



SEATTLE CITY COUNCIL

Legislative Summary

CB 119305

Record No.: CB 119305

Type: Ordinance (Ord)

Status: Passed

Version: 2

Ord. no: Ord 125634

In Control: City Clerk

File Created: 05/25/2018

Final Action: 08/03/2018

Title: AN ORDINANCE relating to street and sidewalk use fees; adopting a Free-Floating Bike Share Program Fee Schedule; and amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475), by increasing appropriations to the Seattle Department of Transportation; all by a 3/4 vote of the City Council.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: O'Brien

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: Bill.LaBorde@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	07/10/2018	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	07/10/2018	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	07/11/2018	sent for review	Sustainability and Transportation Committee			
	Action Text: The Council Bill (CB) was sent for review. to the Sustainability and Transportation Committee						
	Notes:						
1	City Council	07/16/2018	referred	Sustainability and Transportation Committee			

Action Text: The Council Bill (CB) was referred. to the Sustainability and Transportation Committee

Notes:

1	Sustainability and Transportation Committee	07/17/2018	pass	Pass
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Action Text: The Committee recommends that City Council pass the Council Bill (CB).

Notes:

In Favor: 4 Chair O'Brien, Vice Chair Johnson, Member Sawant, Herbold

Opposed: 0

1	City Council	07/30/2018	passed as amended	Pass
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Action Text: The Motion carried, the Council Bill (CB) was passed as amended by the following vote, and the President signed the Bill:

Notes: ACTION 1:

Motion was made by Councilmember Herbold, duly seconded and carried, to amend Council Bill 119305, by substituting version 3 for version 2.

ACTION 2:

Motion was made by Councilmember O'Brien, duly seconded and carried, to amend Council Bill 119305, by adding a new Section 4, and renumbering the remaining section numbers accordingly, as shown in the underlined language below:

Section 4. No more than \$500,000 of the funds appropriated in this ordinance for the Mobility Operations Budget Control Level in the 2018 Budget may be spent on implementing the free-floating bike share program until the Chair of the Sustainability and Transportation Committee files a certification with the City Clerk that the Department of Transportation has provided a plan for direct enforcement of bike-share parking requirements and management of the right-of-way to accommodate disabled pedestrians by creating a parking enforcement program or identifying use of a parking enforcement strategy currently implemented by the City of Seattle.

ACTION 3:

Motion was made and duly seconded to pass Council Bill 119305 as amended.

In Favor: 8 Councilmember Bagshaw, Council President Harrell, Councilmember Herbold, Councilmember Johnson, Councilmember Juarez, Councilmember Mosqueda, Councilmember O'Brien, Councilmember Sawant

Opposed: 0

2	City Clerk	08/02/2018	submitted for Mayor's signature	Mayor
2	Mayor	08/03/2018	Signed	
2	Mayor	08/03/2018	returned	City Clerk

2 City Clerk 08/03/2018 attested by City Clerk

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

Notes:

CITY OF SEATTLE

ORDINANCE 125634

COUNCIL BILL 119305

AN ORDINANCE relating to street and sidewalk use fees; adopting a Free-Floating Bike Share Program Fee Schedule; and amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475), by increasing appropriations to the Seattle Department of Transportation; all by a 3/4 vote of the City Council.

WHEREAS, in July 2017, the Seattle Department of Transportation began a pilot permit

program to replace the discontinued Pronto bike share system by allowing private free-

floating bike share companies to deploy free-floating bikes on sidewalks Citywide; and

WHEREAS, fees charged to the companies during the pilot covered the costs of issuing and

administering the permits and evaluating the bike share pilot; and

WHEREAS, the ongoing free-floating bike share program may evaluate, pilot, and permit other

shareable mobility devices to accommodate disabled riders, such as tricycles, handcycles,

tandem cycles, and other human-powered or electric-assisted adaptive cycles; and

WHEREAS, the Seattle Department of Transportation intends to expand the free-floating bike

share program to 20,000 bicycles, with an allowance of up to an additional 1,000 bicycles

per permit to incentivize deployment of adaptive cycles to accommodate disabled riders;

and

WHEREAS, the existing permit administrative fees must be modified to cover the expected

costs of administering the ongoing free-floating bike share permit program and its

program goals; and

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 fees applicable to street

and sidewalk use permits commensurate with the cost of administering, reviewing,
issuing, inspecting, and policing permits granted for the uses; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The Seattle Department of Transportation (“Department”) Free-Floating Bike
Share Program Fee Schedule is adopted as follows:

Fee Type	Fee Amount	
Permit Issuance and Renewal	\$224 for issuance or \$170 for renewal as specified in the Street Use Permit Fee Schedule or as subsequently amended	
Permit Review	\$260 per hour of review as specified in the Street Use Permit Fee Schedule or as subsequently amended	
Administrative Fee per year	If four vendors are granted permits during the initial permit application period:	\$250,000 per vendor
	If three or fewer vendors are granted permits during the initial permit application period:	\$50 per permitted bicycle or other adaptive device to accommodate disabled riders, prorated by month
	If additional vendors are granted permits after the initial permit application period:	\$250,000 per vendor, prorated by month, if the vendor deploys 5,000 or more bicycles or other adaptive devices to accommodate disabled riders \$50 per permitted device, prorated by month, if the vendor deploys fewer than 5,000 bicycles or other adaptive devices to accommodate disabled riders

Section 2. The Department is authorized to charge lower administrative fees if further analysis demonstrates to the Department that it can cover bike share administration costs for less than the fees authorized in Section 1 of this ordinance.

Section 3. To pay for necessary costs and expenses incurred or to be incurred in 2018, but for which insufficient appropriations were made due to causes that could not reasonably have been foreseen at the time of the making of the 2018 Budget, appropriations for the following items in the 2018 Budget are increased as follows:

Item	Department	Fund	Budget Summary Level	Amount
3.1	Seattle Department of Transportation	Transportation Fund (13000)	Mobility Operations (BO-TR-17003)	\$1,000,000
Total				\$1,000,000

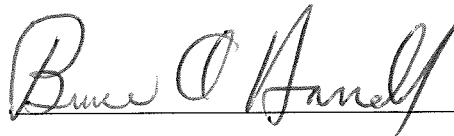
Section 4. No more than \$500,000 of the funds appropriated in this ordinance for the Mobility Operations Budget Control Level in the 2018 Budget may be spent on implementing the free-floating bike share program until the Chair of the Sustainability and Transportation Committee files a certification with the City Clerk that the Department of Transportation has provided a plan for direct enforcement of bike-share parking requirements and management of the right-of-way to accommodate disabled pedestrians by creating a parking enforcement program or identifying use of a parking enforcement strategy currently implemented by The City of Seattle.

Section 5. The Department is requested to provide written quarterly reports to City Council through December 31, 2019, on installing designated bike parking associated with the free-floating bike share permit program.

Section 6. The Department is requested to provide a written plan for sidewalk management and safety addressing the increasing use of fast-moving electric-motor devices on sidewalks, to City Council by December 31, 2018.

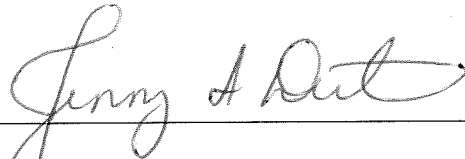
Section 7. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 30th day of July, 2018,
and signed by me in open session in authentication of its passage this 30th day of
July, 2018.



President _____ of the City Council

Approved by me this 3rd day of August, 2018.



Jenny A. Durkan, Mayor

Filed by me this 3rd day of AUGUST, 2018.



Monica Martinez Simmons, City Clerk

(Seal)

STATE OF WASHINGTON -- KING COUNTY

--SS.

365020

No. 34,35,36,37,38,39

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:ORDINANCE 125632.33

was published on

08/16/18

The amount of the fee charged for the foregoing publication is the sum of \$161.64 which amount has been paid in full.



Affidavit of Publication

Subscribed and sworn to before me on

08/16/2018

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on July 30, 2018, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125632

Council Bill 119303

AN ORDINANCE relating to land use and zoning; amending Chapter 23.32 of the Seattle Municipal Code at page 159 of the Official Land Use Map to rezone property located at 5201 Rainier Avenue South from Neighborhood Commercial 2 with 40-foot height limit (NC2-40) to Neighborhood Commercial 3 with a 65-foot height limit and a M1 suffix (NC3-65(M1)), and accepting a Property Use and Development Agreement as a condition of rezoning approval. (Petition by Hugh Schaeffer, S+H Works, LLC, C.F. 314311, SDCI Project 3018378)

Ordinance 125633

Council Bill 119320

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Ordinance 125634

Council Bill 119305

AN ORDINANCE relating to street and sidewalk use fees; adopting a Free-Floating Bike Share Program Fee Schedule; and amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475), by increasing appropriations to the Seattle Department of Transportation; all by a 3/4 vote of the City Council.

Ordinance 125635

Council Bill 119306

AN ORDINANCE relating to appropriations for the Seattle Department of Transportation's Delridge Multimodal Corridor Project; amending Ordinance 125475, which adopted the 2018 Budget; and lifting a proviso.

Ordinance 125636

Council Bill 119298

AN ORDINANCE relating to the Municipal Art Fund; amending Section 20.32.030 of the Seattle Municipal Code to remove the timing limitation on the use of funding.

Ordinance 125637

Council Bill 119309

AN ORDINANCE related to appropriations for the Office for Civil Rights; amending Ordinance 125493, which amended the 2018 Budget (Ordinance 125475); and lifting a proviso imposed on the Office for Civil Rights for funding a comprehensive community-based youth diversion program by Green Sheet 97-1-B-1.

Ordinance 125638

Council Bill 119314

AN ORDINANCE relating to Seattle Public Utilities; declaring certain real property rights to be surplus to the needs of Seattle Public Utilities; and authorizing the General Manager and CEO of Seattle Public Utilities to grant a water utility easement to the Ryan-GHC Two, LLC, a limited liability company of the state of Delaware to use certain City of Seattle property in the Northeast Quarter of Section 25, Township 23 North, Range 4 East, W.M., in King County, Washington for the purpose of constructing, operating, and maintaining a storm drain pipeline crossing the City of Seattle's Bow Lake Pipeline right-of-way.

Ordinance 125639

Council Bill 119316

AN ORDINANCE relating to the Human Rights Code; adding Section 8 or other subsidy program administrator to the definition of person; clarifying the difference between reasonable accommodation and reasonable modification; broadening coverage of unfair practices related to reasonable accommodations and reasonable modifications to any person; and amending Sections 14.08.020 and 14.08.040 of the Seattle Municipal Code.

Date of publication in the Seattle Daily Journal of Commerce, August 16, 2018.

8/16(365020)