

Resolution No. 31005

A RESOLUTION requesting the Executive to develop a nightlife enforcement plan consistent with City Council priorities and provide funding for staffing as part of the proposed 2008 City of Seattle Budget.

The City of Seattle – Legislative Department

Resolution sponsored by: Samy V. Linn

Committee Action:

Date	Recommendation	Vote
08/02/07	SSC, JD, TR, DD, RJM ↓ Abstain	4-0 no amended (6) ↓

Law Department

Related Legislation File: _____

Date Introduced and Referred: <u>7-30-07</u>	To: (committee): <u>Economic Development AND PLANNING</u>
Date Re-referred: <u>7-30-07</u>	To: (committee):
Date Re-referred:	To: (committee):
Date of Final Action: <u>8-13-07</u>	Date Presented to Mayor: 8-14-07
Date Signed by Mayor:	Date Returned to City Clerk: <u>8-14-07</u>
Published by Title Only <u>✓ S</u>	Date Returned Without Concurrence:
Published in Full Text _____	

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

Full Council Action:

Date	Decision	Vote
<u>8-13-07</u>	<u>Adopted</u>	<u>9-0</u>

RESOLUTION 31005

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3 A RESOLUTION requesting the Executive to develop a nightlife enforcement plan consistent
4 with City Council priorities and provide funding for staffing as part of the proposed 2008
5 City of Seattle Budget.

6 WHEREAS, Seattle is home to a vibrant music and nightlife industry; and

7 WHEREAS, increasing density in the City's urban centers and villages has created the demand
8 for balancing neighborhood livability with vibrant nightlife activity; and

9 WHEREAS, some neighborhood residents have voiced concerns and complaints centered around
10 public safety, noise, littering and liquor law violations related to bars and nightclubs; and

11 WHEREAS, the Executive implemented the Joint Assessment Team (JAT) Pilot Project to
12 assess and gather information on nightclub compliance with existing city regulations; and

13 WHEREAS, the JAT final report documents multiple Fire Code, Admission Tax Code, Health
14 Code and Street Use permit violations in their assessment of 85 establishments in the
15 West Precinct; and

16 WHEREAS, the City Council's Economic Development and Neighborhoods Committee has
17 heard from neighborhood residents, nightlife industry representatives and patrons, the
18 Police Department and other City personnel on their observations about the nightlife
19 environment in Seattle; and

20 WHEREAS, the City has several existing regulatory tools available to address public safety and
21 neighborhood livability issues related to the operations of nightlife establishments; and

22 WHEREAS, it is the responsibility of the Washington State Liquor Control Board to promote
23 public safety by preventing the misuse of alcohol and tobacco through controlled retail
24 and wholesale distribution, licensing, regulation, enforcement and education; and

25 WHEREAS, in order to maintain a safe and vibrant nightlife in Seattle, liquor laws and City
26 regulations pertaining to nightlife business establishments must be fairly applied and
27 fully enforced; NOW, THEREFORE,

28 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE THAT:**



1 Section 1. The City Council requests the Executive include in the Proposed 2008 City of
2 Seattle Budget a fully funded Seattle Nightlife Enforcement Team (NET). The NET shall be
3 responsible for enforcing City regulations pertaining to the operation of nightlife establishments
4 throughout the city. The NET shall work in coordination with the Washington State Liquor
5 Board (WSLBC) and its agents to address public safety, noise, littering, liquor laws and other
6 civil and criminal violations related to bars and nightclubs.
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8 Section 2. The Nightlife Enforcement Team shall consist of the following:

- 9 1. At minimum, two (2) nightlife enforcement Full Time Equivalent (FTE)
10 positions working in the evenings up to five nights a week with authority to
11 issue noise violation citations, including residential disturbance violations as
12 defined by Seattle Municipal Code Section 25.08.225. The Executive is
13 requested to examine the feasibility of granting these two FTE authority to
14 enforce provisions of the Fire Code and the Litter Control Code. Enforcement
15 may consist of authority to issue citations or refer observations of violations of
16 the Fire Code and/or Litter Control Code to the appropriate City Departments
17 to conduct follow-up inspections.
18
- 19 2. An interdepartmental team (IDT) comprised of the two (2) previously
20 mentioned nightlife enforcement FTE and representatives from the
21 Department of Executive Administration (DEA), the Department of Planning
22 and Development (DPD), the Seattle Police Department (SPD), the Seattle
23 Fire Department (SFD), the Washington State Liquor Control Board
24 (WSLCB) and other City departments as necessary.
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1 At minimum, the IDT will spend three (3) evenings a month conducting
2 random inspections of nightclubs and bars to enforce existing City regulations
3 that apply to these establishments. Information gathered from the IDT will be
4 entered in the City's LiquorStat database.

5
6 3. A Nightlife Regulatory Coordinator position shall be created in the
7 Department of Executive Administration to coordinate the activities of the
8 IDT and the two (2) nightlife enforcement FTE. These duties shall include
9 maintaining and managing the LiquorStat database, organizing incidents
10 complaints with follow-up and enforcement, working with the Office of
11 Economic Development (OED), SPD and the City Attorney's Office to issue
12 objections to the Washington State Liquor Control Board (WSLCB) for liquor
13 license applications and renewals, and issuing an annual nightlife report. The
14 Nightlife Regulatory Coordinator shall also be responsible for monitoring
15 liquor license applications and renewals. This position will serve as the City's
16 point of contact for public inquiries related to the nightlife enforcement
17 activities.

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20 4. An Administrative Coordinator position shall be created in OED to oversee
21 assistance and professionalization of the nightlife industry. The
22 Administrative Coordinator will staff the Nightlife Advisory Board, develop
23 and update a nightlife establishment guidebook and training manual, serve as
24 a point of contact for new and established businesses needing technical
25 assistance, organize intervention with problematic establishments, work with
26



1 DEA, SPD, and the City Attorney's Office to issue objections to the WSLCB
2 for liquor license applications and renewals, and work with DEA to issue an
3 annual nightlife report.

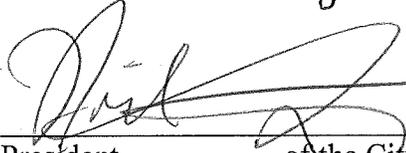
4 Section 3. The NET shall submit quarterly reports to the Nightlife Advisory Board on its
5 enforcement activities. These reports shall include, but are not limited to the following: 1) a list
6 of nightclubs and bars inspected by the IDT; 2) the number of violations identified and citations
7 issued; and 3) a summary of observations and trends with regard to best practices observed, the
8 most problematic nightclubs and bars as identified by the NET and any proposed corrective
9 actions.
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11 Section 4. The Executive is requested to submit a staffing plan for the NET to the City
12 Council in conjunction with submittal of the Proposed 2008 City of Seattle Budget. The plan
13 should consist of the staffing components identified in Section 2 of this resolution, all costs
14 associated with the plan and a timeline for implementation.
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Adopted by the City Council the 13th day of August, 2007, and signed by me in
open session in authentication of its adoption this 13th day of August, 2007.



President _____ of the City Council

Filed by me this 14 day of Aug, 2007.



City Clerk

(Seal)



FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	DOF Analyst/Phone:
Legislative	Mike Fong/5-1675	N/A

Legislation Title: A RESOLUTION requesting the Executive to develop a nightlife enforcement plan consistent with City Council priorities and provide funding for staffing as part of the proposed 2008 City of Seattle Budget.

• **Summary of the Legislation:**

This resolution requests the Executive to formulate a nightlife enforcement staffing plan and providing funding for the plan as part of the Mayor's proposed 2008 City of Seattle Budget. The resolution outlines key components (including roles and responsibilities for staff) of a staffing plan that Council expects to see as part of the proposal put forward by the Executive.

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

WHEREAS, Seattle is home to a vibrant music and nightlife industry; and

WHEREAS, increasing density in the City's urban centers and villages has created the demand for balancing neighborhood livability with vibrant nightlife activity; and

WHEREAS, some neighborhood residents have voiced concerns and complaints centered around public safety, noise, littering and liquor law violations related to bars and nightclubs; and

WHEREAS, the Executive implemented the Joint Assessment Team (JAT) Pilot Project to assess and gather information on nightclub compliance with existing city regulations; and

WHEREAS, the JAT final report documents multiple Fire Code, Admission Tax Code, Health Code and Street Use permit violations in their assessment of 85 establishments in the West Precinct; and

WHEREAS, the City Council's Economic Development and Neighborhoods Committee has heard from neighborhood residents, nightlife industry representatives and patrons, the Police Department and other City personnel on their observations about the nightlife environment in Seattle; and



WHEREAS, the City has several existing regulatory tools available to address public safety and neighborhood livability issues related to the operations of nightlife establishments; and

WHEREAS, it is the responsibility of the Washington State Liquor Control Board to promote public safety by preventing the misuse of alcohol and tobacco through controlled retail and wholesale distribution, licensing, regulation, enforcement and education; and

WHEREAS, in order to maintain a safe and vibrant nightlife in Seattle, liquor laws and City regulations pertaining to nightlife business establishments must be fairly applied and fully enforced;

- *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.)*

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9 Department of Executive Administration to coordinate the activities of the
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11 the LiquorStat database. The Nightlife Regulatory Coordinator shall also be
12 responsible for monitoring liquor license applications and renewals. This
13 position will serve as the City's point of contact for public inquiries related to
14 the nightlife enforcement activities.
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17 enforcement activities. These reports shall include, but are not limited to the following: 1) a list
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24 Council in conjunction with submittal of the Proposed 2008 City of Seattle Budget. The plan
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3
4 Adopted by the City Council the ____ day of _____, 2007, and signed by me in
5 open session in authentication of its adoption this ____ day of _____, 2007.

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8 _____
9 President _____ of the City Council

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13 Filed by me this ____ day of _____, 2007.

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15 _____
16 City Clerk

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19 (Seal)



STATE OF WASHINGTON - KING COUNTY

--SS.

214891
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.

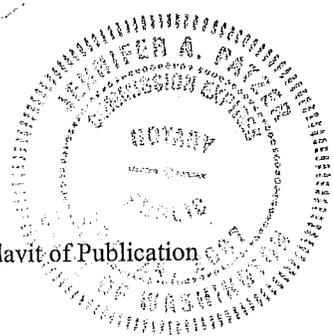
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:31004-31009 TITLE ONLY

was published on

08/27/07

The amount of the fee charged for the foregoing publication is the sum of \$ 76.73, which amount has been paid in full.



Affidavit of Publication

[Signature]
Subscribed and sworn to before me on
08/27/07 *[Signature]*
Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

TITLE-ONLY PUBLICATION

The full text of the following resolutions, passed by the City Council on August 13, 2007, 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.

RESOLUTION NO. 31009

A RESOLUTION concerning officer accountability in the Seattle Police Department; endorsing an expert review of the City's system of police accountability as part of a comprehensive assessment of that system; and expressing strong support for the men and women of the Seattle Police Department and confidence in the Chief of Police.

RESOLUTION NO. 31008

A RESOLUTION relating to indigent public defense services.

RESOLUTION NO. 31006

A RESOLUTION relating to the City Light Department; documenting compliance with certain requirements under the Public Utility Regulatory Policies Act of 1978, as amended by the Energy Policy Act of 2005.

RESOLUTION NO. 31007

A RESOLUTION requesting that the Director of the Fleets and Facilities Department negotiate a Purchase and Sale Agreement, and Civic Square Agreement with Triad Civic Center LLC for the sale of the former Public Safety Building block and the development of a civic square on a portion of that site, consistent with the Civic Center Master Plan and with redevelopment objectives outlined in the City's September, 2006 Request for Proposals.

RESOLUTION NO. 31005

A RESOLUTION requesting the Executive to develop a nightlife enforcement plan consistent with City Council priorities and provide funding for staffing as part of the proposed 2008 City of Seattle Budget.

RESOLUTION NO. 31004

A RESOLUTION requesting that the Executive pursue complementary measures to maintain a vibrant and secure nightlife for the City of Seattle.

Publication ordered by JUDITH PIPPIN,
City Clerk

Date of publication in the Seattle Daily Journal of Commerce, August 27, 2007.

8/27(214891)