

Ordinance No. 123131

Council Bill No. 116650

AN ORDINANCE relating to the creation of a Seattle-King County Taxicab Advisory Commission to advise and make recommendations to the Seattle City and King County Legislative and Executive bodies, establishing a new Chapter to the Seattle Municipal Code, and repealing Chapter 3.63 of the Seattle Municipal Code.

Related Legislation File: _____

Date Introduced and Referred: <u>9-14-09</u>	To: (committee): <u>Transportation</u>
Date Re-referred:	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>10-19-09</u>	Date Presented to Mayor: <u>10-20-09</u>
Date Signed by Mayor: <u>10-27-09</u>	Date Returned to City Clerk: <u>10-27-09</u>
Published by Title Only _____	Date Vetoed by Mayor:
Published in Full Text <u>6</u>	
Date Veto Published:	Date Passed Over Veto:
Date Veto Sustained:	Date Returned Without Signature:

The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: Jan Drago

Committee Action:

Date	Recommendation	Vote
	<u>Pass 2-1 as amended</u>	<u>JD, NL, NO - JG</u>

This file is complete and ready for presentation to Full Council. _____

Full Council Action:

Date	Decision	Vote
<u>10-19-09</u>	<u>Passed As Amended</u>	<u>8-1 (No! Godden)</u>

ORDINANCE 123131

1
2
3 AN ORDINANCE relating to the creation of a Seattle-King County Taxicab Advisory
4 Commission to advise and make recommendations to the Seattle City and King County
5 Legislative and Executive bodies, establishing a new Chapter to the Seattle Municipal
6 Code, and repealing Chapter 3.63 of the Seattle Municipal Code.

7 WHEREAS, the Seattle-King County Taxicab Commission was dissolved in 1990; and

8 WHEREAS, The City of Seattle has authority to issue taxicab licenses and to regulate taxicabs
9 and drivers for the city; and

10 WHEREAS, King County has the authority to issue taxicab licenses and to regulate taxicabs and
11 drivers for unincorporated King County, and through interlocal agreements, for some
12 cities within King County; and

13 WHEREAS, In recent years, the City of Seattle and King County have changed their municipal
14 codes to modify how taxicab licenses are issued and modified regulations regarding
15 taxicabs and drivers; and

16 WHEREAS, a Seattle-King County Taxicab Advisory Commission, comprised of
17 representatives from all sectors and users of the taxi industry, would add transparency
18 and advisory oversight to taxicab rulemaking; and

19 WHEREAS, it is the intent of the Seattle City Council to include representation in such a
20 commission of the "for-hire" and town-car industry in the future, acknowledging that
21 current state law prohibits Seattle to regulate "for-hire" and town-car vehicles in the same
22 way as taxicabs; and
23
24
25
26
27
28



1 WHEREAS, it is in the public interest that an advisory commission be formed to advise elected
2 officials with the City of Seattle and King County regarding the rational provision of
3 taxicab services throughout the county, and to help ensure the provision of high-quality
4 taxi service while ensuring the economic viability of owning and driving taxicabs; and

5 WHEREAS, a Seattle-King County Taxicab Advisory Commission would be advisory only, and
6 would deliberate on proposed regulations, policies, plans, rule changes, work programs,
7 and revisions to either the Seattle Municipal Code or King County Code regarding
8 taxicabs; NOW, THEREFORE

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

11 Section 1. SMC Chapter 3.63 is hereby repealed

12 Section 2. A new Chapter 3.73 is added to the Seattle Municipal Code, as follows:

13 **Chapter 3.73 – Seattle-King County Taxicab Advisory Commission**

14 **3.73.010 – Seattle-King County Taxicab Advisory Commission - Establishment**

15 There is established a joint City-county agency to be known as the “Seattle-King County
16 Taxicab Advisory Commission” (hereinafter, “Commission”) to serve in an advisory-only
17 capacity to the City and King County on all matters concerning the taxicab industry and taxicab
18 service, relating to the provision of high-quality service in Seattle and King County while
19 ensuring the economic viability of providing taxicab service for taxicab owners and drivers, and
20 to study and report on the taxicab industry and taxicab service; to make recommendations on
21 changes in governmental regulations, administrative rules, changes to the municipal or county
22 code or legislation that affects the taxicab industry, setting of taxi fares, and taxi licensing; and to
23
24
25
26
27
28

1 evaluate regulations in effect, including making recommendations to each jurisdictions'
2 respective executive and legislative bodies.

3 **3.73.020 - Membership**

4 A. The Commission shall be comprised of eleven (11) members:

- 5 1. Three who represent taxicab license owners (Positions #1, #2 and #10)
- 6 2. Three who represent taxicab drivers but not license owners, and who have
7 not been an owner within the previous five years (Positions #3, #4 and #9)
- 8 3. Three who represent the hospitality and/or tourism industry and medical
9 facilities as clients of taxicabs (Positions #5, #6 and #11)
- 10 4. One who is a person with a disability and/or represents persons with
11 disabilities (Position #8)
- 12 5. One who is a person who represents senior citizens over the age of 60
13 (Position #7)
- 14
- 15

16 **3.73.030 The Commission – Appointment and Term**

17 All positions are numbered one through eleven. Individuals shall be appointed into each
18 of the numbered positions. Members in odd numbered positions from position one to position
19 nine shall be appointed by Seattle. Individuals in even numbered positions from position two to
20 position ten shall be appointed by King County. Of Seattle's four appointed positions, two (2)
21 shall be appointed by the City Council and two (2) shall be appointed by the Executive. Position
22 eleven shall be appointed by the Commission itself.

23
24 For the initial round of appointments the positions will be staggered: positions one, two
25 and five shall serve one-year terms, positions three, four, nine, and ten shall serve two-year
26



1 terms, and positions six, seven, eight, and eleven shall serve three-year terms. At the conclusion
2 of the initial term of each appointment, all subsequent terms of each position shall be for three
3 years and the term of 1/3 of the positions shall expire each year. A commission member whose
4 term has expired shall continue to hold office until a successor has been appointed by the
5 appropriate body. No members shall serve more than two consecutive terms. Any vacancy for an
6 unexpired term shall be filled in the same manner as for an original appointment under this
7 section.
8

9 **3.73.040 The Commission – Duties and Functions**

10 The Department of Executive Administration and City Council shall provide written
11 notice to the Seattle-King County taxicab advisory commission, no more than 15 days following
12 any proposed changes to City ordinances or rules that pertain to the setting of taxicab fares,
13 taxicab licensing and other legislation regarding the taxicab industry or its customers. Such
14 copies notice shall be transmitted to the Commission no less than 30 days prior, to a decision by
15 the Director or the City Council, to allow sufficient time for the Commission to review and
16 report to the City of Seattle and King County. In any case where a decision must be reached prior
17 to an upcoming regularly-scheduled quarterly Commission meeting, the Commission may meet
18 in the advance of that date in accordance with rules promulgated by the Commission in
19 compliance with the Open Public Meetings Act. The Commission shall issue and deliver an
20 annual report to the City and County Councils and shall provide a summary and analysis of its
21 work in the prior calendar year as well as a report on its anticipated work program for the
22 following year. A copy of the report shall be delivered in print to each respective body by
23 February 15 of each calendar year.
24
25
26



1 This Seattle-King County Taxicab Advisory Commission shall convene as necessary, but
2 at least quarterly, to perform the duties outlined in Section 3.73.040. Clerical support for the
3 Commission shall be provided by a representative from Seattle's Department of Executive
4 Administration in cooperation with clerical staff provided by King County. Commission meeting
5 locations shall rotate between Seattle City and King County facilities.

6 **3.73.050 The Commission - Compensation**

7 Commission Members shall serve without compensation.

8 **3.73.060 The Commission – Unexcused absences**

9 The appropriate appointing authority as designated in SMC 3.73.030 may remove from
10 office any member who is absent without excuse from three (3) consecutive Commission
11 meetings..
12

13 Section 3. This ordinance shall take effect and be in force thirty (30) days from and after
14 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
15 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.
16

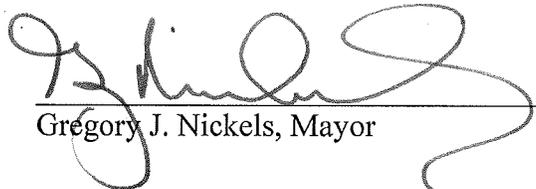
17 Passed by the City Council the 19th day of October, 2009, and
18 signed by me in open session in authentication of its passage this

19 19th day of October, 2009.
20

21 
22 _____
23 President _____ of the City Council

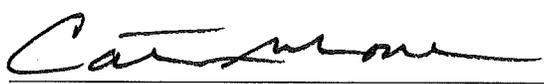
24 Approved by me this 27th day of October, 2009.
25
26
27
28





Gregory J. Nickels, Mayor

Filed by me this 27th day of October, 2009.



City Clerk

(Seal)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Legislative	Katherine Fountain Mackinnon	

Legislation Title:

AN ORDINANCE relating to the creation of a Seattle-King County Taxicab Advisory Commission to advise and make recommendations to the Seattle City and King County Legislative and Executive bodies, establishing a new Chapter to the Seattle Municipal Code, and repealing Chapter 3.63 of the Seattle Municipal Code.

• **Summary of the Legislation:**

Establishes a Seattle-King County Taxi Commission to advise and recommend on taxicab policy and legislation

- **Background:** *A previous Seattle-King County Taxicab Commission had been established but was disbanded in 1990. Given that there are now substantive changes to taxicab legislation and new rules about how future licenses will be issued, it was deemed appropriate that a Taxicab Commission be reinstated to provide a lens of transparency and a checkpoint for the taxicab industry to weigh in on any future changes.*
- *Please check one of the following:*

X This legislation does not have any financial implications.



1 WHEREAS, a Seattle-King County Taxicab Advisory Commission would be advisory only, and
2 would deliberate on proposed regulations, policies, plans, rule changes, work programs,
3 and revisions to either the Seattle Municipal Code or King County Code regarding
4 taxicabs; NOW, THEREFORE

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

6 Section 1. SMC Chapter 3.63 is hereby repealed

7 Section 2. A new Chapter 3.73 is added to the Seattle Municipal Code, as follows:

8 **Chapter 3.73 – Seattle-King County Taxicab Advisory Commission**

9 **3.73.010 – Seattle-King County Taxicab Advisory Commission - Establishment**

10 There is established a joint City-county agency to be known as the “Seattle-King County
11 Taxicab Advisory Commission” (hereinafter, “Commission”) to serve in an advisory-only
12 capacity to the City and King County on all matters concerning the taxicab industry and taxicab
13 service, relating to the provision of high-quality service in Seattle and King County while
14 ensuring the economic viability of providing taxicab service for taxicab owners and drivers, and
15 to study and report on the taxicab industry and taxicab service; to make recommendations on
16 changes in governmental regulations, administrative rules, changes to the municipal or county
17 code or legislation that affects the taxicab industry, setting of taxi fares, and taxi licensing; and to
18 evaluate regulations in effect, including making recommendations to each jurisdictions’
19 respective executive and legislative bodies.

20 **3.73.020 - Membership**

21 A. The Commission shall be comprised of eleven (11) members:

- 22 1. Three who represent taxicab license owners (Positions #1, #2 and #10)



- 1 2. Three who represent taxicab drivers but not license owners, and who have
- 2 not been an owner within the previous five years (Positions #3, #4 and #9)
- 3 3. Four who represent the hospitality and/or tourism industry and medical
- 4 facilities as clients of taxicabs (Positions #5, #6, #7 and #11)
- 5 4. One who is a person with a disability and/or represents persons with
- 6 disabilities (Position #8)
- 7

8 **3.73.030 The Commission – Appointment and Term**

9 All positions are numbered one through eleven. Individuals shall be appointed into each
10 of the numbered positions. Members in odd numbered positions from position one to position
11 nine shall be appointed by Seattle. Individuals in even numbered positions from position two to
12 position ten shall be appointed by King County. Of Seattle's four appointed positions, two (2)
13 shall be appointed by the City Council and two (2) shall be appointed by the Executive. Position
14 eleven shall be appointed by the Commission itself.

15
16 For the initial round of appointments the positions will be staggered: positions one, two
17 and five shall serve one-year terms, positions three, four, nine, and ten shall serve two-year
18 terms, and positions six, seven, eight, and eleven shall serve three-year terms. At the conclusion
19 of the initial term of each appointment, all subsequent terms of each position shall be for three
20 years and the term of 1/3 of the positions shall expire each year. A commission member whose
21 term has expired shall continue to hold office until a successor has been appointed by the
22 appropriate body. No members shall serve more than two consecutive terms. Any vacancy for an
23 unexpired term shall be filled in the same manner as for an original appointment under this
24 section.
25
26



3.73.040 The Commission – Duties and Functions

1
2 The Director of the Department of Executive Administration and the City Council shall
3 provide copies to the Commission of their proposed changes to governmental regulations,
4 administrative rules or ordinances concerning taxicabs, the proposed setting or changing of taxi
5 fares, and proposed issuances taxi licenses in advance of implementation. Such copies shall be
6 transmitted to the Commission no more than 15 days later, and no less than 30 days prior, to a
7 decision by the Director or the City Council, to allow sufficient time for the Commission to
8 review and report to the Seattle City Council and Executive and King County Council and
9 Executive on its recommendations prior to the adoption by either legislative body or issuing
10 department of the proposed action. In any case where a decision must be reached prior to an
11 upcoming regularly-scheduled quarterly Commission meeting, the Commission may meet in the
12 advance of that date in accordance with rules promulgated by the Commission in compliance
13 with the Open Public Meetings Act. The Commission shall issue and deliver an annual report to
14 the City and County Councils and shall provide a summary and analysis of its work in the prior
15 calendar year as well as a report on its anticipated work program for the following year. A copy
16 of the report shall be delivered in print to each respective body by February 15 of each calendar
17 year.
18
19
20

21 This Seattle-King County Taxicab Advisory Commission shall convene as necessary, but
22 at least quarterly, to perform the duties outlined in Section 3.73.040. Clerical support for the
23 Commission shall be provided by a representative from Seattle's Department of Executive
24 Administration in cooperation with clerical staff provided by King County. Commission meeting
25 locations shall rotate between Seattle City and King County facilities.
26
27
28



3.73.050 The Commission - Compensation

Commission Members shall serve without compensation.

3.73.060 The Commission – Unexcused absences

The Commission may remove from office any member who is absent without excuse from three (3) consecutive Commission meetings. Removal of a member requires a majority vote of the Commission membership.

Section 3. 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 ____ day of _____, 2009, and signed by me in open session in authentication of its passage this ____ day of _____, 2009.

President _____ of the City Council

Approved by me this ____ day of _____, 2009.

Gregory J. Nickels, Mayor

Filed by me this ____ day of _____, 2009.

City Clerk

(Seal)



ORDINANCE _____

1
2
3 AN ORDINANCE relating to the creation of a Seattle-King County Taxicab Advisory
4 Commission to advise and make recommendations to the Seattle City and King County
5 Legislative and Executive bodies, establishing a new Chapter to the Seattle Municipal
6 Code, and repealing Chapter 3.63 of the Seattle Municipal Code.

7 WHEREAS, the Seattle-King County Taxicab Commission was dissolved in 1990; and

8 WHEREAS, The City of Seattle has authority to issue taxicab licenses and to regulate taxicabs
9 and drivers for the city; and

10 WHEREAS, King County has the authority to issue taxicab licenses and to regulate taxicabs and
11 drivers for unincorporated King County, and through interlocal agreements, for some
12 cities within King County; and

13 WHEREAS, In recent years, the City of Seattle and King County have changed their municipal
14 codes to modify how taxicab licenses are issued and modified regulations regarding
15 taxicabs and drivers; and

16 WHEREAS, a Seattle-King County Taxicab Advisory Commission, comprised of
17 representatives from all sectors and users of the taxi industry, would add transparency
18 and advisory oversight to taxicab rulemaking; and

19
20
21 WHEREAS, it is in the public interest that an advisory commission be formed to advise elected
22 officials with the City of Seattle and King County regarding the rational provision of
23 taxicab services throughout the county, and to help ensure the provision of high-quality
24 taxi service while ensuring the economic viability of owning and driving taxicabs; and
25

1 WHEREAS, a Seattle-King County Taxicab Advisory Commission would be advisory only, and
2 would deliberate on proposed regulations, policies, plans, rule changes, work programs,
3 and revisions to either the Seattle Municipal Code or King County Code regarding
4 taxicabs; NOW, THEREFORE

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

6 Section 1. SMC Chapter 3.63 is hereby repealed

7 Section 2. A new Chapter 3.73 is added to the Seattle Municipal Code, as follows:

8 **Chapter 3.73 – Seattle-King County Taxicab Advisory Commission**

9 **3.73.010 – Seattle-King County Taxicab Advisory Commission - Establishment**

10 There is established a joint City-county agency to be known as the “Seattle-King County
11 Taxicab Advisory Commission” (hereinafter, “Commission”) to serve in an advisory-only
12 capacity to the City and King County on all matters concerning the taxicab industry and taxicab
13 service, relating to the provision of high-quality service in Seattle and King County while
14 ensuring the economic viability of providing taxicab service for taxicab owners and drivers, and
15 to study and report on the taxicab industry and taxicab service; to make recommendations on
16 changes in governmental regulations, administrative rules, changes to the municipal or county
17 code or legislation that affects the taxicab industry, setting of taxi fares, and taxi licensing; and to
18 evaluate regulations in effect, including making recommendations to each jurisdictions’
19 respective executive and legislative bodies.

20 **3.73.020 - Membership**

21 A. The Commission shall be comprised of eleven (11) members:

- 22 1. Three who represent taxicab license owners (Positions #1, #2 and #10)

- 1 2. Three who represent taxicab drivers but not license owners, and who have
2 not been an owner within the previous five years (Positions #3, #4 and #9)
- 3 3. Three who represent the hospitality and/or tourism industry and medical
4 facilities as clients of taxicabs (Positions #5, #6 and #11)
- 5 4. One who is a person with a disability and/or represents persons with
6 disabilities (Position #8)
- 7 5. One who is a person who represents senior citizens over the age of 60
8 (Position #7)

9
10 **3.73.030 The Commission – Appointment and Term**

11 All positions are numbered one through eleven. Individuals shall be appointed into each
12 of the numbered positions. Members in odd numbered positions from position one to position
13 nine shall be appointed by Seattle. Individuals in even numbered positions from position two to
14 position ten shall be appointed by King County. Of Seattle's four appointed positions, two (2)
15 shall be appointed by the City Council and two (2) shall be appointed by the Executive. Position
16 eleven shall be appointed by the Commission itself.

17
18 For the initial round of appointments the positions will be staggered: positions one, two
19 and five shall serve one-year terms, positions three, four, nine, and ten shall serve two-year
20 terms, and positions six, seven, eight, and eleven shall serve three-year terms. At the conclusion
21 of the initial term of each appointment, all subsequent terms of each position shall be for three
22 years and the term of 1/3 of the positions shall expire each year. A commission member whose
23 term has expired shall continue to hold office until a successor has been appointed by the
24 appropriate body. No members shall serve more than two consecutive terms. Any vacancy for an
25
26
27
28

1 unexpired term shall be filled in the same manner as for an original appointment under this
2 section.

3 **3.73.040 The Commission – Duties and Functions**

4 The Department of Executive Administration and City Council shall provide written
5 notice to the Seattle-King County taxicab advisory commission, no more than 15 days following
6 any proposed changes to City ordinances or rules that pertain to the setting of taxicab fares,
7 taxicab licensing and other legislation regarding the taxicab industry or its customers. Such
8 copies notice shall be transmitted to the Commission no less than 30 days prior, to a decision by
9 the Director or the City Council, to allow sufficient time for the Commission to review and
10 report to the City of Seattle and King County. In any case where a decision must be reached prior
11 to an upcoming regularly-scheduled quarterly Commission meeting, the Commission may meet
12 in the advance of that date in accordance with rules promulgated by the Commission in
13 compliance with the Open Public Meetings Act. The Commission shall issue and deliver an
14 annual report to the City and County Councils and shall provide a summary and analysis of its
15 work in the prior calendar year as well as a report on its anticipated work program for the
16 following year. A copy of the report shall be delivered in print to each respective body by
17 February 15 of each calendar year.

18
19
20
21 This Seattle-King County Taxicab Advisory Commission shall convene as necessary, but
22 at least quarterly, to perform the duties outlined in Section 3.73.040. Clerical support for the
23 Commission shall be provided by a representative from Seattle's Department of Executive
24 Administration in cooperation with clerical staff provided by King County. Commission meeting
25 locations shall rotate between Seattle City and King County facilities.
26
27
28

3.73.050 The Commission - Compensation

Commission Members shall serve without compensation.

3.73.060 The Commission – Unexcused absences

The appropriate appointing authority as designated in SMC 3.73.030 may remove from office any member who is absent without excuse from three (3) consecutive Commission meetings..

Section 3. 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 19th day of October, 2009, and signed by me in open session in authentication of its passage this 19th day of October, 2009.

President _____ of the City Council

Approved by me this _____ day of _____, 2009.

Gregory J. Nickels, Mayor

Filed by me this _____ day of _____, 2009.

City Clerk

STATE OF WASHINGTON – KING COUNTY

--SS.

246511
CITY OF SEATTLE, CLERKS OFFICE

No.

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.

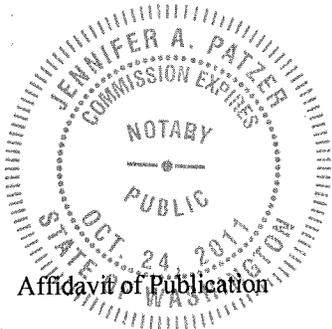
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:123131 ORDINANCE

was published on

10/30/09

The amount of the fee charged for the foregoing publication is the sum of \$ 283.00, which amount has been paid in full.



Affidavit of Publication

Samuel Oglesby

Subscribed and sworn to before me on
10/30/09 *[Signature]*

Notary public for the State of Washington,
residing in Seattle

City of Seattle

ORDINANCE 123131

AN ORDINANCE relating to the creation of a Seattle-King County Taxicab Advisory Commission to advise and make recommendations to the Seattle City and King County Legislative and Executive bodies, establishing a new Chapter to the Seattle Municipal Code, and repealing Chapter 3.63 of the Seattle Municipal Code.

WHEREAS, the Seattle-King County Taxicab Commission was dissolved in 1990; and

WHEREAS, The City of Seattle has authority to issue taxicab licenses and to regulate taxicabs and drivers for the city; and

WHEREAS, King County has the authority to issue taxicab licenses and to regulate taxicabs and drivers for unincorporated King County, and through interlocal agreements, for some cities within King County; and

WHEREAS, In recent years, the City of Seattle and King County have changed their municipal codes to modify how taxicab licenses are issued and modified regulations regarding taxicabs and drivers; and

WHEREAS, a Seattle-King County Taxicab Advisory Commission, comprised of representatives from all sectors and users of the taxi industry, would add transparency and advisory oversight to taxicab rulemaking; and

WHEREAS, it is the intent of the Seattle City Council to include representation in such a commission of the "for-hire" and town-car industry in the future, acknowledging that current state law prohibits Seattle to regulate "for-hire" and town-car vehicles in the same way as taxicabs; and WHEREAS, it is in the public interest that an advisory commission be formed to advise elected officials with the City of Seattle and King County regarding the rational provision of taxicab services throughout the county, and to help ensure the provision of high-quality taxi service while ensuring the economic viability of owning and driving taxicabs; and

WHEREAS, a Seattle-King County Taxicab Advisory Commission would be advisory only, and would deliberate on proposed regulations, policies, plans, rule changes, work programs, and revisions to either the Seattle Municipal Code or King County Code regarding taxicabs; NOW, THEREFORE

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. SMC Chapter 3.63 is hereby repealed

Section 2. A new Chapter 3.73 is added to the Seattle Municipal Code, as follows:

Chapter 3.73 - Seattle-King County Taxicab Advisory Commission

3.73.010 - Seattle-King County Taxicab Advisory Commission - Establishment

There is established a joint City-county agency to be known as the "Seattle-King County Taxicab Advisory Commission" (hereinafter, "Commission") to serve in an advisory-only capacity to the City and King County on all matters concerning the taxicab industry and taxicab service, relating to the provision of high-quality service in Seattle and King County while ensuring the economic viability of providing taxicab service for taxicab owners and drivers, and to study and report on the taxicab industry and taxicab service; to make recommendations on changes in governmental regulations, administrative rules, changes to the municipal or county code or legislation that affects the taxicab industry setting of taxi fares, and

taxi licensing; and to evaluate regulations in effect, including making recommendations to each jurisdiction's respective executive and legislative bodies.

3.73.020 - Membership

A. The Commission shall be comprised of eleven (11) members:

1. Three who represent taxicab license owners (Positions #1, #2 and #10)

2. Three who represent taxicab drivers but not license owners, and who have not been an owner within the previous five years (Positions #3, #4 and #9)

3. Three who represent the hospitality and/or tourism industry and medical facilities as clients of taxicabs (Positions #5, #6 and #11)

4. One who is a person with a disability and/or represents persons with disabilities (Position #8)

5. One who is a person who represents senior citizens over the age of 60 (Position #7)

son, King County.

affidavit

3.73.030 The Commission - Appointment and Term

All positions are numbered one through eleven. Individuals shall be appointed into each of the numbered positions. Members in odd numbered positions from position one to position nine shall be appointed by Seattle. Individuals in even numbered positions from position two to position ten shall be appointed by King County. Of Seattle's four appointed positions, two (2) shall be appointed by the City Council and two (2) shall be appointed by the Executive. Position eleven shall be appointed by the Commission itself.

For the initial round of appointments the positions will be staggered: positions one, two and five shall serve one-year terms, positions three, four, nine, and ten shall serve two-year terms, and positions six, seven, eight, and eleven shall serve three-year terms. At the conclusion of the initial term of each appointment, all subsequent terms of each position shall be for three years and the term of 1/3 of the positions shall expire each year. A commission member whose term has expired shall continue to hold office until a successor has been appointed by the appropriate body. No members shall serve more than two consecutive terms. Any vacancy for an unexpired term shall be filled in the same manner as for an original appointment under this section.

3.73.040 The Commission - Duties and Functions

The Department of Executive Administration and City Council shall provide written notice to the Seattle-King County taxicab advisory commission, no more than 15 days following any proposed changes to City ordinances or rules that pertain to the setting of taxicab fares, taxicab licensing and other legislation regarding the taxicab industry or its customers. Such copies notice shall be transmitted to the Commission no less than 30 days prior, to a decision by the Director or the City Council, to allow sufficient time for the Commission to review and report to the City of Seattle and King County. In any case where a decision must be reached prior to an upcoming regularly-scheduled quarterly Commission meeting, the Commission may meet in the advance of that date in accordance with rules promulgated by the Commission in compliance with the Open Public Meetings Act. The Commission shall issue and deliver an annual report to the City and County Councils and shall provide a summary and analysis of its work in the prior calendar year as well as a report on its anticipated work program for the following year. A copy of the report shall be delivered in print to each respective body by February 15 of each calendar year.

This Seattle-King County Taxicab Advisory Commission shall convene as necessary, but at least quarterly, to perform the duties outlined in Section 3.73.040. Clerical support for the Commission shall be provided by a representative from Seattle's Department of Executive Administration in cooperation with clerical staff provided by King County. Commission meeting locations shall rotate between Seattle City and King County facilities.

3.73.050 The Commission - Compensation

Commission Members shall serve without compensation.

3.73.060 The Commission - Unexcused absences

The appropriate appointing authority as designated in SMC 3.73.030 may remove from office any member who is absent without excuse from three (3) consecutive Commission meetings.

Section 3. 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 19th day of October, 2009, and signed by me in open session in authentication of its passage this 19th day of October, 2009.

Richard Conlin

President of the City Council

Approved by me this 27th day of October, 2009.

Gregory J. Nickels, Mayor

Filed by me this 27th day of October, 2009.

Publication ordered by the City Clerk
Date of publication in the Seattle Daily Journal of Commerce, October 30, 2009.
10/30(246511)