

Ordinance No. 121622

Council Bill No. 115046

Amending Seattle Municipal Code Sections 2.08.030 and 2.08.040, relating to the specifications and form of initiative petitions; and Seattle Municipal Code Sections 2.12.010 and 2.12.020, relating to the general requirements and form of referendum petitions.

190

The City of Seattle Council Bill/Ordinance

10-11-04 Pass

CF No. _____

Date Introduced:	OCT 4 - 2004	
Date 1st Referred:	OCT 4 - 2004	To: (committee) FULL COUNCIL
Date Re - Referred:		To: (committee)
Date Re - Referred:		To: (committee)
Date of Final Passage:	10-11-04	Full Council Vote: 9-0
Date Presented to Mayor:	10-12-04	Date Approved: 10/15/04
Date Returned to City Clerk:	10/18/04	Date Published: 7PR
Date Vetted by Mayor:		T.O. _____ F.T. <input checked="" type="checkbox"/>
Date Passed Over Veto:		Date Veto Published:
		Veto Sustained:

This file is complete and ready

Law Dept. Review

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: DRAGO
Councilmember

Committee Action:

10-11-04 Passed 9-0

This file is complete and ready for presentation to Full Council. Committee: _____
(initials/date)

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Law Dept. Review

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ORDINANCE 121622

AN ORDINANCE amending Seattle Municipal Code Sections 2.08.030 and 2.08.040, relating to the specifications and form of initiative petitions; and Seattle Municipal Code Sections 2.12.010 and 2.12.020, relating to the general requirements and form of referendum petitions.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Seattle Municipal Code Section 2.08.030 (as last amended by Ordinance 116368) is further amended as follows:

SMC 2.08.030 Specifications for petition.

When the ballot title has been established for a proposed initiative measure, the persons proposing such measure may prepare blank petitions, printed on single sheets of paper of good writing quality no smaller in size than eight and one-half (8 1/2) inches in width and eleven (11) inches in length and no larger in size than ~~twelve (12)~~ eleven (11) inches in width and ~~fourteen (14)~~ seventeen (17) inches in length, with a margin of at least one and three quarters (1 3/4) inches at the top ~~for binding~~. Each petition at the time of circulating, signing and filing with the City Clerk shall be in the form of petition prescribed in Section 2.08.040 and shall consist of not more than one (1) sheet, with numbered lines for not more than twenty (20) signatures on each sheet, and a full, true and correct copy of the proposed measure referred to therein shall be printed on the reverse side of the petition; provided that in lieu of being printed on the reverse side of the petition, such proposed measure may be printed on sheets of paper of like size and quality as the petition and firmly fastened thereto.



1 Section 2. Seattle Municipal Code Section 2.08.040 (as last amended by Ordinance
2 118934), is further amended as follows:

3
4 **SMC 2.08.040 Form of petition.**

5 Petitions proposing and asking for the enactment as an ordinance of a bill or measure
6 in accordance with Article IV of Section 1B of the City Charter shall be substantially in the
7 following form:
8

9
10 "WARNING

11
12 "Ordinance 94289 provides as follows:

13
14 "Section 1. It is unlawful for any person:

- 15
16 1. To sign or decline to sign any petition for a City initiative, referendum, or Charter
17 amendment, in exchange for any consideration or gratuity or promise thereof; or
18
19 2. To give or offer any consideration or gratuity to anyone to induce him or her to sign or
20 not to sign a petition for a City initiative, referendum, or Charter amendment; or
21
22 3. To interfere with or attempt to interfere with the right of any voter to sign or not to sign a
23 petition for a City initiative, referendum, or Charter amendment by threat, intimidation or
24 any other corrupt means or practice; or
25
26 4. To sign a petition for a City initiative, referendum, or Charter amendment with any other
27 than his or her true name, or to knowingly sign more than one (1) petition for the same
28 initiative, referendum or Charter amendment measure, or to sign any such petition knowing
29 that he or she is not a registered voter of The City of Seattle."

30
31 The provisions of this ordinance shall be printed as a warning on every petition for a City
32 initiative, referendum, or Charter amendment.
33

34 "Section 2. Any person violating any of the provisions of this ordinance shall upon
35 conviction thereof be punishable by a fine of not more than Five Hundred Dollars (\$500) or
36 by imprisonment in the City Jail for a period not to exceed six (6) months, or by both such
37 fine and imprisonment."
38
39



"INITIATIVE PETITION FOR
SUBMISSION TO THE SEATTLE CITY
COUNCIL

"To the City Council of ~~t~~The City of Seattle.:

We, the undersigned registered voters of The City of Seattle, State of Washington, propose and ask for the enactment as an ordinance of the measure known as Initiative Measure No. entitled:

(here set forth the established ballot title of the measure),

a full, true and correct copy of which is included herein, and we petition the Council to enact said measure as an ordinance; and, if not enacted within forty-five (45) days from the time of receipt thereof by the City Council, then to be submitted to the qualified electors of The City of Seattle for approval or rejection at the next regular election or at a special election in accordance with Article IV, Section 1 of the City Charter; and each of us for himself or herself says: I have personally signed this petition; I am a registered voter of The City of Seattle, State of Washington, in the precinct (if known) written after my name, and my residence address is correctly stated.

Petitioner's	Printed Name	Residence Address	Precinct Name
Signature		Street and Number	or Number
			(if known)
			<u>Date Signed</u>

1.
2.
3.20."

Section 3. Seattle Municipal Code Section 2.12.010 (Ordinance 108312), is amended as follows:

SMC 2.12.010 General requirements.

To expedite the preparation of petitions by qualified voters for referenda contemplated by Article IV, Section 1H of the City Charter, and to reduce the risk of error



1 through omissions of essential elements, the form of petition for a referendum contained in
2 Section 2.12.020 is approved for use. A petition for referendum should be printed on single
3 sheets of paper of good writing quality at least eight and one-half (8 1/2) inches in width and
4 eleven (11) inches in length, but no larger in size than ~~twelve (12)~~ eleven (11) inches in
5 width and ~~fourteen (14)~~ seventeen (17) inches in length with a margin of at least one and
6 ~~three-quarters (1 3/4)~~ inches at the top ~~for binding~~. Each petition should consist of not more
7 than one (1) sheet with numbered lines for not more than twenty (20) signatures on each
8 sheet. The printed words shall be legible.

9
10 Section 4. Seattle Municipal Code Section 2.12.020 (as last amended by Ordinance
11 118934) is further amended as follows:

12
13 **SMC 2.12.020 Form of petition.**

14
15 A. A petition for referendum shall contain the following warning in a prominent
16 location:

17
18 "WARNING

19
20 "Ordinance 94289 provides as follows:

21
22 "Section 1. It is unlawful for any person:

- 23
24 1. To sign or decline to sign any petition for a City initiative, referendum, or Charter
25 amendment, in exchange for any consideration or gratuity or promise thereof; or
26
27 2. To give or offer any consideration or gratuity to anyone to induce him or her to sign or
28 not to sign a petition for a City initiative, referendum, or Charter amendment; or
29
30 3. To interfere with or attempt to interfere with the right of any voter to sign or not to sign a
31 petition for a City initiative, referendum, or Charter amendment petition by threat,
32 intimidation or any other corrupt means or practice; or
33



1 4. To sign a petition for a City initiative, referendum, or Charter amendment with any other
2 than his or her true name, or to knowingly sign more than one (1) petition for the same
3 initiative, referendum or Charter amendment measure, or to sign any such petition knowing
4 that he or she is not a registered voter of The City of Seattle."

5
6 The provisions of this ordinance shall be printed as a warning on every petition for a City
7 initiative, referendum, or Charter amendment.

8
9 "Section 2. Any person violating any of the provisions of this ordinance shall upon
10 conviction thereof be punishable by a fine of not more than Five Hundred Dollars (\$500) or
11 by imprisonment in the City Jail for a period not to exceed six (6) months, or by both such
12 fine and imprisonment."

13
14 B. If the referendum is directed at an entire ordinance, the text of the petition should take
15 the following form:

16
17
18 "PETITION FOR REFERENDUM

19
20 "To the City Council of The City of Seattle:

21
22 We, the undersigned registered voters of The City of Seattle, State of Washington,
23 respectfully direct that Ordinance No. [insert number of ordinance], entitled: [insert
24 title of ordinance] a true and correct copy of which is included, be referred to the voters at
25 the next municipal election.

26
27 I am a legal voter of The City of Seattle, State of Washington ~~in the precinct (if known)~~
28 ~~written after my name~~. My residence address is correctly stated. I have personally signed
29 this petition.

30	Petitioner's	Printed Name	Residence Address	Precinct Name
31	Signature		Street and Number	or Number
32				(if known)
33				<u>Date Signed</u>

34
35
36 1.
37
38
39 20."

40
41 The text of the ordinance should be printed on the reverse side of the petition or attached to
42 the petition.
43



C. If the referendum is directed at a section, item or part of an ordinance, the text of the petition should take the following form:

"PETITION FOR REFERENDUM

"To the City Council of The City of Seattle:

We, the undersigned registered voters of The City of Seattle, State of Washington, respectfully direct that Section [or item or part, as the case may be] [insert section number(s), item(s) or phrase(s) to be referred] of Ordinance No. [insert number of ordinance], entitled [insert title of ordinance], a true and correct copy of which is included with matters to be deleted shown as stricken, be referred to the voters at the next municipal election.

I am a legal voter of The City of Seattle, State of Washington, ~~in the precinct (if known) written after my name~~. My residence address is correctly stated. I have personally signed this petition.

Petitioner's	Printed Name	Residence Address	Precinct Name
Signature		Street and Number	or Number
			(if known)
			<u>Date Signed</u>

- 1.
-
-
- 20."

The text of the ordinance should be printed on the reverse side of the petition or attached to the petition with the language to be deleted enclosed in double parentheses and stricken through in the manner of City ordinances.

Section 5. Any act pursuant to the authority and prior to the effective date of this ordinance is hereby ratified and confirmed.

Section 6. 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.



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Passed by the City Council the 11th day of October, 2004, and signed
by me in open session in authentication of its passage this 11th day of October,
2004.

[Signature]

President of the City Council

Approved by me this 15th day of October, 2004.
[Signature]

Mayor

Filed by me this 18th day of October, 2004.
[Signature]

City Clerk

(SEAL)



ED:
9/30/04 Date (Hard-Coded):
CB_115046
V. 1

Form revised March 16, 2004

FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Legislative	Judith Pippin 684-6381	

Legislation Title:

AN ORDINANCE amending Seattle Municipal Code Sections 2.08.030 and 2.08.040, relating to the specifications and form of initiative petitions; and Seattle Municipal Code Sections 2.12.010 and 2.12.020, relating to the general requirements and form of referendum petitions.

• **Summary of the Legislation:**

Amends the Seattle Municipal Code to change the paper size and content requirements for initiative and referendum petitions.

Background: *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

These code amendments change the paper size requirements for petitions to more practical standard sizes, and bring the information requested of petition signers into conformity with requirements of King County Records and Elections and state law.

• *Please check one of the following:*

This legislation does not have any financial implications. *(Stop here and delete the remainder of this document prior to saving and printing.)*



STATE OF WASHINGTON – KING COUNTY

--SS.

177975
CITY OF SEATTLE, CLERKS 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:121622 ORD IN FULL

was published on

10/20/2004

Mel D.

Subscribed and sworn to before me on

10/20/2004

Jennifer A. Patzer

Notary public for the State of Washington,
residing in Seattle



