



# SEATTLE CITY COUNCIL

## Legislative Summary

CB 118836

Record No.: CB 118836

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125194

In Control: City Clerk

File Created: 09/14/2016

Final Action: 11/28/2016

**Title:** AN ORDINANCE increasing the fee for marijuana business licenses; amending Section 6.500.080 of the Seattle Municipal Code.

### Date

#### Notes:

Filed with City Clerk: 11/28/2016

Mayor's Signature: 11/28/2016

Sponsors: Burgess

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

#### Attachments:

Drafter: adam.schaefer@seattle.gov

Filing Requirements/Dept Action:

### History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

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

Legislative Summary Continued (CB 118836)

---

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** 125194

**COUNCIL BILL** 118336

AN ORDINANCE increasing the fee for marijuana business licenses; amending Section 6.500.080 of the Seattle Municipal Code.

WHEREAS, it is in the interest of the City to regulate marijuana businesses in order to promote the health, welfare, and safety of the citizens of Seattle, including persons under the age of 21; and

WHEREAS, it is in the interest of The City of Seattle to ensure that legal marijuana businesses are in compliance with state and City law; and

WHEREAS, The City of Seattle's marijuana regulatory license fees are not meeting the administrative and enforcement costs of the program and are significantly less than comparable jurisdictions; NOW, THEREFORE,

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

Section 1. Section 6.500.080 of the Seattle Municipal Code, enacted by Ordinance 124807, is amended as follows:

**6.500.080 License fees**

A. The following (~~application~~) annual license fees shall apply:

1. Marijuana Business License - Located in Seattle ..... (~~(\$1,000)~~) \$1,500

2. Marijuana Business License - Located outside Seattle..... (~~(\$500)~~) \$750

3. Marijuana Business License - Reinspection, Reinstatement

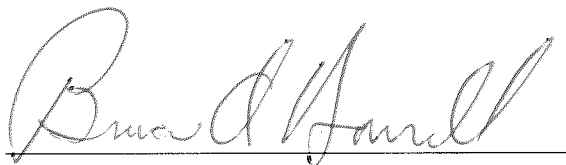
Relocation of Physical Address Fee .....\$250

B. (~~Application~~) License fees are non-refundable.

Section 2. Section 1 of this ordinance shall take effect on January 1, 2017.

Section 3. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 21<sup>ST</sup> day of November, 2016,  
and signed by me in open session in authentication of its passage this 21<sup>ST</sup> day of  
November, 2016.



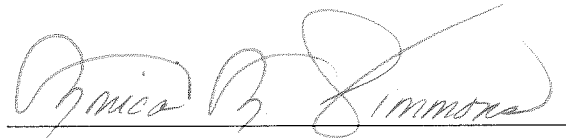
President \_\_\_\_\_ of the City Council

Approved by me this 28<sup>th</sup> day of November, 2016.



Edward B. Murray, Mayor

Filed by me this 28<sup>th</sup> day of NOVEMBER, 2016.



Monica Martinez Simmons, City Clerk

(Seal)

## SUMMARY and FISCAL NOTE\*

|                    |                              |                                 |
|--------------------|------------------------------|---------------------------------|
| <b>Department:</b> | <b>Contact Person/Phone:</b> | <b>Executive Contact/Phone:</b> |
| FAS                | Kara Main-Hester / 4-8746    | Katherine Tassery / 5-0703      |

*\* 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 increasing the fee for marijuana business licenses; amending Section 6.500.080 of the Seattle Municipal Code.

**Summary and background of the Legislation:** This legislation increases the marijuana business license fees to \$1500 for businesses located in Seattle and \$750 for businesses outside of Seattle, effective January 1, 2017.

This legislation is necessary since the current fee revenue from marijuana business licenses is inadequate to provide the resources for administrative, policy and enforcement efforts that are necessary to ensure compliance with the Seattle Municipal Code and State law.

### 2. CAPITAL IMPROVEMENT PROGRAM

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

### 3. SUMMARY OF FINANCIAL IMPLICATIONS

☒ This legislation has direct financial implications

|                                           |                                |             |                               |             |
|-------------------------------------------|--------------------------------|-------------|-------------------------------|-------------|
| <b>Budget program(s) affected:</b>        |                                |             |                               |             |
| <b>Estimated \$ Appropriation change:</b> | <b>General Fund \$</b>         |             | <b>Other \$</b>               |             |
|                                           | <b>2017</b>                    | <b>2018</b> | <b>2017</b>                   | <b>2018</b> |
| <b>Estimated \$ Revenue change:</b>       | <b>Revenue to General Fund</b> |             | <b>Revenue to Other Funds</b> |             |
|                                           | <b>2017</b>                    | <b>2018</b> | <b>2017</b>                   | <b>2018</b> |
|                                           |                                |             | \$83,000                      | \$83,000    |
| <b>Positions affected:</b>                | <b>No. of Positions</b>        |             | <b>Total FTE Change</b>       |             |
|                                           | <b>2017</b>                    | <b>2018</b> | <b>2017</b>                   | <b>2018</b> |
|                                           |                                |             |                               |             |
| <b>Other departments affected:</b>        |                                |             |                               |             |

### 3.a. Appropriations

☐ This legislation adds, changes, or deletes appropriations.

### 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 |
|----------------------------|------|-------------------------|-----------------|------------------------|
| FAS Operating Fund (50300) | FAS  | Title 6 License Revenue | \$83,000        | \$83,000               |
| <b>TOTAL</b>               |      |                         | <b>\$83,000</b> | <b>\$83,000</b>        |

Revenue/Reimbursement Notes:

### 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?  
No.
- b) Is there financial cost or other impacts of not implementing the legislation?  
General Fund revenue would need to be allocated to fully fund the marijuana enforcement program.
- c) Does this legislation affect any departments besides the originating department?  
No.
- 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?**

The marijuana enforcement program will ensure the equitable application of the SMC, which disallows marijuana businesses from being within specific distances to community resources. The program is also responsible for ensuring that communities receive complaint resolution with regard to marijuana businesses, which can have an adverse effect on neighborhoods, especially if marijuana businesses are able to congregate in certain areas.

**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.**

This funding will ensure the continued high level of service provision. Within the 2017-2018 period, new State laws and rules are expected, and continuing expansion of the City's role in enforcement is expected.

**j) Other Issues:**

**List attachments/exhibits below:**

---

**STATE OF WASHINGTON -- KING COUNTY**

--SS.

---

344221

No. 125190,91,92,93,94,95,96

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 12<sup>th</sup> day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

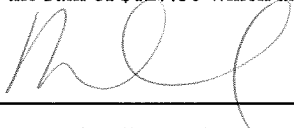
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:TITLE ONLY ORDINANCES

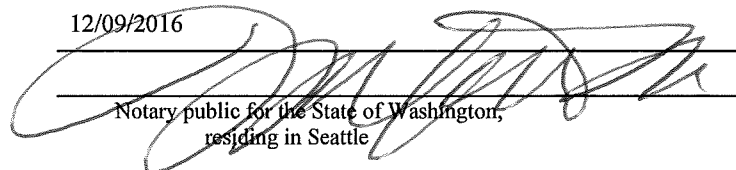
was published on

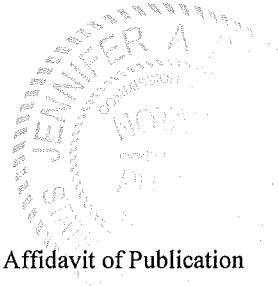
12/09/16

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

  
Affidavit of Publication

# 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 125190

AN ORDINANCE relating to the Firefighters' Pension Fund established under chapter 41.16 RCW; amending Ordinance 117216 as last amended by Ordinance 124640 to change the date by which full funding of the Actuarial Account will be achieved.

#### Ordinance 125191

AN ORDINANCE relating to wastewater and drainage services of Seattle Public Utilities; adjusting wastewater and drainage rates to pass through increased treatment costs charged by King County; amending Sections 21.28.040 and 21.33.030 of the Seattle Municipal Code to reflect the adjusted rates; amending Section 21.76.040 of the Seattle Municipal Code to adjust credits to low-income wastewater and drainage customers; and amending Section 21.33.050 of the Seattle Municipal Code to revise drainage service charge adjustment procedures.

#### Ordinance 125192

AN ORDINANCE relating to public outreach and engagement; creating a Community Involvement Commission to advise and make recommendations to the Mayor and City Council; amending Sections 3.35.010, 3.35.030, and 3.35.050 of the Seattle Municipal Code; and adding a new Chapter 3.62, consisting of Sections 3.62.010, 3.62.020, 3.62.030, 3.62.040, 3.62.050, and 3.62.060, to the Seattle Municipal Code.

#### Ordinance 125193

AN ORDINANCE relating to pet licensing; adjusting and simplifying cat and dog license fees; and amending Section 9.26.020 of the Seattle Municipal Code.

#### Ordinance 125194

AN ORDINANCE increasing the fee for marijuana business licenses; amending Section 6.500.080 of the Seattle Municipal Code.

#### Ordinance 125195

AN ORDINANCE relating to the levy of property taxes; fixing the rates and/or amounts of taxes to be levied, and levying the same upon all taxable property, both real and personal, in The City of Seattle, to finance the departments and activities of City government and to provide for the general obligation bond interest and redemption requirements for the year beginning on the first day of January 2017; ratifying and confirming certain prior acts; and, by a vote of a majority plus one of the Seattle City Council, finding a substantial need to use, and providing for the use of, 101 percent as the regular property tax limit factor.

#### Ordinance 125196

AN ORDINANCE relating to the Animal Fee Ordinance; adjusting spaying and neutering fees at the Seattle Animal Shelter Spay and Neuter Clinic; and amending Section 9.26.060 of the Seattle Municipal Code.

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

12/9(344221)