

ORDINANCE No. 120837

OW

COUNCIL BILL No. 114306

The City

AN ORDINANCE relating to the processing of use and occupation permit applications and amending Chapter 15.04 of the Seattle Municipal Code to correct an error.

Honorable President:

Your Committee on _____

to which was referred the within report that we have considered the

COMPTROLLER FILE No. _____

Introduced: <i>JUN 17 2002</i>	By: STEINBRUECK
Referred: <i>JUN 17 2002</i>	To: <i>Full Council</i> Parks, Education & Libraries Committee
Referred:	To:
Referred:	To:
Reported: <i>6-24-02</i>	Second Reading:
Third Reading: <i>6-24-02</i>	Signed: <i>6-24-02</i>
Presented to Mayor: <i>6-25-02</i>	Approved: <i>6-28-02</i>
Returned to City Clerk: <i>6-28-02</i>	Published: <i>F.T. RJA</i>
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

6-24-02 Passed

Law Department

Peter Stember

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

by President:

Committee on

was referred the within Council Bill No.

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

4-02 Passed 8-0 (Excused: Stember) _____

Department

Committee Chair

[Signature]
Chairman
4-02-02

ORDINANCE 120837

1
2 AN ORDINANCE relating to the processing of use and occupation permit applications and amending
3 Chapter 15.04 of the Seattle Municipal Code to correct an error.

4 WHEREAS, Seattle Municipal Code Chapter 15.04, Section 15.04.030, contains provisions for
5 processing use and occupation permit applications; and

6 WHEREAS, Subsection 15.04.030(B) permits the authorizing official to post or require posting of
7 notices at the site inviting comment to the department or giving notice of an appeal pursuant to
8 Chapter 15.90; and

9 WHEREAS, Ordinance 118369, enacted by the City on November 19, 1996; repealed Chapter 15.90 of
10 the Seattle Municipal Code; and

11 WHEREAS, Ordinance 118369 replaced the appeal process of Chapter 15.90 with a review and/or
12 reconsideration process by adding Section 15.04.112; and

13 WHEREAS, the City wishes to correct the reference in Subsection 15.04.030(B) to reflect the review
14 and reconsideration process established by Ordinance 118369;

15 **NOW THEREFORE,**

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

17 Section 1. Subsection 15.04.030(B) of the Seattle Municipal Code, as last amended by Ordinance
18 117569, is further amended as follows:

19 **15.04.030 Processing of Applications.**

20 ***

21 B. The authorizing official in his or her discretion may require additional information or
22 material, including when deemed appropriate, a map, construction plans, or a survey of the site;
23 inspect the premises; solicit comment from other abutters and/or the public; and/or post or
24 require posting of notice at the site inviting comment to the department or giving notice of a
request for the review or reconsideration of a decision pursuant to Section 15.04.112((an appeal
pursuant to Chapter 15.90)).

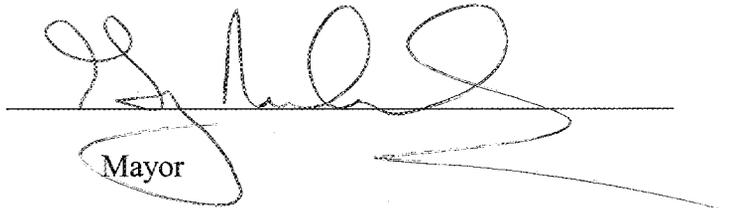
Section 2. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 24th day of June, 2002, and signed by me in open session in authentication of its passage this 24th day of June, 2002.



President _____ of the City Council

Approved by me this 28 day of June, 2002.



Mayor

Filed by me this 26th day of June, 2002.



City Clerk

(Seal)



Ordinance 118369, adopted in November 1996, repealed a section of the SMC relating to the appeals process for street use permits. However another section of the SMC still refers to the repealed section for the review/reconsideration process for street use permits. This ordinance amends the SMC to delete the obsolete reference and replace it with reference to the correct section created by Ordinance 118369 in 1996.

There is no fiscal implication of this legislation.

City of Seattle
Department of Finance

Dwight Dively, Director
Gregory J. Nickels, Mayor

FILED
CITY OF SEATTLE

02 JUN 28 PM 12:43

CITY CLERK



MEMORANDUM

Date: June 25, 2002
To: Andrew Lofton or Michael Mann
From: Lisa Peyer, Assistant to the Director
Subject: Mayoral Action Needed: Legislation Passed By Council

RLV

The attached legislation has been passed by the City Council and is being presented for your consideration/signature.

The Department of Finance recommends the following:

- This legislation was passed by Council without amendments. Finance recommends that it be presented to the Mayor for signature. No additional review is necessary.
- This legislation was amended/originated by Council. Finance has reviewed the legislation and recommends that it be presented for the Mayor's signature.
- Finance is concerned that this legislation, which was amended/originated by Council, could have significant implications. We recommend that you discuss it with _____ prior to having the Mayor sign.

If you have any questions, please call Dwight at 4-5200, or me at 4-0503.

STATE OF WASHINGTON – KING COUNTY

--SS.

147158
City of Seattle, Clerk's Office

No. ORDINANCE IN FULL

Affidavit of Publication

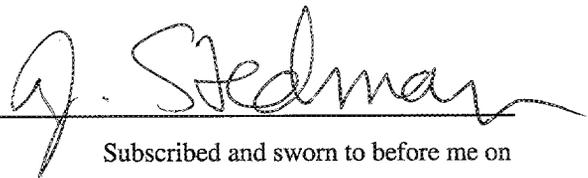
The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published 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.

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

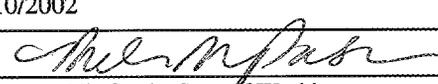
CT:120837 ORD IN FULL

was published on

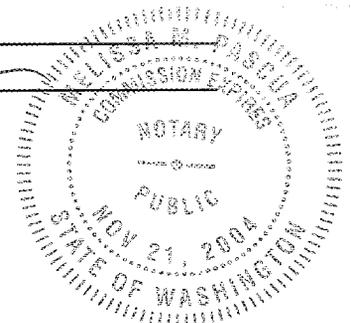
7/10/2002


Subscribed and sworn to before me on

7/10/2002


Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication



State of Washington, King County

City of Seattle

ORDINANCE 120837

AN ORDINANCE relating to the processing of use and occupation permit applications and amending Chapter 15.04 of the Seattle Municipal Code to correct an error.

WHEREAS, Seattle Municipal Code Chapter 15.04, Section 15.04.030, contains provisions for processing use and occupation

permit applications; and

WHEREAS, Subsection 15.04.030(B) permits the authorizing official to post or require posting of notices at the site inviting comment to the department or giving notice of an appeal pursuant to Chapter 15.90; and

WHEREAS, Ordinance 118369, enacted by the City on November 19, 1996, repealed Chapter 15.90 of the Seattle Municipal Code; and

WHEREAS, Ordinance 118369 replaced the appeal process of Chapter 15.90 with a review and/or reconsideration process by adding Section 15.04.112; and

WHEREAS, the City wishes to correct the reference in Subsection 15.04.030(B) to reflect the review and reconsideration process established by Ordinance 118369;

NOW THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1, Subsection 15.04.030(B) of the Seattle Municipal Code, as last amended by Ordinance 117569, is further amended as follows:

15.04.030 PROCESSING OF APPLICATIONS.

B. The authorizing official in his or her discretion may require additional information or material, including when deemed appropriate, a map, construction plans, or a survey of the site; inspect the premises; solicit comment from other abutters and/or the public; and/or post or require posting of notice at the site inviting comment to the department or giving notice of a request for the review or reconsideration of a decision pursuant to Section 15.04.112 (an appeal pursuant to Chapter 15.90).

Section 2. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 24th day of June, 2002, and signed by me in open session in authentication of its passage this 24th day of June, 2002.

JIM COMPTON,

President Pro Tem of the City Council.

Approved by me this 28 day of June, 2002.

GREG NICHOLS,

Mayor.

Filed by me this 28th day of June, 2002.

SCOTT CLINE,

City Clerk.

Publication ordered by Judith Pippin, City Clerk.

Date of publication in the Seattle Daily Journal of Commerce, July 10, 2002.

STATE OF WASHINGTON – KING COUNTY

--SS.

147157
PUBLICATIONS
City of Seattle, Clerk's Office

No. TITLE ONLY

Affidavit of Publication

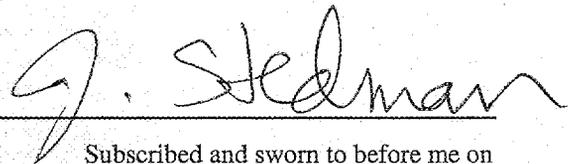
The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published 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

CTOT:120836-120840

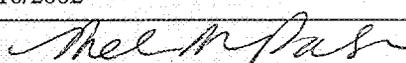
was published on

7/10/2002



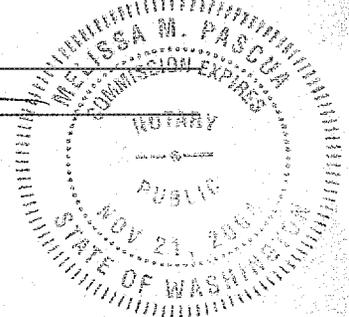
Subscribed and sworn to before me on

7/10/2002



Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication



State of Washington, King County

City of Seattle TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on June 24, 2002, and published here by title only, will be mailed upon request,

or can be accessed electronically at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 684-8344.

ORDINANCE NO. 120840

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

ORDINANCE NO. 120839

AN ORDINANCE relating to the Downtown Seattle Transit Tunnel ("Tunnel"); authorizing execution of an Agreement with the Central Puget Sound Regional Transit Authority ("Sound Transit") and King County regarding the design, construction, operation and maintenance of the Downtown Seattle Transit Tunnel and related facilities that, among other things, describes how joint bus and rail transit operations will be implemented in the Tunnel by King County and Sound Transit, confirms the authority of Sound Transit and King County to use certain City rights-of-way for public transportation purposes, identifies a funding plan and schedule for completing various downtown Seattle street and traffic improvements to accommodate downtown bus service during and after retrofit of the Tunnel, identifies various payments and other actions to be made or undertaken by one or more parties thereto, and supersedes the Agreement authorized by Ordinance 119949.

ORDINANCE NO. 120838

AN ORDINANCE relating to the Department of Finance to close certain funds and subfunds; to transfer all unexpended and unencumbered balances and other assets and liabilities of such funds and subfunds to other funds; and to abandon certain unexpended appropriations.

ORDINANCE NO. 120837

AN ORDINANCE relating to the processing of use and occupation permit applications and amending Chapter 15.04 of the Seattle Municipal Code to correct an error.

ORDINANCE NO. 120836

AN ORDINANCE relating to the Community Development Block Grant Float Loan Program; authorizing a short-term loan of up to THREE MILLION ONE HUNDRED THOUSAND AND NO/100 DOLLARS (\$3,100,000) in Block Grant funds to YouthCare, a Washington nonprofit corporation, to finance site acquisition of 975 John Street in the South Lake Union neighborhood for the Orion Center; authorizing amendments to the 2001-2004 Consolidated Plan and 2002 Action Plan to reflect such loan; appropriating funds for the loan and for possible new advances after early repayments, and ratifying and confirming prior acts.

Publication ordered by JUDITH PIPPIN,
City Clerk.

Date of publication in the Seattle Daily
Journal of Commerce, July 10, 2002.
7/10(147157)