the computerized system is
28 capable of handling the increase in volume of pawn transactions
that is anticipated to occur when more pawnshops are allowed in
the City.

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Section 9. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the City Charter.

Passed by the City Council the 22 day of November, 1993, and signed by me in open session in authentication of its passage this 22 day of November, 1993.

President of the City Council

Approved by me this _____ day of _____, 1993.

Norman B. Rice, Mayor

Filed this _____ day of _____, 1993.

Deputy Clerk

(SEAL)

Published _____

TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

Margaret Paylor

_____	_____
_____	_____
_____	_____
_____	_____

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

STATE OF WASHINGTON - KING COUNTY

37571
City of Seattle

—ss.

No. IN FULL

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.

See
Clip on back

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

ORD:116924

was published on
12/10/93

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

J. Bailey

Subscribed and sworn to before me on
12/10/93

A. Lefft

Notary Public for the State of Washington,
residing in Seattle

City of Seattle
ORDINANCE 115824

AN ORDINANCE relating to used goods dealers; repealing the existing territorial limitation on pawnshops and substituting a prohibition upon location within 1,000 feet of school grounds, allowing pawnshops only in certain land use zones, requiring firearms dealer's licenses for used goods dealers handling firearms, requiring computerized reporting of pawnshop transactions, and correcting technical matters; placing a temporary moratorium on new pawnshop locations and limiting future growth in the number of pawnshop locations; amending Sections 6.288.010 and 6.288.040 and Subsections 6.288.030A and 6.288.120C and D of the Seattle Municipal Code, and adding new Sections 6.288.065, 6.288.085, and 6.288.130 in connection therewith.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Seattle Municipal Code Section 6.288.010 (Ordinance 109818, Section 1 (part), as last amended by Ordinance 115843, Section 1) is further amended by adding thereto a new subsection, Subsection 1, to read as follows:

I. "School" means an educational facility of Seattle School District No. 1 or of an adjoining school district, and also means a "residential school" as that term is defined in sections 28A.190.010 and 28A.190.020 RCW, and also means a private facility used for education now or hereafter approved as a school by the Superintendent of Public Instruction of the State of Washington under Chapter 28A.195 RCW. It does not include home-based instruction whether or not that instruction meets the requirements of Subsection 28A.225.010(4) RCW. The designation of the grounds of a school on the map of "drug-free zones" maintained in the offices of the Seattle Police Department shall be conclusive evidence that a school exists on that site for purposes of this chapter.

Section 2. Seattle Municipal Code Section 6.288.040 (Ordinance 109818, Section 1 (part)) is amended as follows:

6.288.040 Pawnbrokers -- ~~((Parish))~~ ~~LOCATION~~ limitation.

A. No "Pawnbroker" endorsement to a used goods dealer license shall be issued to conduct any pawnshop located ~~((east side the area bounded by Denny Way and East Denny Way, 12th Avenue and 12th Avenue South, South King Street and Elliott Bay))~~ within a distance of one thousand (1,000') from the grounds of a public, parochial or private school, unless such pawnshop was lawfully conducted ~~((east side))~~ at the same location within such area by a licensed pawnbroker ~~((during the year 1964))~~ on the effective date of this ordinance, and has been continuously operated at that location by the same licensee ever since, or the school was established after the pawnshop was licensed at that location.

B. A "Pawnbroker" endorsement shall be issued only to conduct a pawnshop located within any of the following land use zones as those zones are mapped from time to time in the Official Land Use Map of The City of Seattle which is part of Title 22 of the Seattle Municipal Code:

C1, C2, D0C1, D0C2, D0C, DMC, DWR, FSH,

IDM, IDB, DM1, DM2, FMM, IG1, IG2, IE, IC,

Section 1. Subsection A of Seattle Municipal Code Section

Hundred Ninety-nine Dollars and Ninety-nine Cents (\$199.99), an amount equal to one-tenth of ~~((10))~~ percent (.10%) of the value thereof as agreed upon in writing between the pledgor and the pledgee;

2. For precious jewels, jewelry, or other personal property having a value exceeding Three Hundred Dollars (\$300.00), an amount equal to one-twelfth of one percent ~~((1.125))~~ 1.0833% of the value thereof as agreed upon in writing between the pledgor and pledgee.

D. Fees under subsections B and C may be charged one (1) time only during the term of a ~~((pledge))~~ loan as defined in RCW 19.60.010. No pawnbroker shall ask or receive a higher rate of interest or discount or other fees on any loan, or on any actual or pretended sales, or redemption of personal property, or sell any property held for redemption within sixty (60) days after the period for redemption has expired.

Section 6. There is added to Seattle Municipal Code Chapter 6.288 a new Section 6.288.130, as follows:

6.288.130 Firearms Dealer Licenses Required.

Any used goods dealer who shall engage in the purchase or sale of firearms, or in the business of lending money upon a pledge or pawn of a firearm as security for payment or repayment, shall first obtain a dealer's license pursuant to RCW 9A.41.110, where applicable, and a license from the United States as a dealer.

Section 7. There is added to Seattle Municipal Code Chapter 6.288 a new Section 6.288.085, as follows:

6.288.085 Computerized reporting of pawnshop information.

A. From and after the date called for by the phase-in schedule in subsection C, every pawnbroker except those exempted by operation of subsection D shall, before noon of each day, transmit to the Chief of Police by means of electronic transmission through a modem or similar device or by delivery of a computer disk, in such a format that the data are capable of direct electronic entry into the Seattle Police Department's computerized system for identifying and tracing lost, stolen, and sought-after property, the information Section 6.288.070 requires be recorded concerning all transactions in which the licensee received used goods the preceding day by pawn, trade, purchase, or consignment.

B. The Chief of Police shall by rule adopted in accordance with the Administrative Code, Seattle Municipal Code Chapter 3.02, establish the format and requirements for the transmission of data and may by rule restrict the scope of the items that are to be electronically reported. A transaction reported by electronic transmission under subsection A shall not be reported on paper forms unless the Chief of Police so requests. Each pawnbroker shall pay a fee of \$.25 (Twenty-five cents) per transaction required to be electronically reported if the electronic report transmitted to the Chief of Police is