

Ordinance No. 124261

Council Bill No. 117847

AN ORDINANCE relating to authorizing a bike share program to be implemented in public places; and amending Sections 11.23.440 and 15.17.005 of the Seattle Municipal Code.

Related Legislation File: \_\_\_\_\_

|   |  |
|---|--|
| Date Introduced and Referred:<br><u>7.15.13</u>             | To: (committee):<br><u>Transportation</u>      |
| Date Re-referred:   | To: (committee):                               |
| Date Re-referred:   | To: (committee):                               |
| Date of Final Action:<br><u>9/3/13</u>                      | Date Presented to Mayor:<br><u>9/4/13</u>      |
| Date Signed by Mayor:<br><u>9/13/13</u>                     | Date Returned to City Clerk:<br><u>9/16/13</u> |
| Published by Title Only <input checked="" type="checkbox"/> | Date Vetoed by Mayor:                          |
| Published in Full Text <input type="checkbox"/>             | Date Passed Over Veto:                         |
| Date Veto Published:  | Date Returned Without Signature:               |

# The City of Seattle – Legislative Department

Council Bill/Ordinance sponsored by: \_\_\_\_\_

*Tom Roemer*

## Committee Action:

| Date           | Recommendation | Vote                  |
|----------------|----------------|-----------------------|
| <u>8-13-13</u> | <u>PASS</u>    | <u>TRBAJG<br/>3-0</u> |
|                |                |                       |
|                |                |                       |

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

## Full Council Action:

| Date                 | Decision      | Vote                                      |
|----------------------|---------------|---|
| <u>Sept. 3, 2013</u> | <u>Passed</u> | <u>7-0 (excused: Burgess;<br/>Ladden)</u> |
|                      |               |   |
|                      |               |   |

*Law Department*

**CITY OF SEATTLE**  
**ORDINANCE** 124261  
**COUNCIL BILL** 117847

AN ORDINANCE relating to authorizing a bike share program to be implemented in public places; and amending Sections 11.23.440 and 15.17.005 of the Seattle Municipal Code.

WHEREAS, the Bicycle Master Plan adopted by Resolution 31024 sets goals of tripling the amount of bicycling in Seattle between 2007 and 2017, and reducing the rate of bicycle collisions by one-third in the same time frame; and

WHEREAS, the City is currently updating the 2007 Bicycle Master Plan, with a vision to make riding a bicycle a comfortable and integral part of daily life in Seattle for people of all ages and abilities; and

WHEREAS, the Seattle Department of Transportation supports a bike share program to provide a healthy, safe, and affordable travel option that has the potential to attract new people to biking, and serve residents and visitors alike; and

WHEREAS, the Seattle Municipal Code limits the type of vending that may occur in the public place and the activities that may occur in the curb space and would prevent bike-share stations and related facilities from being located in curb spaces and in the public place; and

WHEREAS, this legislation will authorize the Seattle Department of Transportation to develop a bike-share program in the City of Seattle; NOW, THEREFORE,

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

Section 1. Section 11.14.440 of the Seattle Municipal Code, last amended by Ordinance 123659, is amended as follows:

**11.23.440 Parking privileges**

No person shall be granted a franchise ((or)), special privilege, or permit to the exclusion of any other person for parking vehicles on any roadway((-)) , except for the following uses:



1           A. Zones may be granted for taxicabs, official career consul vehicles, moving or loading,  
2 disabled persons, curb space parking including no parking zones, service parking, carpool  
3 parking, car share parking, food vehicles, or similar uses, or for any restricted parking zone  
4 program that may be developed. Establishment of a zone does not constitute a grant of franchise.

5           B. The Director may issue a permit authorizing the use of curb space or other parking  
6 spaces for bike-share stations and other bike-share-related facilities that are made available for  
7 general public use.

8  
9           Section 2. Section 15.17.005 of the Seattle Municipal Code, last amended by Ordinance  
10 123659, is amended as follows:

11 **15.17.005 Authorized vending in public places**

12 No person shall vend to the public in a public place unless authorized below:

13           A. The permittee's activity occurs in an area that is permitted for that type of an activity,  
14 for example: Chapter 11.25, parade permits; Chapters 15.08 and 15.16, areaway or sidewalk cafe  
15 Street Use permits; street areas within the Pike Place Market Historical District (Chapter 25.24)  
16 that are being administered by the Pike Place Market Preservation and Development Authority;  
17 Chapter 15.35, filming permits; Chapter 15.52, Special Event permits; or Chapter 6.310,  
18 Taxicabs and For-Hire Vehicles; or

19           B. The permittee has obtained a Street Use permit authorized by Sections 15.17.080,  
20 15.17.100, 15.17.120, 15.17.130, 15.17.150, or 15.17. 200; or


21           C. The vendor is vending newspapers, magazines, event programs, and other similar  
22 publications on foot, as authorized by Chapter 15.14; or




1 D. The vendor is vending bicycles, helmets, or other bike-share-related merchandise that  
2 is made available for general public use and has been authorized by a separate permit.

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


6 Passed by the City Council the 3rd day of September, 2013, and  
7 signed by me in open session in authentication of its passage this  
8 3rd day of September, 2013.

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11   
12 President \_\_\_\_\_ of the City Council

13 Approved by me this 13th day of Sept., 2013.

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17 Michael McGinn, Mayor

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19 Filed by me this 16 day of September, 2013.

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21   
22 Monica Martinez Simmons, City Clerk

23 (Seal)



**FISCAL NOTE FOR NON-CAPITAL PROJECTS**

| <b>Department:</b>                   | <b>Contact Person/Phone:</b> | <b>CBO Analyst/Phone:</b> |
|--------------------------------------|------------------------------|---------------------------|
| Seattle Department of Transportation | Angela Steel/684-5967        | Christie Parker/684-5211  |

**Legislation Title:**

AN ORDINANCE relating to authorizing a bike share program to be implemented in public places; and amending Sections 11.23.440 and 15.17.005 of the Seattle Municipal Code.

**Summary of the Legislation:**

This legislation will make amendments to the Seattle Municipal Code relating to a bike share program. These amendments include authorizing the use of the curb space for bike share activities under Section 11.23.440 and authorizing bike-share-related vending in the public place under Section 15.17.005.

**Background:**

The Seattle Department of Transportation supports a bike-share program to provide a healthy, safe, and affordable travel option that has the potential to attract new people to biking. The Bicycle Master Plan, adopted by Resolution 31024, set forth a goal of tripling the amount of bicycling in Seattle between 2007 and 2017, and reducing the rate of bicycle collisions by one-third during the same time frame.

The City of Seattle is currently updating the 2007 Bicycle Master Plan, with a vision to make riding a bicycle comfortable and integral part of daily life for all people in Seattle, regardless of age or ability.

Please check one of the following:

**This legislation does not have any financial implications.**

**Other Implications:**

- a) **Does the legislation have indirect financial implications, or long-term implications?**  
No
- b) **What is the financial cost of not implementing the legislation?**



None

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

No

**d) What are the possible alternatives to the legislation that could achieve the same or similar objectives?**

There are no other alternatives that could achieve the same or similar objectives.

**e) Is a public hearing required for this legislation?**

No

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

Yes. SEPA Determination of Non Significance posting 5/28/13-6/11/13.

**g) Does this legislation affect a piece of property?**

No

**h) Other Issues: N/A**

**List attachments to the fiscal note below:**

None





City of Seattle  
Office of the Mayor

July 2, 2013

Honorable Sally J. Clark  
President  
Seattle City Council  
City Hall, 2<sup>nd</sup> Floor

Dear Council President Clark:

I am pleased to transmit the attached proposed Council Bill that makes amendments to the Seattle Municipal Code Title 11, Traffic Code, and Title 15, Street and Sidewalk Use Code, relating to a bike-share program in the City of Seattle. These amendments would authorize the use of the curb space for bike-share stations and authorize vending related to the bike-share program in the public place.

The City Council adopted by Resolution 31024 the Bicycle Master Plan with the goal of tripling the amount of bicycling in Seattle between 2007 and 2017, reducing the rate of bicycle collisions by one-third in the same time frame. The City is currently updating the 2007 Bicycle Master Plan, with a vision to make riding a bicycle a comfortable and integral part of daily life in Seattle for people of all ages and abilities. Establishing a bike-share program in Seattle helps the City reach these goals.

I look forward to working with Council in passing this legislation and thank you for its consideration. If you have any questions, please contact Angela Steel at 206-684-5967.

Sincerely,

Michael McGinn  
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

Michael McGinn, Mayor  
Office of the Mayor  
600 Fourth Avenue, 7<sup>th</sup> Floor  
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Seattle, WA 98124-4749

Tel (206) 684-4000  
Fax (206) 684-5360  
TDD (206) 615-0476  
mike.mcgin@seattle.gov



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STATE OF WASHINGTON -- KING COUNTY

--SS.

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303046  
CITY OF SEATTLE, CLERKS OFFICE

No. 124259,260,261,262,263

**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 ORDINANCE

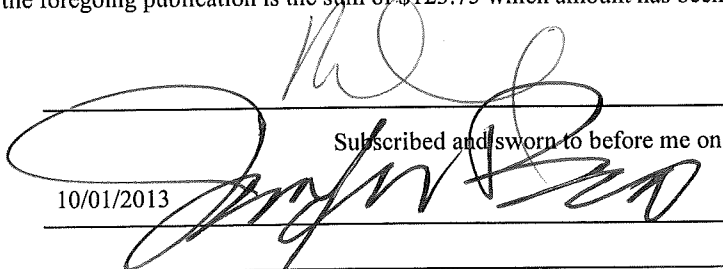
was published on

10/01/13

The amount of the fee charged for the foregoing publication is the sum of \$123.75 which amount has been paid in full.



Affidavit of Publication

  
Subscribed and sworn to before me on  
10/01/2013  
\_\_\_\_\_  
Notary public for the State of Washington,  
residing in Seattle



## State of Washington, King County

### City of Seattle Title Only Ordinance

The full text of the following legislation, passed by the City Council on September 3, 2013, and published below in title only, will be mailed upon request, or can be accessed at <http://clerk.seattle.gov>. 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 NO. 124259

AN ORDINANCE granting BNSF Railway Company permission to construct, maintain, and operate Biotech Reader Kiosks and Optical Character Recognition Camera Portals in the westerly margin of Colorado Avenue South, south of Atlantic Street, for a ten-year term, renewable for four successive ten-year terms; specifying the conditions under which this permit is granted; providing for the acceptance of the permit and conditions; and ratifying and confirming certain prior acts.

#### ORDINANCE NO. 124260

AN ORDINANCE relating to the City Light Department; declaring as surplus and authorizing the General Manager and Chief Executive Officer of the City Light Department or his designee to grant an easement to Snohomish County and the Alderwood Water and Wastewater District limited to roadway and underground utility purposes, within the City of Seattle transmission line corridor in Section 16, Township 27 North, Range 5 East, W.M., in Snohomish County, Washington; accepting payment for the true and full value of the easement from Toll WA, LP; and ratifying and confirming certain prior acts.

#### ORDINANCE NO. 124261

AN ORDINANCE relating to authorizing a bike share program to be implemented in public places; and amending Sections 11.23.440 and 15.17.005 of the Seattle Municipal Code.

#### ORDINANCE NO. 124262

AN ORDINANCE relating to the Opportunity Fund category of the 2008 Parks and Green Spaces Levy; accepting the recommendations of the 2008 Parks and Green Spaces Levy Oversight Committee; authorizing the acquisition of real property commonly known as 48th Ave. SW & SW Charlestown, Baker Park Expansion, and South Park Plaza; authorizing acceptance of the deeds for open space, park, and recreation purposes; amending the 2013 Adopted Budget and 2013-2018 Capital Improvement Program; increasing appropriations in connection thereto; and ratifying and confirming certain prior acts, all by a three-fourths vote of the City Council.

#### ORDINANCE NO. 124263

AN ORDINANCE relating to the Department of Neighborhoods; authorizing implementation of certain Neighborhood Matching Fund projects in 2013, and specifying that 2013 appropriations for the Neighborhood Matching Subfund shall carry forward automatically to future budget years.

Date of publication in the Seattle Daily Journal of Commerce, October 1, 2013.

10/1(303046)