



SEATTLE CITY COUNCIL

Legislative Summary

CB 118827

Record No.: CB 118827

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125185

In Control: City Clerk

File Created: 09/19/2016

Final Action: 11/28/2016

Title: AN ORDINANCE relating to street and sidewalk use; amending the Street Use Permit Fee Schedule authorized by Section 15.04.074 of the Seattle Municipal Code.

Notes:

Sponsors: Burgess

Date

Filed with City Clerk: 11/28/2016

Mayor's Signature: 11/28/2016

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Att A – 2017 Street Use Permit Fee Schedule

Drafter: adam.schaefer@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	09/26/2016	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	10/07/2016	sent for review	Council President's Office			
	Action Text: The Council Bill (CB) was sent for review. to the Council President's Office						
	Notes:						
1	Council President's Office	10/20/2016	sent for review	Select Budget Committee			
	Action Text: The Council Bill (CB) was sent for review. to the Select Budget Committee						
	Notes:						
1	Full Council	11/07/2016	referred	Select Budget Committee			
1	Select Budget Committee	11/16/2016	pass				Pass
	Action Text: The Committee recommends that Full Council pass the Council Bill (CB).						
	Notes:						

In Favor: 9 Chair Burgess, Member Bagshaw, Member Harrell, Member Herbold,
Member Juarez, Member Johnson, Member González , Member O'Brien,
Member Sawant

Opposed: 0

1 Full Council 11/21/2016 passed Pass

Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:

In Favor: 9 Councilmember Bagshaw, Councilmember Burgess, Councilmember
González , Council President Harrell, Councilmember Herbold,
Councilmember Johnson, Councilmember Juarez, Councilmember
O'Brien, Councilmember Sawant

Opposed: 0

1 City Clerk 11/22/2016 submitted for Mayor
Mayor's signature

1 Mayor 11/28/2016 Signed

1 Mayor 11/28/2016 returned City Clerk

Action Text: The Council Bill (CB) was returned. to the City Clerk

Notes:

1 City Clerk 11/28/2016 attested by City
Clerk

Action Text: The Ordinance (Ord) was attested by City Clerk.

Notes:

CITY OF SEATTLE

ORDINANCE 125185

COUNCIL BILL 118827

AN ORDINANCE relating to street and sidewalk use; amending the Street Use Permit Fee Schedule authorized by Section 15.04.074 of the Seattle Municipal Code.

WHEREAS, Section 15.04.074 of the Seattle Municipal Code authorizes and directs the Director of Transportation to prepare and recommend to the City Council, for passage by ordinance, a schedule of fees applicable to all street and sidewalk use permits (“the Street Use Permit Fee Schedule”) commensurate with the cost of administering, reviewing, inspecting, and policing involved in issuing and continuing the permits and the uses granted by the permits; and

WHEREAS, Street Use fees currently do not cover the full cost of permit issuance, inspection, and plan review, and Street Use permits must fully recover their cost to comply with the Seattle Municipal Code; and

WHEREAS, it is appropriate that those wishing to use public rights-of-way should bear the costs associated with obtaining appropriate street and sidewalk use permits; and

WHEREAS, Ordinance 124905 updated Street Use rates effective on March 31, 2016, based on wages and salaries in effect at that time. Since that time, the City, and the Coalition of City Unions and other bargaining units have agreed to annual wage increases of 2 percent in 2015, 2 percent in 2016, 2.5 percent in 2017, and 2.75 percent in 2018; and

WHEREAS, permit costs are largely determined by labor costs and overhead charges and the Bureau of Labor Statistics Consumer Price Index serves as a basis for estimating future cost increases; and

WHEREAS, the Seattle Department of Transportation (SDOT) seeks to maintain adequate staffing as permit volumes fluctuate with the demand for use of public rights-of-way;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Seattle Department of Transportation (SDOT) Street Use Permit Fee Schedule, last substantially amended by Ordinance 124905, is replaced by the SDOT Street Use Permit Fee Schedule attached as Attachment A to this ordinance.

Section 2. Relationship to pending formal parklet program legislation. The fee schedule proposed in Attachment A references a permit review fee for “parklets open to the public” the term commonly used to describe public amenities in curb space or other parking spaces that facilitate useable open space, landscaping, or active recreation. The reference to parklets is provided for clarity and consistency among fees. Nothing in this ordinance shall authorize collecting a fee for parklets (use code 53) until after the effective date of legislation authorizing parklets.

Section 3. Annual adjustments to base permit and hourly fees. For fees listed in the SDOT Street Use Permit Fee Schedule attached as Attachment A to this ordinance and described as being “subject to annual adjustment,” the Director of Transportation (Director) shall adjust the fees annually as provided in this Section.

A. For 2018, the Director shall adjust the fees upward by 2.75 percent.

B. For 2019 and subsequent years, the Director shall adjust the fees based on changes in the purchasing power of the dollar during the preceding calendar year shown by the Consumer Price Index for Urban Wage Earners and Clerical Workers for Seattle-Tacoma-Bremerton, WA,

1 First Six Months (CPI), published in or about August of each year by the U.S. Department of
2 Labor Bureau of Labor Statistics. The CPI-based adjustments shall use 2018 as the base year.

3 C. No adjusted fee shall be effective unless it is included in a schedule of adjusted
4 fees the Director files with the City Clerk. If the Director files a schedule of adjusted fees with
5 the City Clerk on or before December 1 of a given year, the adjusted fees shall become effective
6 on January 1 of the following year. If the Director files a schedule of adjusted fees with the City
7 Clerk after December 1 of a given year, the adjusted fees shall become effective on the first day
8 of the calendar month following the 30th day after the day the Director filed the schedule.

9 D. The failure of the Director to adjust the fees for any given year shall not limit the
10 Director's mandate and authority to adjust the fees in subsequent years, but in no case may the
11 Director adjust the fees upward by more than ten percent at any one time.

Section 4. This ordinance and attachment shall take effect on January 1, 2017.

Passed by the City Council the 21st day of November, 2016,
and signed by me in open session in authentication of its passage this 21st day of
November, 2016.



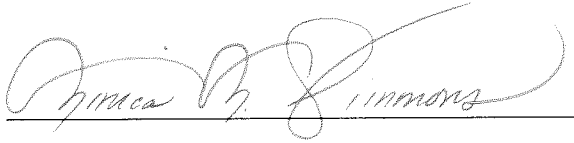
President _____ of the City Council

Approved by me this 28th day of November, 2016.



Edward B. Murray, Mayor

Filed by me this 28th day of NOVEMBER, 2016.



Monica Martinez Simmons, City Clerk

(Seal)

Attachments:

Attachment A -- Seattle Department of Transportation Street Use Permit Fee Schedule

Seattle Department of Transportation Street Use Permit Fee Schedule, Effective January 1, 2017

Activities that use the public right-of-way and that block mobility			
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Use Fee (Short Term)
3A	street or sidewalk barricading for temporary private use (e.g.: grand openings, special activities)	\$146	ON NON-ARTERIAL mo 1 = no fee mo 2&3 = \$.10/sf/10d mo 4&5 = \$.20/sf/10d mo 6&7 = \$.40/sf/10d mo 8&9 = \$.80/sf/10d mo 10+ = \$1.20/sf/10d ON ARTERIAL mo 1 = \$.10/sf/10d mo 2 = \$.20/sf/10d mo 3 = \$.40/sf/10d mo 4 = \$.80/sf/10d mo 5 = \$1.20/sf/10d
3B	street or sidewalk barricading associated with the Farmers Market Program		None
3C	street barricading associated with the Festival Street Program		
15	Installing or removing public art	\$138	None
13	temporary placement of materials not for construction use (e.g.: bus or horse carriage staging)	\$146	ON NON-ARTERIAL mo 1 = no fee mo 2&3 = \$.10/sf/10d mo 4&5 = \$.20/sf/10d mo 6&7 = \$.40/sf/10d mo 8&9 = \$.80/sf/10d mo 10+ = \$1.20/sf/10d ON ARTERIAL mo 1 = \$.10/sf/10d mo 2 = \$.20/sf/10d mo 3 = \$.40/sf/10d mo 4 = \$.80/sf/10d mo 5 = \$1.20/sf/10d
22	shoring and excavation within and adjacent to right-of-way (may be associated with DPD building permits)	\$146	
29B	installing or removing fences, stairs, overhead structures, and other related private structures installing or removing rockeries, retaining walls, and other related retaining structures	\$305	
31	construction use, including staging and material storage, in transportation corridors installing, maintaining, or removing awnings or marquees		

Att A – 2017 Street Use Permit Fee Schedule
V1

Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Use Fee (Short Term)
40	street and alley paving less than 750 sq. ft.	\$305	None
41	transit-stop-related infrastructure, including shelter, signage, bench installation, repair, or removal; does not include utility installations		
44	use of mobile crane, manlift, boom truck, pump truck, etc.		ON NON-ARTERIAL mo 1 = no fee mo 2&3 = \$.10/sf/10d mo 4&5 = \$.20/sf/10d mo 6&7 = \$.40/sf/10d mo 8&9 = \$.80/sf/10d mo 10+ = \$1.20/sf/10d ON ARTERIAL mo 1 = \$.10/sf/10d mo 2 = \$.20/sf/10d mo 3 = \$.40/sf/10d mo 4 = \$.80/sf/10d mo 5 = \$1.20/sf/10d
50	Scaffold, swing staging, scissor lift with mobility impacts		
45	commercial or multi-use construction street improvement (public improvements by private development)	\$146	None
45A	single family residential construction street improvement (public improvements by private development)		
33A	trucks/equipment working within ROW (per vehicle/calendar year) no ground breaking allowed	\$138	
31B	Single-family construction/debris dumpster or storage containers (residential use)	\$138	ON NON-ARTERIAL mo 1 = no fee mo 2&3 = \$.10/sf/10d mo 4&5 = \$.20/sf/10d mo 6&7 = \$.40/sf/10d mo 8&9 = \$.80/sf/10d mo 10+ = \$1.20/sf/10d ON ARTERIAL mo 1 = \$.10/sf/10d mo 2 = \$.20/sf/10d mo 3 = \$.40/sf/10d mo 4 = \$.80/sf/10d mo 5 = \$1.20/sf/10d

Att A – 2017 Street Use Permit Fee Schedule
VI

Utility activities that use the public right-of-way and that block mobility			
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Use Fee (Short Term)
51	utility system construction	\$146	ON NON-ARTERIAL mo 1 = no fee mo 2&3 = \$.10/sf/10d mo 4&5 = \$.20/sf/10d mo 6&7 = \$.40/sf/10d mo 8&9 = \$.80/sf/10d mo 10+ = \$1.20/sf/10d
51A	utility main line or inserts		
51B	installing, maintaining, replacing, or removing utility poles or street lights	\$305	ON ARTERIAL mo 1 = \$.10/sf/10d mo 2 = \$.20/sf/10d mo 3 = \$.40/sf/10d mo 4 = \$.80/sf/10d mo 5 = \$1.20/sf/10d
51C	installing, maintaining, replacing, or removing utility aerial lines		
51D	installing or maintaining natural gas lines and short segments (less than 100 lineal feet) of natural gas mains		
51E	utility maintenance work that does not require any restoration		
51G	utility service connections installed by private party		
51H	installing or maintaining electrical or telecommunication lines		
51I	preparatory or exploratory work for upcoming projects, including surveying, installing monitoring wells, and soil sampling		
51J	Installing or maintaining water lines by a public utility agency		
51K	Installing or maintaining sewer or drainage lines		
51L	maintaining existing transportation infrastructure		
51M	utility cut pavement restoration		
51N	franchise utility maintenance, including steam mains, pipelines, and railroads		
51O	private water service lines less than 2 inches in diameter		
51F	use of right-of-way for staging, curb crossing or excavation related to side sewer work		None

Att A – 2017 Street Use Permit Fee Schedule
V1

Activities that use the public right-of-way that involve little to no mobility blockage			
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Use Fee (Long Term)
22B	permanent soldier pile located within the right-of-way (must be removed to a point 4 feet below adjacent grade)	\$305	\$1011/pile
25	construct, repair, maintain, or remove asphalt driveway		None
26	construct concrete driveways ("Curb Cut" permits issued by DPD)		
26A	remove concrete driveway and restore curb ("Curb Cut Closure")		
31D	construction use in unimproved right-of-way, including staging or material storage that is not in a transportation corridor		\$.51/sf
34	grade and rock (temporary)		None
35	clear and grub with ground disturbance greater than 1 cubic yard		
38	paving or pavement removal in planting strip or shoulder		
38A	Green Factor as approved by DPD		
47	cross curb and sidewalk with equipment		
50A	scaffold or other barrier that provides for pedestrian mobility and public protection with no mobility impacts		
52A	event pole banners of limited duration [up to four contiguous blocks per permit]	\$146	
52C	seasonal lights/decorations of limited duration		
54A	miscellaneous private temporary uses	\$146	

Att A – 2017 Street Use Permit Fee Schedule
V1

Activities that have value to the general citizenry			
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Use Fee (Short Term)
1	planting strip beautification, may include planting flowers, shrubs, and other vegetation and installing low planting boxes and pavers related to gardening	None	None
1A	tree pruning		
1B	tree planting		
1C	tree removal		
1D	unimproved right-of-way and shoulder beautification, including cleaning underbrush and planting vegetation with minimal ground disturbance of 1 cubic yard or less		
5A	clocks with Historic or Landmark designation		
54	miscellaneous uses for use of public places per SMC 15.04.100		
54B	residential street barricading associated with a Neighborhood Block Party		
54C	temporary barricading associated with emergency landslide or other debris		
55	sidewalk, driveway, or curb repair and maintenance (less than 100 sq. ft.) including caulking, sealing, or grinding	\$305	
55A	sidewalk, driveway, or curb repairs and maintenance (between 100 -1,999 sq. ft.)		

Att A – 2017 Street Use Permit Fee Schedule
V1

Miscellaneous		
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)
57	nonvending-related impound fee	\$97 per occurrence
58	sign removal	\$78 per sign or poster
59	mobility impact surcharge	\$384
45P	plat reviews	\$209 Hourly Fee (subject to annual adjustment)

Att A – 2017 Street Use Permit Fee Schedule
VI

Activities that occur over more than one year ("Annual Permit")			
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Use Fee (Short Term)
2	small directional signs	\$146 (first year); \$140 (subsequent years)	N/A
2B	portable signs (i.e.: sandwich board signs, "A" frames, etc.)		
3D	street and sidewalk barricading for annual private use		
5	clocks		
6	signs, flags, or other advertising projecting over right-of-way (minimum 3 inches not to exceed 6 foot maximum)		
6A	wayfinding kiosks		
7B	ramp primary access over underwater street		
8	private mechanical or electrical building appurtenances		
9	private underground vaults or ducts		
14	miscellaneous renewable uses		
15A	long-term maintenance of privately-owned-public art		
16A	areaways existing prior to January 1, 1995: inactive		
17	existing sidewalk elevator doors		
18C	tables and chairs open to the public: maximum of 4 tables with 2 chairs each		
19A	vending activity in an attended newsstand		
21A	non-public utilities		
21B	underground storage tank: decommissioned		
27A	stanchions		
29A	long-term maintenance of fences, stairs, handrails, rockeries, retaining walls and related structures		
48	building maintenance over ROW (per building)		
52	street decorations, including benches, planters, bike racks, decorations, etc.		
52B	identification pole banners annual use (up to four contiguous blocks per permit)		
53	parklets open to public use (defined in, and contingent upon adoption of pending legislation)		

Long term uses of the right-of-way authorized by City Council ("Term Permit")				
Use Code	Use Description		Applicable Base Permit Fee (see explanation below)	Use Fee (Short Term)
61C	pipelines and steam mains under franchise agreement		Fees determined by ordinance	
61D	other miscellaneous long-term uses			
61E	sub-surface:	utility tunnels/ structures	$(\text{Land value}) \times (\text{Use area}) \times (\text{Rate of return}) \times (\text{Degree of Alienation}) = \text{Annual fee}$ Refer to Table A: Degree of Alienation Factor	
61F		vehicle/ pedestrian tunnels		
61G	at-grade:	public plazas, artwork		
61H		structures, restricted access		
61I		utility structures		
61J	above grade*:	overhead building structures (excluding skybridges and vehicle bridges/ ramps)		
61K		skybridges (private use)		
61L		skybridges (public use)		
61M		skybridges (semi-public use)		
61N		vehicle bridge		
61O		vehicle ramp		
61P		sub-surface, at-grade, or above-grade:	sustainable building features**	

Att A – 2017 Street Use Permit Fee Schedule
VI

Occupation of right-of-way ("Annual Permit")			
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	UseFee (Long Term Occupancy)
2A	fixed ground signs	\$146 (first year); \$140 (subsequent years)	\$590/yr
21	underground storage tank: non-decommissioned		
7	long-term maintenance of structures and overhangs		\$51/sf/yr
12	material storage including storage associated with commercial/industrial long-term uses with no mobility impacts		
16	areaways existing prior to January 1, 1995: active		
18B	sidewalk cafes		\$1.56/sf/yr
18A	merchandise displays		

Occupation of underwater street ("Annual Permits")			
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Use Fee (Long Term Occupancy)
7A	structures and overhangs in underwater streets	\$146 (first year); \$140 (subsequent years)	\$0.14/sf/mo
12A	moorage in underwater street		
WW100	installations and overhangs in state waterways		
WW200	moorage in state waterways		
WW250	temporary moorage or other uses of state waterways		
WW150	non-profit organizations water safety for youth		None

Att A – 2017 Street Use Permit Fee Schedule
VI

Per ordinance or council action ("Annual Permits")				
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Occupation Fee (Long Term)	Use Fee (Short Term)
11	shoreline street ends [land portion]	$(\text{Land value}) \times (\text{Use area}) \times (\text{Rate of return}) \times (\text{Demand probability}) \times (\text{Maritime Industrial Use Discount Factor}) = \text{Annual fee}$ \$140 minimum fee		

Att A – 2017 Street Use Permit Fee Schedule
V1

Vending Permits				
Use Code	Use Description	Applicable Base Permit Fee (see explanation below)	Parking/ Occupation Fee (Long Term)	Program Administration Fee
19B	1 st Amendment vending	\$40/yr	\$35/mo	None
19C	Stadium Event vending (April-September)	\$146	\$170/mo	
19D	Stadium Event vending (October-March)		\$110/mo	
19E	vending from a public place sidewalk or plaza DAY 6am-8pm		\$1.56/sf	\$344
19F	vending from a public place sidewalk or plaza NIGHT 8pm-6am			\$688
19G	food-vehicle zone vending (DAY 6am-8pm)		\$468 (each 4- HR period x each day of the wk)	\$344
19H	food-vehicle zone vending (NIGHT 8pm-6am)			\$688
19I	temporary curb space vending		N/A	None
19J	mobile-food vending			

Other Fees and Charges	
Hourly Charge for Plan Review Hourly Charge for Inspection	\$209 (subject to annual adjustment) \$209 (subject to annual adjustment)
Premium hourly rate (e.g. Overtime Inspections)	\$367 (subject to annual adjustment)
Modification of Permit – Modifications to previously-approved and issued permits are limited to unforeseen physical circumstances that arise in the course of construction. Modifications do not require a new base fee. Hourly plan review and inspection fees still apply.	\$155
No Permit fee / No Job Start Fee	\$300
A Deposit may be required	Amount determined based on services requested
Hourly Charge for project-related review requested by Seattle Department of Construction and Inspections. Such review includes but is not limited to review of applications for project permits defined by RCW 36.70B.020, work on project-related Environmental Impact Statements, and pre-submittal conferences and coordination.	\$209 (subject to annual adjustment)
Base Permit Fee	Base Permit Fee allows for multiples use codes to be reviewed as part of the overall project permit. The time to review and inspect, as needed, is not included in the base permit fee.

The Department of Transportation is directed to use the vending Street Use permit fees credited to the Transportation Operating Fund for the following purposes: administering the vending program, including notifying property owners abutting a proposed vending site designated by the Department of Transportation; verifying property boundaries and square footage of usage; designating pre-approved vending sites by the Department of Transportation; signing and demarcating designated vending sites and food-vehicle zones; attending meetings or hearings; preparing documents, legislation, forms, and notices; inspecting and enforcing permitted or illegal vending activity; or engaging in any other vending-related activity as directed by the Director of Transportation.

Fee Methodology Factors and Descriptions

Factor	Description
Land value:	For Term permits, the value of the use area in the right-of-way shall be based on the abutting parcel's current per-square-foot land value as determined by the King County Assessor. If the use area extends beyond the right-of-way centerline or abuts multiple parcels, the permit fee shall be calculated by averaging the abutting parcels' current land values. For Shoreline Street End permits, the value of the use area in the right-of-way shall be based on the abutting parcel's current per-square-foot land

value as determined by the King County Assessor. If the use area extends beyond the centerline of the right-of-way or abuts multiple parcels, the permit fee shall be calculated for each portion of the use area according to the current per-square-footland value of the abutting parcels.

If all parcels abutting the Term or Shoreline Street End permitted use area are government-owned and the parcels are not tax assessed in whole or in part by King County, the parcels shall be excluded when establishing the Term or Shoreline Street End permit fee. To determine the permit fee, the current per-square-foot land value as determined by the King County Assessor of the closest privately-owned parcel or parcels with the same zoning or shoreline designation of the Term or Shoreline Street End permitted use area shall be averaged. If the next closest privately-owned parcel or parcels do not have the same underlying zoning or shoreline designation as the abutting government-owned parcel, the Seattle Department of Transportation shall consult with the City Appraiser. The City Appraiser shall determine if the next closest parcel or parcels with similar zoning or shoreline designation reasonably establishes the current per-square-foot land value of the use area in the right of way for fee calculation purposes.

Use area:	Square footage of the permitted encroachment in the right-of-way, as authorized by Seattle Department of Transportation.
Rate of return:	Annualized rate of return on market value of the right-of-way, as established by the City Appraiser or a State of Washington Certified General Real Estate Appraiser retained by the Director of Transportation.
Degree of alienation:	For Term permits, the degree of impact on the public, utilities, right-of-way, and other potential uses of the right-of-way based on City policy, as established by Seattle Department of Transportation. Refer to Table A: Degree of Alienation Factor.
Demand probability:	For Shoreline Street End permits, the estimated demand of probable use shall be based on factors that include, but are not limited to, location, access, size, view, and topography; as established by the City Appraiser or a State of Washington Certified General Real Estate Appraiser retained by the Director of Transportation. Refer to Attachment A: Demand Probability Factor. The Director of Transportation is authorized to update Attachment A based upon the recommendations of the City Appraiser or a State of Washington Certified General Real Estate Appraiser. The new Demand Probability Factor shall become effective when the updated Demand Probability Factor is adopted by rule.
Maritime Industrial Use Discount Factor:	To support the City's policies of protecting its maritime uses, a 50 percent discount factor shall apply to that portion of the Shoreline Street End occupied by a legally-established water-dependant or water-related use as defined in Seattle Municipal Code Section 23.60.944.

The Department of Transportation is directed to use the shoreline street end permit fees credited to the Transportation Operating Fund for the following purposes:

- (a) Notifying property owners that abut shoreline street ends of the need for permits for private use of the street end and of the fee schedule;

- (b) Administering and inspecting shoreline street end use;
- (c) Verifying property boundaries and area of use;
- (d) Matching funds for neighborhood improvements of shoreline street ends for public use;
- (e) Signing, demarcating, and maintaining shoreline street ends;
- (f) Funding street and sidewalk improvements within a half-block radius of any of the shoreline street ends identified in Exhibit A to Resolution 29370 that directly contribute to public access to the shoreline street end.

Table A: Degree of Alienation Factor				
Use code:	Use description:		Examples:	Factor rate:
61E	sub-surface*:	utility tunnels/structures	Privately-maintained utility tunnels connecting parcels	0.3
61F		vehicle/pedestrian tunnels	Underground pedestrian concourses	0.25
61G	at-grade:	public plazas, artwork	Privately-maintained public plazas	0.1
61H		Structures/restricted access	Building encroachments, skybridge columns	0.8
61I	above grade*:	utility structures	Wastewater pump stations	0.5
61J		overhead building structures	Building roof projections	0.75
61K		skybridges (private use)	Skybridges connecting office building or condominium garage access	2.0
61L		skybridges (public use)	Skybridges connecting to the public transportation network	0.1
61M		skybridges (semi-public use)	Skybridges connecting hospitals, department stores, hotels/convention centers	0.75
61N		vehicle bridges	Overhead vehicle bridges connecting private structures	0.5
61O		vehicle ramps	Privately-owned vehicle ramps connecting to a portion of the public transportation network (portion of ramp may be at-grade)	0.2
61P		sustainable building features**	A building appurtenance identified as being necessary to achieve the Living Building Challenge or LEED platinum certification; including but not limited to photovoltaic arrays, wind generators, or cisterns.	0.1

* Portions of sub-surface or above-grade structures, such as columns or stairwells, may be located at grade. Except for vehicle ramps, the total value of the term permit annual fee shall be calculated by adding the value of the at-grade use area to the value of the sub-surface or above-grade use area.

** In order to qualify for this term permit use code, the development must be participating in the City's Living Building Pilot Program, be capable of achieving Leadership in Energy and Environmental Design (LEED) platinum certification, or both.

SUMMARY and FISCAL NOTE*

Department:	Contact Person/Phone:	Executive Contact/Phone:
SDOT	Liz Sheldon /206-684-7945	Christie Parker /206-684-5211

** Note that the Summary and Fiscal Note describes the version of the bill or resolution as introduced; final legislation including amendments may not be fully described.*

1. BILL SUMMARY

Legislation Title: AN ORDINANCE relating to street and sidewalk use; amending the Street Use Permit Fee Schedule authorized by Section 15.04.074 of the Seattle Municipal Code.

Summary and background of the Legislation: This legislation updates certain fees to adjust for increasing labor costs and corrects errors in previous fee schedule. This legislation also provides for annual increases of certain fees to generally keep pace with inflation costs.

2. CAPITAL IMPROVEMENT PROGRAM

☐ This legislation creates, funds, or amends a CIP Project.

3. SUMMARY OF FINANCIAL IMPLICATIONS

☒ This legislation has direct financial implications.

Budget program(s) affected:				
Estimated \$ Appropriation change	General Fund \$		Other \$	
	2017	2018	2017	2018
	N/A	\$0	\$350,000	\$493,300
Estimated \$ Revenue change:	Revenue to General Fund		Revenue to Other Funds	
	2017	2018	2017	2018
	N/A	\$0	\$350,000	\$493,300
Positions affected:	No. of Positions		Total FTE Change	
	2017	2018	2017	2018
	0	0	0	0
Other departments affected:	SDCI			

3.a. Appropriations

☐ This legislation adds, changes, or deletes appropriations.

Appropriations associated with this legislation are included in the Mayor's 2017 Proposed Budget.

3.b. Revenues/Reimbursements

X This legislation adds, changes, or deletes revenues or reimbursements.

Anticipated Revenue/Reimbursement Resulting from this Legislation:

Fund Name and Number	Dept	Revenue Source	2017 Revenue	2018 Estimated Revenue
10310 Trans Op.	SDOT	User Fees	\$350,000	\$493,300
TOTAL				

Revenue/Reimbursement Notes:

The 2017 estimated revenue assumes that permit volume is consistent with current activity.

3.c. Positions

 This legislation adds, changes, or deletes positions.

4. OTHER IMPLICATIONS

- a) Does the legislation have indirect or long-term financial impacts to the City of Seattle that are not reflected in the above?

Yes. This legislation provides for annual increases of certain fees to generally keep pace with inflation costs.

- b) Is there financial cost or other impacts of not implementing the legislation?

Not increasing fees will reduce the cost recovery of the Right of Way Management program. Experience suggests that regular periodic changes in certain fees help to maintain cost recovery levels and improve public understanding of costs. SDOT is seeking to avoid the large step increases caused when fees are not updated for 5 years or more by authorizing smaller, annual increases.

- c) Does this legislation affect any departments besides the originating department?

SDCI collects and bills certain fees for SDOT as part of the building permit process.

- d) Is a public hearing required for this legislation?

No.

- e) Does this legislation require landlords or sellers of real property to provide information regarding the property to a buyer or tenant?

No.

- f) Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No.

g) Does this legislation affect a piece of property?

No.

h) Please describe any perceived implication for the principles of the Race and Social Justice Initiative. Does this legislation impact vulnerable or historically disadvantaged communities?

Fees affect all businesses. It should not disproportionately impact historically disadvantaged businesses. This fee increase has growth paying for the added costs of addressing the work associated with that growth.

i) If this legislation includes a new initiative or a major programmatic expansion: What are the long-term and measurable goals of the program? Please describe how this legislation would help achieve the program's desired goals.

Not applicable.

j) Other Issues:

List attachments/exhibits below:

STATE OF WASHINGTON -- KING COUNTY

--SS.

344220

No. 125183,84,85,86,87,88,89

CITY OF SEATTLE,CLERKS OFFICE

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.

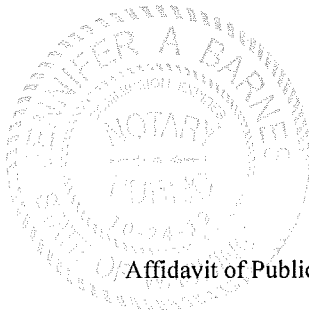
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

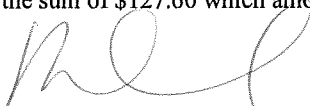
CT:TITLE ONLY ORDINANCES

was published on

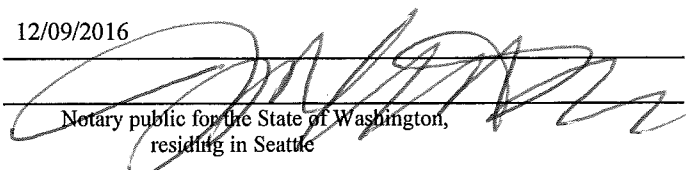
12/09/16

The amount of the fee charged for the foregoing publication is the sum of \$127.60 which amount has been paid in full.




Subscribed and sworn to before me on

12/09/2016


Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

Title Only Ordinances

The full text of the following legislation, passed by the City Council on November 21, 2016, and published below by title only, will be mailed upon request, or can be accessed at <https://seattle.legistar.com/Legislation.aspx>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Contact: Office of the City Clerk at (206) 684-8344.

Ordinance 125183

AN ORDINANCE relating to the municipal water system of The City of Seattle; adopting a system or plan of additions or betterments to and extensions of the existing municipal water system; authorizing the issuance and sale of water system revenue bonds, in one or more series, for the purposes of paying part of the cost of carrying out that system or plan, providing for the reserve requirement, and paying the costs of issuance of the bonds; providing for certain terms, conditions, covenants, and the manner of sale of the bonds; describing the lien of the bonds; creating certain accounts of the City relating to the bonds; amending certain definitions set forth in the Omnibus Refunding Bond Ordinance relating to municipal water system refunding revenue bonds; and ratifying and confirming certain prior acts.

Ordinance 125184

AN ORDINANCE related to fees and charges for permits and activities of the Department of Construction and Inspections and related fees by other departments; amending Seattle Municipal Code Chapter 22.900A, Administration and Enforcement; Chapter 22.900B, General Provisions; Chapter 22.900C, Fees for Land Use Review; Chapter 22.900D, Fees for New and Altered Buildings and Equipment; Chapter 22.900E, Fees for Certificates and Registrations; Chapter 22.900F, Compliance and Other Inspections; Chapter 22.900G, Fees Collected for Other Departments; and Chapter 22.900H, Rental Registration and Inspection Ordinance Program Fees.

Ordinance 125185

AN ORDINANCE relating to street and sidewalk use; amending the Street Use Permit Fee Schedule authorized by Section 15.04.074 of the Seattle Municipal Code.

Ordinance 125186

AN ORDINANCE relating to street and sidewalk use; amending Section 11.23.440 of the Seattle Municipal Code, to establish a formal parklet program in the public place.

Ordinance 125187

AN ORDINANCE relating to the Seattle Department of Transportation; amending Section 11.16.312 of the Seattle Municipal Code to adjust Vanpool Parking Permit Fees.

Ordinance 125188

AN ORDINANCE relating to the financing of the Central Waterfront Improvement Program; amending Ordinance 124345 to extend the duration of the interfund loan to be used for this capital program and establishing the Transportation Master Fund as the lending fund.

Ordinance 125189

AN ORDINANCE relating to the Building and Construction Codes, Subtitle VI, Fire Code; amending Seattle Municipal Code Sections 22.602.045, 22.602.050, 22.602.070, and 22.602.090, to add, delete, and revise various Seattle Fire Department permit, certificate, inspection, and plan review fees and related provisions.

Date of publication in the Seattle Daily Journal of Commerce, December 9, 2016.

12/9(344220)