



City Ordinances Archive

Note: To find a particular ordinance, click on the Bookmarks tab on the left side of this screen

ORDINANCE NO. 92-1001

AN ORDINANCE of the City Council of the City of SeaTac relating to animal control; adding a new section to Chapter 6.05 SMC providing for the regulation of wolves and wolf hybrids.

WHEREAS, the City Council previously enacted Ordinance No. 91-1024, now codified as Section 6.05.110 of the SeaTac Municipal Code, establishing the definition of "dangerous dog" and "potentially dangerous dog" and providing for control thereof; and

WHEREAS, King County animal control officers have conveyed the need to provide for the regulation of wolves and wolf hybrids; and

WHEREAS, the City Council finds that the public health, safety, and welfare would be furthered by subjecting wolves and wolf hybrids to the same controls applicable to dangerous dogs;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Regulations of Wolves and Wolf Hybrids.

A new section is hereby added to Chapter 6.05 of the SeaTac Municipal Code to read as follows:

Wolves and wolf hybrids shall be subject to the same regulations as are dangerous dogs, pursuant to Section 6.05.120 and 6.05.130 of this SeaTac Municipal Code, and the definitions of Section 6.05.110 of this Code shall also apply to wolves and wolf hybrids.

SECTION 2. Effective Date.

This Ordinance shall take effect and be in full force and effect thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 14th day of January, 1992, and signed in authentication of its passage this 14th day of January, 1992.

CITY OF SEATAC

FRANK HANSEN, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form: _____

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1002

AN ORDINANCE of the City Council of the City of SeaTac relating to City employment and employees; designating the position of City Attorney; changing the classification of Waste Reduction/Recycling Program Coordinator to Waste Management Coordinator; changing the classification of Transportation Supervisor to Roads/SWM Supervisor; and adopting a revised Appendix A, Compensation Plan.

WHEREAS, the City Council has previously enacted Ordinance No. 90-1037 establishing personnel policies and procedures; and **WHEREAS**, the City Council has thereafter amended the earlier personnel policies and procedures by Ordinance No. 90-1055, Ordinance No. 90-1059, Ordinance No. 90-1066, Ordinance No. 90-1069, Ordinance No. 90-1077, Ordinance No. 91-1008, Ordinance No. 91-1019, Ordinance No. 91-1033, and Ordinance No. 91-1043; and

WHEREAS, the City Council desires to designate the position of City Attorney; and

WHEREAS, the City Council desires to amend the existing Appendix A Compensation Plan;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. The Classification Plan.

SMC 2.65.110 and Section 1(f) of Ordinance No. 91-1043; Section 1(f) of Ordinance No. 90-1033; Section 1(f) of Ordinance No. 91-1019; Section 1(e) of Ordinance No. 91-1008; Section 3(f) of Ordinance No. 90-1077; Section 1(e) of Ordinance No. 90-1069; Section 1(e) of Ordinance No. 90-1066; Section 1(e) of Ordinance No. 90-1059, Section 1(e) of Ordinance No. 90-1055 and Section 3(e) of Ordinance No. 90-1037 are each amended to read as follows:

(f) **The Classification Plan.** All positions of employment with the City are allocated into the following classifications and titles:

Classification: Elective And Appointive Job #

City Manager 105

City Attorney 115

Assistant City Attorney/Prosecutor 116

City Clerk 120

Assistant City Manager 140

Classification: Office & Clerical Job #

General Clerical/Entry 200

Receptionist 205

General Clerical/Senior 210

Court Clerk 215

Court Typist 220

Secretary/Entry 225

Secretary/Senior 230

Executive Secretary 242

Accounting Clerk/Entry 245

Accounting Clerk/Senior 250

Data Entry Operator 270

Classification: Public Safety Job #

Dispatcher 300

Dispatcher/Probationary 300

Firefighter III 330

Firefighter II 330

Firefighter I 330

Probationary Firefighter 330

Lieutenant 350

Captain 375

Classification: Labor And Trades Job #

Waste Management Coordinator 465

Custodial Worker 475

Classification: Technical & Professional Job #

Accountant/Entry 500

Rec. Activities Coordinator 505

Personnel Assistant 507

Accountant/Senior/City Treasurer 510

Purchasing Agent/Buyer 515

Fire Department Public Educator 517

Human Services Coordinator 519

Planner/Entry 520

Planner/Senior 530

Budget/Finance Analyst 533

Engineer/Entry 540

Engineer/Senior 550

Public Works Engineer 555

Transportation Technician 556
Engineer Aide/Entry 560
Engineer Aide/Senior 570
Public Works Maintenance Supervisor 575
Electrical Inspector 576
Public Works Inspector 578
Fire Inspector 579
Building Inspector 580
Code Enforcement Officer 581
Permit Coordinator 582
Building Plans Examiner I 583
Building Plans Examiner II 584

Classification: Supervisory & Management Job #

Court Administrator 615
Battalion Chief/Fire Marshal 625
Battalion Chief/Communications 625
Planning Director 630
Land Use Supervisor 631
Com. Development Supervisor 632
Land Use Administrator 633
Director of Finance 635
Public Works Director 645
Buildings Official 646
Roads/SWM Supervisor 647
Chief 650
Assistant Chief 652
Police Chief 655
Personnel Manager 660

Classification: Miscellaneous Job #

Beach Manager 702

Assistant Beach Manager 703

Lifeguard 704

After School Program Coordinator (part-time) 705

After School Program Counsel

(Teen Center part-time) 706

Recreation Leader (Teen Center part-time) 708

Recreation Attendant (part-time) 709

Victim Advocate (part-time) 730

SECTION 2. Adoption of Appendix A Compensation Plan.

The Compensation Plan attached to this Ordinance is hereby adopted as Appendix A to Ordinance No. 911043, Ordinance No. 91-1033, Ordinance No. 91-1019, Ordinance No. 91-1008, Ordinance No. 90-1069, Ordinance No. 90-1066, Ordinance No. 90-1055, and Ordinance No. 90-1059.

SECTION 3. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 14th day of January, 1992, and signed in authentication of its passage this 14th day of January, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form: _____

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1003

AN ORDINANCE of the City Council of the City of SeaTac annexing certain unincorporated territory contiguous to existing City limits, pursuant to City Annexation File No. ANN0001-90, and establishing the zoning thereof.

WHEREAS, a Notice of Intent to Annex, signed by the owners of not less than ten percent (10%) in value, according to the assessed valuation for general taxation of the property for which annexation is sought, was previously filed with the City and was assigned File No. ANN0001-90; and

WHEREAS, the City Council adopted Resolution No. 90-141 declaring the intent of the Council to accept the proposed annexation; and

WHEREAS, a petition, pursuant to RCW 35A.14.120, signed by the owners of not less than sixty percent (60%) in value, according to the assessed valuation for general taxation of the property for which annexation is sought, was thereafter filed with the City; and

WHEREAS, a Notice of Intention was filed with the King County Boundary Review Board, a hearing was held on October 29, 1991 and on November 14, 1991, and the Board issued its Resolution in File No. 1718 on December 12, 1991 approving the annexation; and

WHEREAS, a public hearing has been conducted by the City Council which now finds that annexation of the proposed territory is in the best interests of the petitioning owners and of the City;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Annexation of Territory.

The following described territory of unincorporated King County is hereby annexed to the City of SeaTac:

That portion of the Southwest quarter of the Northeast quarter of Section 32, Township 23 North, Range 4 East, W.M., in King County, Washington and of the Southeast quarter of the Northwest quarter of said Section 32, lying South-westerly of the Westerly right-of-way line of S.R. 509, lying Southwesterly of the Southwesterly right-of-way line of Des Moines Way South, and Easterly of the Westerly right-of-way line of 8th Avenue South; Together with that portion of the West half of the Southeast quarter and that portion of the East half of the Southwest quarter of said Section 32 lying Westerly of the Westerly right-of-way line of S.R. 509 and Easterly of the Westerly right-of-way line of 8th Avenue South; and Together with that portion of the Northwest quarter of the Northeast quarter of Section 5, Township 22 North, Range 4 East, W.M., in King County, Washington, lying Southwesterly of the Southwesterly right-of-way line of S.R. 509, and lying Easterly of the Westerly right-of-way line of 8th Avenue South, and lying Northerly of the Southerly right-of-way line of South 194th Street and of the Westerly extension of the North line of Block 2 of Lowe's Terrace No. 8, according to the plat thereof recorded in Volume 50 of Plats, at page 88, records of said King County; Except any portion thereof lying within the right-of-way of Des Moines Way South.

SECTION 2. Adoption of Zoning.

The existing zoning and zoning standards of King County, which have been adopted by reference through City Ordinances No. 90-1018 and No. 90-1019, and as depicted on Exhibit C to Resolution No. 90-141 are hereby adopted to constitute the zoning of the aforesaid annexation area.

SECTION 3. Copy to Be Filed With County.

Pursuant to RCW 35A.14.140, a certified copy of this Ordinance shall be filed by the City Clerk with the Board of County Commissioners of King County.

SECTION 4. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 28th day of January, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1004

AN ORDINANCE of the City Council of the City of SeaTac relating to the surface water management program; appointing a surface water management authority; authorizing King County to collect and disburse surface water management fees pursuant to interlocal agreement; returning the rate structure to 1991 levels; amending SMC 12.10.210 and 12.10.220 and Sections 1 and 2 of Ordinance No. 90-1016; and declaring an emergency.

WHEREAS, the City Council has previously adopted a surface water management program through Ordinance No. 90-1016 and has provided for enforcement thereof pursuant to Ordinance No. 90-1074; and

WHEREAS, King County has provided surface water management services along with billing and collection services to the City; and

WHEREAS, the City is now able to provide drainage and surface water operations and maintenance services to City residents and property owners; and

WHEREAS, the City desires to retain King County's billing and collection services and to avail itself of needed technical support services which will be negotiated annually through the budget process of both jurisdictions, and an appropriate Interlocal Agreement has been authorized by City Resolution No. 92-003; and

WHEREAS, the City Council finds that surface water management service charges within the City should, during the calendar year 1992, be held at the 1991 rate structure until adoption of a five-year plan and determination of needed funding, and that the recent increase in King County's surface water management service charges should not now be adopted;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Appointment of King County As Surface Water Management Authority.

Section 12.10.210 of the SeaTac Municipal Code and Section 1 of Ordinance No. 90-1016 are each hereby amended to read as follows:

~~The City's Pursuant to Interlocal Agreement, King County and its Department of Public Works, and the Roads and Surface Water Management Supervisor is are~~ hereby designated as the City's agent for providing drainage and surface water management services under the Surface Water Management Program to the residents and property owners of the City. and for the purpose of collecting surface water service charges from City property owners. A copy of the said Interlocal Agreement shall be available in the office of the City Clerk for use and examination by the public.

SECTION 2. Appointment of King County As Collecting and Disbursing Agent.

There is hereby added a new Section to Chapter 12.10 of the SeaTac Municipal Code, to read as follows:

Pursuant to Interlocal Agreement, King County and its Surface Water Management Division and its Office of Financial Management are hereby designated as the City's Agents for the purpose of collecting surface water service charges from City property owners and disbursing funds to the City, and also to

provide surface water management technical support services. A copy of the said Interlocal Agreement shall be available in the office of the City Clerk for use and examination by the public.

SECTION 3. Surface Water Management Program.

Section 12.10.220 of the SeaTac Municipal Code and Section 2 of Ordinance No. 90-1016 are each hereby amended to read as follows:

The following sections of Chapter 9.08 King County Code as now in effect, and as may be subsequently amended, are hereby adopted by reference, except that, unless the context indicates otherwise, the word "county" and the words "King County" shall refer to the City:

9.08.010 Definitions

9.08.020 Authority.

9.08.040 Purpose.

9.08.050 Applicability.

9.08.060 Policy.

~~9.08.070 Rate structure.~~

9.08.080 Rate adjustments and appeals.

9.08.090 Billing procedure.

9.08.120 Administrative procedures.

9.08.130 Termination.

9.08.140 Severability.

SECTION 4. Rate Structure.

There is hereby added a new Section to Chapter 12.10 of the SeaTac Municipal Code, to read as follows:

A. Surface water management service charges shall be based on the relative contribution of increased surface and storm water runoff from a given parcel to the surface and storm water management system. The percentage of impervious surfaces on the parcel and the total parcel acreage will be used to indicate the relative contribution of increased surface and storm water runoff from the parcel to the surface and storm water management system. The relative contribution of increased surface and storm water runoff from each parcel determines that parcel's share of the service charge revenue needs. The service charge revenue needs of the program are based upon all or any part, as determined by the Council with advice of the Department of Public Works, of the cost and expense within the service area of maintaining and operating storm water control facilities, all of any part of the cost and expense of planning, designing, establishing, acquiring, developing, constructing, and improving any of such facilities, or to pay

or secure the payment of all or any portion of any issue of general obligation or revenue bonds issued for such purpose.

B. The Department of Public Works shall determine the service charge for each parcel within the service area by the following methodology: Residential and very light non-residential parcels shall receive a flat rate. Parcels shall be classified into the appropriate rate category in subsection C of this section by their percentage of impervious surface coverage. Land use codes and data collected from parcel investigations will be used to determine each parcel's percentage of impervious surface coverage. After a parcel has been assigned to the appropriate rate category, the service charge for the parcel will be calculated by multiplying the total acreage of the parcel times the rate of that category.

C. There is hereby imposed upon all developed properties in the service area annual service charges as follows:

Class Percentage Rate

Residential (R) * NA \$ 29.89/parcel/year
 Very Light (VL) 0 - 10% \$ 29.89/parcel/year
 Light (L) 10 - 20% \$ 60.83/acre/year
 Moderate (M) ** 20 - 45% \$126.01/acre/year
 Moderately Heavy (MH) ** 45 - 65% \$243.33/acre/year
 Heavy (H) ** 65 - 85% \$308.51/acre/year
 Very Heavy (VH) ** 85 - 100% \$404.10/acre/year

* Parcel is owned by and is the personal residence of a person or persons determined by the King County Assessor as qualified for a low income senior citizen property tax exemption under RCW 84.36.381, then the parcel shall be exempt for the service charge and the annual flat rate charge set forth in D. of this Section.

** The minimum service charge shall be \$29.89/parcel/year. The maximum annual service charge for mobile home parks shall be \$29.89 times the number of mobile home spaces.

D. An additional flat rate charge of \$3.82 per year will be added to each service charge bill to pay for the operation of the billing system.

E. The City Council, by ordinance, may supplement or alter charges within specific basins or sub-basins of the service area so as to charge properties or parcels of one basin or sub-basin for improvements, studies, or maintenance which the Council deems to provide service or benefit the property owners of one or more basin(s) or sub-basin(s).

SECTION 5 Copies To Be Available.

A copy of each portion of the King County Code as adopted by reference shall be authenticated and recorded by the City

Clerk and not less than one (1) copy thereof shall be available in the office of the City Clerk for use and examination by the public.

SECTION 6. Effective Date.

The City Council finds as a fact and declares that a public emergency exists and that this Ordinance is necessary for the protection of public health, public safety, public property, or the public peace, and shall take effect and be in full force on the date of adoption.

PASSED by the City Council at a regular meeting thereof on the 10th day of February, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

FRANK HANSEN, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1005

AN ORDINANCE of the City Council of the City of SeaTac creating an advisory Arts Commission; providing for membership; providing for appointment of members; establishing terms of office; authorizing rules of procedure; providing for compensation; providing for expenses; requiring meetings; establishing responsibilities; and requiring reports of progress.

WHEREAS, the City Council desires to create and establish an Arts Commission to serve in an advisory capacity to the Council;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Arts Commission Created.

There is hereby created an advisory commission to be known as "The Arts Commission of the City of SeaTac".

SECTION 2. Membership.

There shall be seven members of the Arts Commission. The members shall be residents of the City, or shall own, operate or be employed by business entities located within the City.

SECTION 3. Appointment.

The members of the Arts Commission shall be appointed by the Mayor, subject to confirmation by the City Council.

SECTION 4. Terms of Office.

Members of the Arts Commission shall serve for a term of four years, each such term to commence on January 01 and to end on December 31 four years hence, or upon appointment of a successor member, whichever is later. However, the initial members shall be appointed to serve the following terms: four members shall serve a term commencing on the effective date of this Ordinance, or upon appointment, whichever is later, and terminating on December 31, 1996; and three members shall serve a term commencing on the effective date of this Ordinance, or upon appointment, whichever is later, and terminating on December 31, 1994. If a member of the Arts Commission shall be absent, without prior notification or excuse, from three consecutive, regularly scheduled meetings of the Commission, the Chairperson of the Arts Commission may declare the position held by that member vacant and a new member may be appointed in the manner set forth at Section 3 of this Ordinance.

SECTION 5. Rules of Procedure.

The Arts Commission shall elect its own Chairperson and may create and fill such other offices as may be determined to be required. A majority of the membership of the Arts Commission shall constitute a quorum for the transaction of business. Any action taken by a majority of the members present, when those present constitute a quorum, at any regular or special meeting of the Arts Commission shall be deemed to be the action of the Commission. The Arts Commission is authorized to adopt rules

of procedure for the conduct of its business as may be deemed necessary by the Commission.

SECTION 6. Compensation.

The members of the Arts Commission shall serve without compensation.

SECTION 7. Expenses.

The City Council may appropriate a budget for use of the Arts Commission in meeting such expenses and expenditures as may be necessary. The City shall provide to the Arts Commission adequate space and facilities and necessary supplies to facilitate the official business of the Commission.

SECTION 8. Meetings.

The Arts Commission shall hold such meetings as may be deemed to be necessary for the completion of its responsibilities. Regular meetings shall be held at least once per month unless there is no business to be considered by the Commission. Special meetings may be called by the Chairperson, or by three members. The Director of the Department of Planning and Community Development, or designee, shall attend each meeting of the Commission and shall take and publish minutes. The Director, or designee, shall provide copies of the published minutes to each member of the Arts Commission and to the City Council.

SECTION 9. Commission Responsibilities.

The Arts Commission shall discharge the following responsibilities:

(a) Develop cooperation and coordination with local schools and with local, regional, and national art organizations.

(b) Develop, sponsor and conduct, in coordination with City staff, programs to enhance awareness of, and interest in, fine arts, performing arts, and the cultural heritage of the City.

(c) Such programs may be solely prepared or developed in cooperation with any appropriate private, civic or public agency of the City, County, State or of the Federal government.

(d) Explore ways and means of obtaining private, local, County, State or Federal funds for the promotion of art projects within the City.

(e) Advise the City Council and staff on acquisition, placement and maintenance of works of art for municipal display and for municipal purposes.

(f) Advise and assist the City Council and staff in connection with such other artistic and cultural

activities as may be deemed appropriate, or as may be referred to the Commission by the City Council or staff.

SECTION 10. Annual Reports of Progress.

The Arts Commission shall annually provide to the City Council a report on progress made in carrying out the Commission's responsibilities and on the status of arts and cultural policies and procedures within the City. Additional reports may be submitted when deemed appropriate by the Commission or when requested by the City Council.

SECTION 11. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 25th day of February, 1992, and signed in authentication of its passage this _____ day of _____, 1991.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1006

AN ORDINANCE of the City Council of the City of SeaTac relating to fire protection and safety; providing requirements for establishing and marking of fire lanes; and providing violations and penalties.

WHEREAS, by Ordinance No. 90-1022, the City Council adopted by reference certain provisions of the King County Code relating to the Uniform Fire Code and to fire safety lanes; and

WHEREAS, by Ordinance No. 90-1065, the Uniform Fire Code was directly adopted by reference and the majority of the aforesaid Ordinance was repealed; and

WHEREAS, the repealed Sections of Ordinance No. 90-1022 contained provisions relating to fire lanes, marking and signage, and prohibiting obstruction; and

WHEREAS, the City Council finds that the readoption of provisions establishing fire lanes and prohibiting obstruction thereof is vitally necessary to the public health, safety and welfare;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Establishment of Fire Lanes.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

Fire lanes in conformance with this Code shall be established by the City of SeaTac Fire Chief or authorized designee.

SECTION 2. Definition of Fire Lanes.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

The area within any public right-of-way, easement, or on private property designated for the purpose of permitting fire trucks and other firefighting or emergency equipment to use, travel upon, and park.

SECTION 3. Marking of Fire Lanes.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

All designated fire lanes shall be clearly marked in one of the following manners:

1. Vertical curbs shall be painted Red on the top and side, extending the length of the designated fire lane. If no curb exists, the outer edge of the fire lane shall be marked with a six-inch-wide red stripe.

2. The top of the red curb, or the flat surface of the red striping shall be marked at fifty foot intervals with the words, "NO PARKING - FIRE LANE". These words shall be printed in white letters, three inches in height.

3. Fire lane signs shall be installed along the designated fire lane, shall be spaced 50 feet or portion thereof apart, and shall be posted on or immediately adjacent to the curb. The top of fire lane signs shall be not less than 4 feet nor more than 6 feet from the ground. Signs may be placed on a building when approved by the Fire Chief, or designee. When posts are required they shall be a minimum of 2 inch galvanized steel or 4 inch x 4 inch pressure treated wood. Signs shall be placed so they face the direction of the vehicular travel.

4. Fire lane signs shall be constructed pursuant to the following illustration and specifications:

Letters Specifications:

The words "No Parking" shall be 3 inches in height.

The words "Fire Lane" shall be 2 inches in height.

Sign Specifications:

Fire lane signs shall be reflective.

The background shall be white and

the letters shall be red.

Fire lane signs shall measure 18

inches in height and 12 inches in

width.

SECTION 4. Obstruction of Fire Lanes Prohibited.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

The obstruction of a designated fire lane by a parked vehicle or any other object is prohibited and shall constitute a traffic hazard and an immediate hazard to life and property.

SECTION 5. Alternate Materials and Methods.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

The Fire Chief, or designee, may modify any of the provisions herein where practical difficulties exist. The particulars of a modification shall be granted by the fire marshal and shall be entered into the records of the office.

SECTION 6. Existing Fire Lanes Signs and Markings.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

1. Existing signs (minimum 9 inch by 16 inch) may be allowed to remain until there is a need for replacement and at that time a 12 inch x 18 inch sign shall be installed.
2. Markings may be allowed to remain until there is a need for painting and at that time the provisions of this Section shall be complied with.

SECTION 7. Maintenance.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

Fire lane markings shall be maintained at the expense of the property owner(s) as often as needed to clearly identify the designated area as being a fire lane.

SECTION 8. Towing Notification.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

At each entrance to property where fire lanes have been designated, signs shall be posted in a clearly conspicuous location and shall clearly state that vehicles parked in fire lanes may be impounded and/or cited, and the name, telephone number, and address of the towing firm where the vehicle may be redeemed.

SECTION 9. Property Owner Responsibility.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

The owner, manager, or person in charge of any property upon which designated fire lanes have been established shall prevent the parking of vehicles or placement of other obstructions in such fire lanes.

SECTION 10. Violation-Misdemeanor-Penalty.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

Any person who fails to mark or maintain the marking of a designated fire lane as prescribed herein, or who parks a vehicle in, allows the parking of a vehicle in, obstructs, or allows the obstruction of a designated fire lane shall be guilty of a misdemeanor.

SECTION 11. Violation-Civil Penalty.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

In addition to, or as an alternate to, the criminal penalties specified above, the City is authorized to enforce all provisions of this Section, specifically including civil penalties, pursuant to Chapter 1.15 of the SeaTac Municipal Code.

SECTION 12. Impoundment.

There is hereby added a new Section to Title 13 of the SeaTac Municipal Code to read as follows:

Any vehicle or object obstructing a designated fire lane is hereby declared a traffic hazard and may be abated without prior notification to its owner by impoundment pursuant to applicable state law. The owner or operator shall be responsible for all towing and impound charges.

SECTION 13. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 25th day of February, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

FRANK HANSEN, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1007

AN ORDINANCE of the City Council of the City of SeaTac relating to the surface water management program; making technical amendments to the previous adoption by reference of portions of the King County Code relating to the said surface water management program; amending SMC 12.10.220, Section 3 of Ordinance No. 92-1004 and Section 2 of Ordinance No. 90-1016; amending Section 4 of Ordinance No. 92-1004; and declaring an emergency.

WHEREAS, the City Council has previously adopted a surface water management program through Ordinance No. 90-1016 and has provided for enforcement thereof pursuant to Ordinance No. 90-1074; and

WHEREAS, the City Council, by Ordinance No. 92-1004, returned surface water management service charges to the 1991 rate structure and assumed responsibility for the surface water management program, except as to billing; and

WHEREAS, certain technical defects have been found within the said Ordinance and should be corrected to ensure proper billing and collection;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Surface Water Management Program.

Section 12.10.220 of the SeaTac Municipal Code, Section 3 of Ordinance No. 92-1004, and Section 2 of Ordinance No. 90-1016 are each hereby amended to read as follows:

The following sections of Chapter 9.08 King County Code as now in effect, and as may be subsequently amended, are hereby adopted by reference, except that, unless the context indicates otherwise, the word "county" and the words "King County" shall refer to the City:

9.08.010 Definitions

9.08.020 Authority.

9.08.040 Purpose.

9.08.050 Applicability.

9.08.060 Policy.

~~9.08.070 Rate structure.~~

9.08.080 Rate adjustments and appeals.

Except that non-residential parcels in the light category shall be charged at the rate of \$23.90/acres/year plus the flat rate charge and residential parcels and parcels in the very light category shall be charged \$13.04/parcel/year plus the flat rate charge, pursuant to Subsection B.5., thereof.

9.08.090 Billing procedure.

9.08.120 Administrative procedures.

~~9.08.130 Termination.~~

~~9.08.140 Severability.~~

SECTION 2. Rate Structure.

A new Section to Chapter 12.10 of the SeaTac Municipal Code and Section 4 of Ordinance No. 92-1004 are each hereby amended to read as follows:

A. Surface water management service charges shall be based on the relative contribution of increased surface and storm water runoff from a given parcel to the surface and storm water management system. The percentage of impervious surfaces on the parcel and the total parcel acreage will be used to indicate the relative contribution of increased surface and storm water runoff from the parcel to the surface and storm water management system. The relative contribution of increased surface and storm water runoff from each parcel determines that parcel's share of the service charge revenue needs. The service charge revenue needs of the program are based upon all or any part, as determined by the Council with advice of the Department of Public Works, of the cost and expense within the service area of maintaining and operating storm water control facilities, all of any part of the cost and expense of planning, designing, establishing, acquiring, developing, constructing, and improving any of such facilities, or to pay or secure the payment of all or any portion of any issue of general obligation or revenue bonds issued for such purpose.

B. The Department of Public Works shall determine the service charge for each parcel within the service area by the following methodology: Residential and very light non-residential parcels shall receive a flat rate. Parcels shall be classified into the appropriate rate category in subsection C of this section by their percentage of impervious surface coverage. Land use codes and data collected from parcel investigations will be used to determine each parcel's percentage of impervious surface coverage. After a parcel has been assigned to the appropriate rate category, the service charge for the parcel will be calculated by multiplying the total acreage of the parcel times the rate of that category.

C. There is hereby imposed upon all developed properties in the service area annual service charges as follows:

Class Percentage Rate

Residential (R) * NA ~~\$ 29.89~~ \$ 26.07/parcel/year

Very Light (VL) 0 - 10% ~~\$ 29.89~~ \$ 26.07/parcel/year

Light (L) ** 10 - 20% \$ 60.83/acre/year

Moderate (M) ** 20 - 45% \$126.01/acre/year

Moderately Heavy (MH) ** 45 - 65% \$243.33/acre/year

Heavy (H) ** 65 - 85% \$308.51/acre/year

Very Heavy (VH) ** 85 - 100% \$404.10/acre/year

State Highways n/a ***

* Parcel is owned by and is the personal residence of a person or persons determined by the King County Assessor as qualified for a low income senior citizen property tax exemption under RCW 84.36.381, then the parcel shall be exempt for the service charge and the annual flat rate charge set forth in D. of this Section.

** The minimum service charge shall be ~~\$29.89~~\$26.07/parcel/year. The maximum annual service charge for mobile home parks shall be \$29.89 times the number of mobile home spaces.

*** The rate charged to the Washington State Department of Transportation will be determined in accordance with RCW 90.03.525.

D. An additional flat rate charge of \$3.82 per year will be added to each service charge bill to pay for the operation of the billing system, except as to mobile home parks spaces.

E. The City Council, by ordinance, may supplement or alter charges within specific basins or sub-basins of the service area so as to charge properties or parcels of one basin or sub-basin for improvements, studies, or maintenance which the Council deems to provide service or benefit the property owners of one or more basin(s) or sub-basin(s).

SECTION 3. Copies To Be Available.

A copy of each portion of the King County Code as adopted by reference shall be authenticated and recorded by the City Clerk and not less than one (1) copy thereof shall be available in the office of the City Clerk for use and examination by the public.

SECTION 4. Effective Date.

The City Council finds as a fact and declares that a public emergency exists and that this Ordinance is necessary for the protection of public health, public safety, public property, or the public peace, and shall take effect and be in full force on the date of adoption.

PASSED by the City Council at a regular meeting thereof on the 25th day of February, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

FRANK HANSEN, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1008

AN ORDINANCE of the City Council of the City of SeaTac relating to zoning standards, requirements and conditions for regulating the use of land, buildings and structures; adopting a sign code applicable to all zoning classifications; amending SMC 15.10.020, Section 2 of Ordinance No. 90-1019, Section 1 of Ordinance No. 90-1076, and Section 2 of Ordinance No. 91-1050; and repealing Ordinance No. 91-1051.

WHEREAS, the City Council previously enacted Ordinance No. 90-1019, amended by Ordinance No. 90-1076 and Ordinance No. 91-1050, now codified as Section 15.10.020 of the SeaTac Municipal Code, establishing zoning standards, requirements and conditions for regulating the use of public and private land, buildings and structures; and

WHEREAS, the City Council previously enacted Ordinance No. 91-1051 regulating signs in certain zoning classifications; and

WHEREAS, the Planning Commission has recommended adoption of a new zoning code, which includes the comprehensive regulation of signs in all zoning classifications, and public hearings having been held pursuant to SMC 2.25.100; and

WHEREAS, the City Council finds that adoption of the new sign regulations, as an interim measure pending enactment of the zoning code, would be in the best interests of the public;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Zoning Code.

Section 15.10.020 of the SeaTac Municipal Code, Section 2 of Ordinance No. 90-1019, Section 1 of Ordinance No. 90-1076, and Section 2 of Ordinance No. 91-1050 are each hereby amended to read as follows:

Title 21 of King County Code as now in effect, and as may subsequently be amended, is hereby adopted by reference as the Zoning Code of the City of SeaTac, subject, however, to the amendments set forth in any Ordinances of the City amending the said provisions, and providing further that provisions relating to regulation of signs (except provisions regulating billboards, specifically including Chapter 21.53 of the King County Code, which are adopted) and the following Sections and Subsections are specifically not adopted:

KCC 21.08.030(C)

KCC 21.08.030(L)

KCC 21.08.080(C)(2)

KCC 21.08.150(A)(2)

KCC 21.08.150(A)(3)

KCC 21.08.150(B)(2)

KCC 21.08.150(B)(3)

KCC 21.10.100(A)(2)
KCC 21.10.100(A)(3)
KCC 21.10.100(B)(2)
KCC 21.10.100(B)(3)
KCC 21.10.100(B)(4)
KCC 21.12.100(A)(2)
KCC 21.12.100(A)(3)
KCC 21.12.100(B)(2)
KCC 21.12.100(B)(3)
KCC 21.12.100(B)(4)
KCC 21.14.100(A)(2)
KCC 21.14.100(A)(3)
KCC 21.14.100(B)(2)
KCC 21.14.100(B)(3)
KCC 21.14.100(B)(4)
KCC 21.16.110(A)(2)
KCC 21.16.110(A)(3)
KCC 21.16.110(B)(2)
KCC 21.16.110(B)(3)
KCC 21.16.110(B)(4)
KCC 21.18.100(B)
KCC 21.51.050(A)(1)
KCC 21.51.050(A)(2)
KCC 21.51.050(A)(3)
KCC 21.51.050(A)(4)
KCC 21.51.050(A)(5)
KCC 21.51.050(A)(6)
KCC 21.51.050(A)(7)
KCC 21.51.050(A)(8)
KCC 21.51.050(B)

Unless the context indicates otherwise, the word "county" and the words "King County" shall refer to the City and references to county departments or officials shall be references to the

City departments or officials having similar responsibility and authority.

SECTION 2. General Provisions.

A new Section, designated 15.16.010, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. This Chapter shall be known as the SeaTac Sign Code, may be cited as such, and will be referred to herein as "this sign code".

B. The purpose and scope of this sign code is to protect the health, safety, property and welfare of the citizens of the City by establishing standards for the design, placement, size and maintenance of all exterior signs and sign structures in the City. Furthermore, it is the purpose of the regulations, standards and criteria of this sign code to permit and encourage the design of signs which are responsive to the needs of the public in locating a business establishment by identification, address and product and/or services information.

SECTION 3. Definitions.

A new Section, designated 15.16.020, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

1. **Area or Surface Area of Sign** - The greatest area of a sign, visible from any one viewpoint enclosed within not more than three circles, rectangles or squares, or any combination of these forms which produces the smallest area, excluding sign support structures which do not form part of the sign proper or the display. "Surface Area" includes only one face of a multiple-faced sign and with a maximum width of 20 feet. (FIGURE 16)

2. **Architectural Blade** - A roof sign or projecting sign with no exposed legs or braces, designed to look as though it could have been part of the building structure rather than something suspended from or standing on the building. (FIGURE 17)

3. **Billboard** - A large outdoor advertising sign, with one or more structural supports, containing a message, commercial, or advertisement.

4. **Building Line** - A line defining the total building limits of buildings in relation to streets.

5. **Building-Mounted Sign** - A single or multiple-faced sign attached to the face of a building or marquee. (FIGURE 18)

6. **Canopy** - A freestanding structure affording protection from the elements to persons or property thereunder.

7. **Canopy Sign** - Any sign or awning erected upon, against or directly above a canopy. (FIGURE 19)

8. **Construction Sign** - An informational sign which identifies the architect, engineers, contractors and other individuals or firms involved with the construction of a building, or announcing the character of the building or enterprise, which is erected during the building construction period.

9. **Directional Sign** - A single or double-faced sign not exceeding three (3) square feet in surface area designed to guide or direct pedestrian or vehicular traffic to an area, place or convenience.

10. **Freestanding Sign** - A sign that has two columns supporting a sign and limited to the height standards established in the sign code. (FIGURE 20)

11. **Grade** - The elevation or level of the street or ground in the immediate vicinity of the sign.

12. **Height of Sign** - The vertical distance from the grade to the highest point of a sign or any vertical projection thereof, including its supporting columns.

13. **Incidental Sign** - Small signs, less than two square feet in surface area, of a nonconforming nature, intended primarily for the convenience of the public. Included, as examples, are signs designating restrooms, address numbers, hours of operation, entrances to buildings, directions, help wanted, and public telephones. Also included in this group of signs are those designed to guide or direct pedestrians or vehicular traffic means of a directory designating names and addresses only.

14. **Marquee** - A covering structure projecting horizontally from and attached to a building, affording protection from the elements to persons or property thereunder. Also considered an extension of a Building Mounted Sign.

15. **Monument Sign** - A ground mounted fixed sign with a height ranging from five (5) to fifteen (15) feet above the average ground elevation and maximum of 170 square feet total. The base is attached to the ground as a wide base of solid appearance.

16. **Multiple Occupancy Building** - A single structure housing more than one type of retail business office or commercial venture.

17. **Multiple Building Complex** - A group of structures housing more than one type of retail business, office or commercial venture and generally under one ownership and control.

18. **Noncommercial Public Service Sign** - Noncommercial signs devoted to religious, charitable, cultural, governmental or educational messages, including, but not limited, to the advertising of events sponsored by a governmental agency, school, church, civic or fraternal organization or other organizations engaged in activities not for profit.

19. **Office Building** - An office building in the C-G and B-N Zone Classifications as defined by the City Zoning Code.

20. **Parapet** - That portion of a building wall which extends above the roof of the building.

21. **Penthouse** - A structure on top of a building roof intended for residential purposes or which houses elevator, heating, ventilation, air conditioning, or other machinery or equipment.

22. **Political Sign** - Signs advertising a candidate or candidates for public elective office, or a political party, or signs urging a particular vote on a ballot issue.

23. **Primary Sign or Signs** - All signs of a user which are not exempt (see Section 15.16.090), by this sign code. The term "Primary Sign" is intended to include virtually all signs of a commercial nature.

24. **Property Line** - The line denoting the limits of legal ownership of property.

25. **Readerboard** - A sign or part of a sign on which the letters are readily replaceable such that the copy can be changed from time to time at will.

26. **Roof Sign** - Any sign erected upon, against or directly above a roof or on top or above the parapet of a building, including a sign affixed to any structure erected upon a roof, including a structure housing building equipment.

27. **Sign** - Any letters, figures, symbol, trademark or device intended to attract attention to any activity, service, place, subject, person, firm, corporation, public performance, article, machine or merchandise whatsoever. Sources of light used primarily to illuminate a sign, or a building, or ground surrounding the building shall not be considered signs themselves; provided, however, that sources of light used primarily to attract attention to the light itself or as a decorative feature of the display shall be considered as part of the sign. Excluded from the definition are official traffic signs or signals, sheriff's notices, court notices or official public notices and the flag of a government or noncommercial institution, signs not visible from the street or sidewalk, and religious symbols.

28. **Single Occupancy Building** - A commercial building or structure with one major enterprise, generally under one ownership. A building is classified as "single occupancy" only if:

- A. It has only one occupant;
- B. It has no wall in common with another building; and

C. No part of its roof is in common with another building.

29. **Special Signs** - See "Temporary and Special Signs".

30. **Subdivision Signs** - Signs used to identify a land development which is to be or was accomplished at essentially one time.

31. **Surface Area** - See "Area or Surface Area of Sign".

32. **Surface Area of Facade** - The area of that continuous front, side or back surface, including doors and windows, but excluding any roof area and the area of structures housing building equipment thereon; provided, that in the case of a roof sign, the surface area of the facade shall be the area of that continuous front, side or back surface immediately beneath the roof, including doors and windows, but excluding the roof area and the area of structures housing building equipment thereon.

33. **Temporary and Special Signs** - A nonpermanent sign intended for use for a short period of time, including any banner, pennant or advertising display constructed of canvas, fabric, wood, plastic, cardboard or wallboard, with or without a frame. Different types of temporary and special signs included in this category are: construction signs, grand opening displays, real estate signs, open house signs, residential land subdivision signs, subdivision directional signs.

34. **Way Open to Public** - Any improved area, whether paved or unpaved, on private property open to the general public for ingress or egress, and/or parking.

35. **Window Sign** - All signs located inside and affixed to or within three feet of windows of a building, whether temporary or permanent, lighted or unlighted, which may be viewed from the exterior of the building. The term does not include merchandise located within three feet of a window.

SECTION 4. Commercial and Manufacturing District Signs.

A new Section, designated 15.16.030 is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. General

1. The standards for design, placement, size and maintenance of signs in commercial and manufacturing zone classifications shall be governed by the section.
2. Any single occupancy building located within a commercial and manufacturing zone, shall be permitted the primary signs described in subsections B through J of this section. No more than one monument or freestanding sign is permitted per single occupancy building unless the building faces on more than one street (See Subsection D of this section).
3. Each enterprise in a multiple occupancy building shall be permitted the primary signs described in subsections B through J of this section.

No more than one monument or freestanding sign is permitted per multiple occupancy building unless the building faces more than one street (See subsection D of this section).

4. Each enterprise in a multiple building complex which is composed of single and/or multiple occupancy buildings, shall be permitted the primary signs described in subsections B through J of this section. No more than one monument or freestanding sign is permitted per multiple occupancy building unless the building faces more than one street (See subsection D of this section).

5. A multiple building complex encompassing at least five acres may display one complex identification sign along each right-of-way which provides direct access to the complex.

6. Each enterprise in a multiple occupancy building or multiple building complex shall display and maintain on-premise street address number identification

7. No monument or freestanding sign may exceed eighty-five square feet in area and fifteen feet in height. Each sign is subject to the sight distance requirements of the Public Works Department and Zoning Code.

B. Sign Standards

1. Setback.

No monument or freestanding sign shall be closer than five (5) feet from the property line.

2. Sign Height.

No monument or freestanding sign shall exceed fifteen (15) feet from the ground level.

3. Area.

The maximum area of any monument or freestanding sign shall be 85 square feet per face.

4. Limitations for Building-Mounted Signs, Roof or Canopy-Mounted Signs.

The surface area of any building-mounted sign, roof, or canopy-mounted sign shall not exceed the figures derived from the following schedule:

Surface Area of Facade Maximum Sign Surface Area

Below 100 30
square feet

100-199 35 sf
+ 11% of
facade area
over 100 sf

200-499 40 sf
+ 12% of

	facade area over 200 sf
	500-999 80 sf + 11% of facade area over 500 sf
	1000 - 1499 130 sf + 7.5% of facade area over 1000 sf
	1500 - 2999 170 sf + 2.5% of facade area over 1500 sf
	Over 3000 200 sf + 1.5% of facade area over 3000

In multiple occupancy buildings the facade area for each tenant or user is derived by measuring only the surface area of the exterior facade of the premises actually used by the tenant or user, and the sign displayed by the tenant or user must be located on the facade used to determine the size of the sign, except as provided in this subsection.

Unused sign surface area for a facade may be used by any tenant or user within the same multiple occupancy building, if:

- A. The applicant files with the City a written consent signed by the tenant or user who would otherwise be permitted to utilize the unused sign area under this sign code;
 - B. The display of the additional sign on that facade will not create a significant adverse impact on users of other signs on that facade;
 - C. The display of the additional sign is necessary to reasonably identify and locate the use, and the provisions of this sign code do not provide the use with adequate sign display options; and
 - D. The maximum sign surface area permitted on the building facade is not exceeded.
5. Sign Height - Building Mounted Signs. The height of any building-mounted sign shall not extend above the highest exterior wall of the building to which the sign relates.

C. Number of Primary Signs

The permissible number of signs (excluding the maximum one (1) Monument or Freestanding sign) for each user is dependent upon the surface area of the largest single facade of the users building. The permitted number of signs are as follows (not including incidental signs):

**Surface
Area
of**

**Largest
Facade
Maximum
Number
of
Signs**Less
Than
999
square
feet 21000-
2999 33000
and
over 4

Buildings or enterprises with more than three thousand square feet on any facade, with several clearly differentiated departments, each with separate exterior entrances, are permitted one sign for each different department with a separate exterior entrance, in addition to the four (4) allotted.

D. Buildings on More than One Street

Buildings facing more than one street are entitled to additional primary signing, depending on whether the building is on two intersecting streets or whether it extends through a block so as to face on two different parallel streets, as defined below:

1. Building on Intersecting Streets - When a building is located on intersecting streets, two monument or freestanding signs are permitted if they are located on two different streets and are separated by more than one hundred feet measured in a straight line between signs.

2. Building Facing on Two Parallel Streets - Single occupancy buildings or tenants of multiple occupancy buildings whose premises extend through a block to face on two parallel streets with customer entrances on each street, two monument or freestanding signs are permitted if such signs are located on two different streets and are separated by more than one hundred feet measured in a straight line between the signs. No more than two monument signs are permitted in such case.

E. Types and Placement of Primary Signs.

The permissible types of primary signs, their placement and other limitations are as follows:

1. Monument Signs and Freestanding Signs

(a) Monument and freestanding signs shall be wholly located within the center two-thirds of the frontage of the property on the street or Ten (10) feet from the adjacent property lines, whichever provides the longer distance from the closest part of the sign to the adjacent property line; provided, however, that

such a sign may be located within five feet of the property line with the written consent of the owner of the adjacent property. If such consent is obtained, the consenting party and successors or assigns may not place a monument sign on the consenting party's property within twenty feet of the existing sign.

(b) Any monument or freestanding sign must be "integrated". That is, all elements of the sign must be incorporated in a single design. Auxiliary projections or attachments not a part of a single design are prohibited.

2. Building-Mounted Signs

(a) Any building-mounted sign shall not project more than five feet from the face of the building to which the sign is attached. Any structural supports shall be an integral part of the design or shall be concealed from view.

(b) Any building-mounted signs shall be limited in content and message to identify the building and the name of the firm, or the major enterprise, and principal product and/or service information.

3. Roof Signs

(a) All such signs must be manufactured in such a way that they appear as an architectural blade or penthouse and that, from all sides, they appear to be a part of the building itself.

(b) All roof signs shall be installed or erected in such a manner that there shall be no visible angle iron support structure.

4. Canopy Signs

(a) All such signs shall be manufactured in such a way that they appear as an architectural blade or penthouse and are finished in such a manner that the visual appearance from all sides is such that they appear to be part of the building itself.

(b) All canopy signs shall be installed or erected in such a manner that there shall be no visible angle iron support structure.

F. Incidental Signs

Incidental Signs are not included in the number of permitted primary signs so long as the individual signs do not exceed two square feet in surface area.

G. Directional Signs

Directional signs shall not exceed three (3) square feet in surface area and may be located only on the premises for which the signs are intended to guide or direct pedestrian or vehicular traffic, except that off-premises directional signs may be approved through a variance process described in section 15.16.140, where the applicant has demonstrated that on-premises directional signs are inadequate to reasonably guide or direct the public.

H. Gasoline Price Signs

Gasoline price signs at gasoline service stations shall be located no closer than sixty-five feet from the centerline of the bordering street and must be permanently anchored. Such signs may be monument or may be attached to canopy columns. The sign area shall not exceed twelve square feet, and no more than one such sign for each street frontage is permitted. Gasoline price signs shall not be included in determining the number of permitted signs.

I. Window Signs

The total surface area of all window signs shall not exceed ten percent (10%) of the window area. Such signs shall not be included in determining the number of primary signs, nor in determining the permissible sign area for each facade.

J. Permitted Signs for Legal Nonconforming Buildings

All provisions of the sign code shall apply to signs on legal nonconforming buildings in commercial, office and industrial districts, with the following exceptions when compliance with this sign code is not reasonably possible due to the nonconformity:

1. Building-mounted signs may project over the building line, but shall not approach a street closer than five feet. Such signs may extend five feet from the face of the building to which attached and shall have a minimum clearance over sidewalk below of eight feet, six inches.
2. The total sign surface area for signing of individual legal nonconforming buildings shall not exceed fifty (50) square feet.

SECTION 5. Multiple Dwelling District Signs.

A new Section, designated 15.16.040, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. General

This section applies only to multiple dwelling buildings in RD-3600, RM-2400, RM-1800, and RM-900 zone classifications. Such buildings in other zones are governed by the sign regulations applicable to such other zones.

B. Sign Standards

1. Setback.

No monument or freestanding sign shall be closer than five (5) feet from the property line.

2. Sign Height And Width.

No monument or freestanding sign shall exceed 15 feet in height from ground level and the width shall not exceed 15 feet measured from the vertical of sign.

3. The maximum area of any monument or freestanding sign shall be 35 square feet.

4. Limitations for Building-Mounted Signs, Canopy-Mounted Signs. The surface area of any building-mounted sign or canopy-mounted sign shall not exceed the figures derived from the following schedule:

**Surface
Area
of
Facade
Maximum
Sign
Surface
Area**

Below
100 21
square
feet

100-
199 21
sf +
9% of
facade
area
over
100 sf

200-
499 30
sf +
10% of
facade
area
over
200 sf

500-
999 60
sf +
9% of
facade
area
over
500 sf

Over
1000
105 sf
-
Maximum
Square
Feet

In multiple occupancy buildings the facade area for each tenant or user is derived by measuring only the surface area of the exterior facade of the premises actually used by the tenant or user, and the sign displayed by the tenant or user must be located on the facade used to determine the size of the sign, except as provided in this subsection.

Unused sign surface area for a facade may be used by any tenant or user within the same multiple occupancy building, if:

A. The applicant files with the City a written consent signed by the tenant or user who would otherwise be permitted to utilize the unused sign area under this sign code.

B. The display of the additional sign on that facade will not create a significant adverse impact on users or other signs on that facade.

C. The display of the additional sign is necessary to reasonably identify the use, and the provisions of this sign code do not provide the use with adequate sign display options; and

D. The maximum sign surface area permitted on the building facade is not exceeded.

5. Sign Height - Building Mounted Signs. The height of any building-mounted sign shall not exceed the height of the building to which it is attached

6. Limitations. Any monument or freestanding or building-mounted signs located in multiple family residential districts shall be limited in content and message to identify the building and name of the owner.

C. Number of Signs

No more than two primary signs are permitted for buildings facing on one street, only one of which may be a monument sign or a freestanding sign. Buildings or building complexes on street corner locations may use monument signs or freestanding signs only if they are located on two different streets and are separated by more than one hundred feet, measured in a straight line between the signs.

Buildings or building complexes which extend through a block to face on two parallel streets are permitted two primary signs on each street, only one of which may be a monument sign for each street.

For purposes of determining the limit on the number of signs for multiple family residences, a single complex, regardless of the number of buildings, apartments, or units shall be considered one building.

D. Types and Placement of Primary Signs.

The permissible types of primary signs, their placement and other limitations within multiple family residential zoning classifications are as follows:

1. Monument Signs and Freestanding Signs

(a) Monument and freestanding signs shall be wholly located within the center two-thirds of the frontage of the property on the street or fifteen feet from the adjacent property line, whichever provides the longer distance from the closest part of the sign to the adjacent property line; provided, however, that such a sign may be located within five feet of the property line with the written consent of the of the adjacent property. If such consent is obtained, the consenting party and successors or assigns may not place a monument or freestanding sign on the consenting party's property within twenty feet of the existing sign.

(b) A monument or freestanding sign located at the property line shall be wholly behind the property line, and any such sign located at the building line shall be wholly behind the building line.

(c) Any monument or freestanding sign must be "integrated". That is, all elements of the sign must be incorporated in a single design. Auxiliary projections or attachments not a part of a single design are prohibited.

(d) A monument or freestanding sign located between the property line and the building line shall be limited in content and message to identification information only.

2. Building-Mounted Signs

(a) No building-mounted sign shall project more than five feet from the face of the building to which the sign is attached. Any structural supports shall be an integral part of the design or shall be concealed from view.

(b) Building-mounted signs shall be limited in content and message to identify the building and the name of the owner.

3. General Requirements

(a) Signs or portions of signs indicating premises for rent (e.g. "apartment for rent", "apartment available", "vacancy", "now renting", etc.) are permitted but shall not exceed a surface area of six square feet and shall comply with all applicable provisions of this sign code. Such signs shall be considered to be incidental, and not primary, signs.

(b) The illumination of any sign shall be from a source other than the sign itself and this indirect source of illumination shall be shaded, shielded, directed or reduced so that it is not visible from a public street or adjoining residential property.

(c) In addition to the permitted primary signs, each building or complex of buildings is permitted the incidental signs as described and limited in Section 15.16.m of this code.

(d) Each building or complex of buildings shall display and maintain on-premises street address number identification.

SECTION 6. Single Family Residential and Mobile Home Park District Signs.

A new Section, designated 15.16.050, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. In single family residential and mobile home park zones (RS, RT, S-E, SC, S-R, and RMHP), only one sign with the occupant's

name, not in excess of two (2) square feet, is permitted.

B. Each residential dwelling shall display and maintain on-premises street address number identification.

C. Each residential subdivision is permitted a monument or freestanding sign at its major entrances, not to exceed 35 square feet per face and total of 70 square feet.

SECTION 7. Open Use District Signs.

A new Section, designated 15.16.060, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

Permissible signs and their limitations in the Park (P) and Airport Open Use (AOU) zone districts shall be identical to those in the Commercial and Manufacturing zones as set forth in Section 15.16.030.

SECTION 8. Temporary and Special Signs.

A new Section, designated 15.16.070, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

Temporary and special signs or displays which are nonpermanent in nature and are intended for use only for a short period of time are generally permitted pursuant to this section. Such signs include, but are not limited to, any banners, pennants or advertising display constructed of canvas, fabric, wood, plastic or other semidurable material, with or without frame. Permissible signs, with applicable limitations, are as follows:

A. Construction Signs.

These signs identify the architects, engineers, contractors or other individuals or firms involved in the construction of a building and announce the character of the building, or the purpose for which the building is intended. Such signs may be displayed only after a building permit is obtained and during the period of construction on the construction site. Only one such sign (which may be double-faced) is permitted per construction project for each public street upon which the project fronts.

In all zones other than single family residential zones, no construction sign shall exceed thirty-two square feet in surface area or ten feet in height, nor be located closer than ten feet from the property line or closer than thirty feet from the property line of the abutting owner. Further, such signs must be moved by the date of first occupancy of the premises, or within seven (7) working days of issuance of a certificate of occupancy, whichever occurs first. In single family residential zones, no construction sign shall exceed eight square feet of surface area or be located closer than ten feet from the property line of the abutting owner. Such signs shall be removed within seven (7) working days of issuance of a certificate of occupancy, whichever occurs first.

B. Grand Opening Displays.

Temporary signs, posters, banners, strings of lights, clusters of flags, blinking lights, balloons and searchlights are permitted for one week only to announce the opening of a completely new enterprise or the opening of an enterprise under new management. All such materials shall

be removed immediately upon the expiration of one week (seven consecutive days). Use of the above-described devices within the limits specified shall be an exception to the general prohibition on these devices in this sign code. For further limitations on searchlights, see Section 15.16.100 (H) of this code. Such displays are not exempt from permit requirements and are permitted only in districts where the enterprise so advertised is allowed under applicable zoning regulations.

C. Real Estate Signs.

All exterior real estate signs must be of wood or plastic or other durable materials. The permitted signs, with applicable limits, are as follows:

1. *Residential "For Sale" and "Sold" Signs.* Signs advertising residential property "for sale" or "sold" shall be limited to one single or double-faced sign per street frontage. The sign may not exceed four square feet in surface area, and must be placed wholly on the property for sale. The "for sale" sign may be maintained for one year or until the property is sold, whichever occurs first. The "sold" sign may remain on the premises for ten days after occupancy.

2. *Residential Directions "Open House" Signs.* Signs advertising "open house" and the direction to a residence for sale shall be limited to one sign on the premises for sale and three off-premises signs. However, if a realtor has more than one house open for inspection in a single development or subdivision, off-premises signs are limited to four for the entire development or subdivision. Such signs are permitted only during daylight hours and when the realtor or seller or an agent is in attendance at the property for sale. No such sign shall exceed four square feet in surface area.

3. *Undeveloped Commercial or Industrial Property "For Sale or Rent" Signs.* Signs advertising undeveloped commercial or industrial property for sale, lease or rent shall be limited to one single or double-faced sign per street frontage. Signs may be displayed only while the property is actually available for sale, lease or rent. The sign may not exceed sixteen square feet in surface area and may not exceed a height of eight (8) feet.

4. *Developed Commercial or Industrial Property "For Sale or Rent" Signs.* Signs advertising developed commercial or industrial property for sale, lease or rent shall be limited to one single or double-faced sign per street frontage. Signs may be displayed only while the building is actually available for rent, lease or sale. The sign may not exceed sixteen feet in surface area and may not exceed a height limit of eight (8) feet.

5. *Residential Land Subdivision Signs.* Signs advertising residential subdivisions shall be limited to one single or double-faced sign not exceeding thirty-two square feet in surface area placed at a right angle to the street, or two signs not exceeding thirty-two square feet in surface area

facing the street, which shall be at least two hundred feet apart. No sign shall project beyond the building line. Such signs must be placed more than thirty feet from any abutting owner's property line. Signs shall not exceed a height of twelve feet. Such signs shall be removed by the end of one year or when seventy-five percent of the houses in the subdivision are sold or occupied, whichever first occurs. Permanent subdivision or neighborhood designation signs shall be as approved by the administrator of this sign code as set forth in Section 15.16.050(C).

6. *Undeveloped Multifamily Property "For Sale" Signs.* Permissible signs and their limitations for undeveloped multifamily zoned property shall be identical to those for undeveloped commercial and industrial property "for sale" signs as set forth in Section 15.16.07 (C.3).

7. *Undeveloped Single Family Acreage "For Sale" Signs.* Permissible signs and their limitations for undeveloped, unsubdivided single family property which may be legally divided into four or more single lots shall be identical to those for undeveloped commercial and industrial property "for sale" signs as set forth in Section 15.16.070 (C.3).

D. Political Headquarters Signs.

1. *Party Headquarters.* On-premises political signs are permitted on the premises of political headquarters located in business, office and industrial zones (15.16.030), and in office buildings in multi-family residential districts (15.16.040), so long as the signs meet the requirements of those districts.

2. *Headquarters for Candidate or Ballot Issue.* On-premises political signs are permitted on the premises of the headquarters of a candidate for public elective office (whether partisan or nonpartisan) and on the headquarters of persons supporting or opposing a public ballot issue, when such headquarters are located in business, office and industrial zones (15.16.030), and in office buildings in multi-family residential districts (15.16.040), so long as the signs meet the requirements of those districts and so long as the signs remain for a period no longer than six months. Such signs shall be removed within seven days after the general election.

E. Political Signs on Private Property Not a Headquarters.

1. Signs, posters or bills promoting or publicizing candidates for public office or issues that are to be voted upon in a general or special election may be displayed on private property with owners' permission.

Such signs, posters or bills shall be permitted upon filing for office or certification of a ballot issue and for a period of seven days following such election; provided, that signs, posters or bills promoting successful candidates in a primary election may remain displayed on private property until seven days following the immediately subsequent general election.

2. *Removal of Signs Following Election.* Any such sign, poster or bill shall be removed within seven days following an election. It shall be the responsibility of the campaign

officer or responsible official to have the signs, posters, or bills removed.

3. Political Signs Not Allowed on Public Property. It is unlawful for any person to paste, paint, affix or fasten on any utility pole or on the sidewalk, roadway, or on any public building or structure any such sign, poster, bill or other advertising device when such facilities are located on public property or within public easements.

4. Public Notices Unaffected. Nothing in this section shall be construed to prohibit the placement of public notices required by law.

5. The display of any political sign in violation of Section 15.16.070 D or E, or any portion thereof, shall be presumed to have been done at the direction and request of the campaign officer or responsible official.

SECTION 9. Exempt Signs or Displays.

A new Section, designated 15.16.080, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

The following signs or displays are exempt from coverage under this sign code:

- A. Traffic or pedestrian control or directional signs or signals, signs indicating scenic or historic points of interest, and signs identifying city limits, communities and public facilities, which are erected by or on the order of a public officer in the performance of that officer's public duty;
- B. Signs required by law;
- C. Official public notices, official court notices or official sheriff's notices;
- D. The flag of a government or noncommercial institution such as a school;
- E. Exterior signs or displays not visible from the streets or ways open to the public;
- F. Signs in the interior of a building more than three feet from the closest window or not facing a window;
- G. Plaques, tablets or inscriptions indicating the name of a building, its date of erection, or other commemorative information, which are an integral part of the building structure or are attached flat to the face of the building, which are nonilluminated, and which do not exceed three square feet in surface area.
- H. "No trespassing", "no dumping", "no parking", "private property" and other informational warning signs, which shall not exceed three square feet in surface area;
- I. Reasonable seasonal decorations within the appropriate public holiday season. However, such displays shall be removed

promptly at the end of the public holiday season;

J. One flag of a commercial institution is permitted per business premises, but such flag shall not exceed twenty square feet in surface area, and shall be left loose to fly in the breeze;

K. Sculptures, fountains, mosaics and design features which do not incorporate advertising or identification;

L. Sandwich-board signs worn by a person while walking the public ways of the city;

M. Existing theater marquees (monument and/or building-mounted);

N. Reasonable temporary decorations and signs for the purpose of announcing or promoting a non-profit sponsored community fair, festival or event. Such decorations and signs may be displayed no more than 14 calendar days prior to and during the fair, festival or event. All decorations and signs must be removed within five calendar days following the end of the fair, festival or event.

SECTION 10. Requirements Applicable To All Signs.

A new Section, designated 15.16.090, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. Structural Requirements. The design, construction and erection of signs within the City shall be governed by the adopted Uniform Building Code, as promulgated by the International Conference of Building Officials. Compliance with the Uniform Building Code shall be a prerequisite to issuance of a sign permit under Section 15.16.110 of this code.

B. Electrical Requirements. Electrical requirements for signs within the City shall be governed by the adopted National Electrical Code as approved by the American Standards Association together with adopted regulations and standards of the Underwriters' Laboratories, Inc. Compliance with said Code and standards shall be required as to every sign utilizing electrical energy as a prerequisite to issuance of a sign permit under Section 15.16.110 of this sign code.

C. Sign Illumination. Illumination from or upon any sign shall be shaded, shielded, directed or reduced so as to avoid undue brightness, glare, or reflection of light onto private or public property in the surrounding area, and so as to avoid unreasonably distracting pedestrians or motorists. "Undue brightness" is illumination in excess of that which is reasonably necessary to make the sign reasonably visible to the average person on an adjacent street.

D. Sign Maintenance. All signs, including signs heretofore installed, shall be constantly maintained in a state of security, safety and repair. If any sign is found not to be so maintained or is insecurely fastened or otherwise dangerous, it shall be the duty of the owner and/or occupant of the premises on which the sign is fastened to repair or remove the sign within five days after receiving notice from the sign code administrator. The premises surrounding a monument sign or freestanding shall be free and clear of rubbish and any landscaped area shall be free of weeds.

E. Sign Obstructing View or Passage. No sign shall be located so as to physically obstruct any door, window or exit from a building. No sign shall be located so as to be hazardous to a motorist's ingress and egress from parking areas or any way open to the public.

F. Landscaping for Monument and Freestanding Signs. All monument signs and freestanding signs shall include as part of their design, landscaping about their bases to prevent automobiles from hitting the sign-supporting structure and to improve the overall appearance of the installation. The planting area about the base of the sign shall be a minimum of one square foot for each square foot of sign surface area and shall include both trees and shrubs so that at the time of installation a minimum of twenty-five percent of the required planting area is covered by plant materials.

G. Sign Inspection. All sign users shall permit the periodic inspection of their signs by the City upon City request.

H. Conflicting Provisions. Whenever two provisions of this code overlap or conflict with regard to size or placement of a sign, the more restrictive provision shall apply.

I. Painted Signs-Mounting. All painted signs shall be painted on plywood or other backing material, as distinguished from painting on the building wall itself, so that the sign can be physically removed from the building.

SECTION 11. Prohibited Signs.

A new Section, designated 15.16.100, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

The following signs or displays are prohibited, unless otherwise specifically approved by this chapter. Prohibited signs are subject to removal by the City at the owner's or user's expense, pursuant to Section 15.16.120.

A. Window signs containing material unrelated to the merchandise for sale or service performed by the person or business on whose premises or property the sign is located; provided, however, on-premises signs may call the attention of the public to public holidays or community events, the time and temperature;

B. Signs which purport to be, or are an imitation of, or resemble an official traffic sign or signal, and which bear the words "stop", "caution", "danger", "warning", or similar words;

C. Signs which, by reason of their size, location, movement, content, coloring or manner of illumination may be confused with or construed as a traffic control sign, signal or device, or the light of any emergency police, fire, or medical aid, or ambulance vehicle, or which obstruct the visibility of any traffic or street sign or signal device;

D. Signs which rotate or have a part or parts which move or revolve. Also signs with the movement of the hands of a clock or digital changes indicating time and temperature or national market indices or which advertise a specific company or commodity are not permitted;

E. Banners, clusters of unauthorized flags, posters, pennants, ribbons,

streamers, strings of lights, spinners, twirlers or propellers, flashing, rotating or blinking lights, chasing or scintillating lights, flares, balloons, bubble machines and similar devices of a carnival nature, or containing elements creating sound or smell. Exception: Certain of these devices are permitted on a limited basis as seasonal decorations under Section 15.16.080(I) or for grand openings of new businesses under Section 15.16.070(B) of this code;

F. Signs identifying or advertising activities, products, businesses or services which have been discontinued for more than sixty days on the premises upon which the signs are located;

G. Private signs on utility poles;

H. Searchlights, except if:

1. Used by any business or enterprise not more than once yearly for a maximum period of seven consecutive days or for purposes of the grand opening of a new enterprise or an enterprise under new management for a maximum period of seven consecutive days, (See Section 15.16.070(B); and

2. The beam of the searchlight does not flash against any building and does not sweep an arc greater than forty-five degrees from vertical.

I. Signs painted directly on building faces, walls or building structural components. Painted signs are permitted only upon a backing of plywood or other material which can readily be removed from the building;

K. Portable signs, which for the purpose of this sign code shall mean a sign which has no permanent attachment to a building or the ground, including A-frame signs, pole attachments, mobile signs, but not including real estate open-house signs or A-frame signs permitted under Section 15.16.070, and political signs, provided such political signs must meet the requirements of Section 15.16.070(D-E);

L. Signs for which a permit has been granted subject to conditions with which the permittee does not comply;

M. Signs for which a permit has been granted and subsequently revoked for cause by the Code Administrator;

N. Direction signs, except where specifically authorized under provisions of this sign code;

O. Signs erected, altered or relocated (excluding copy change) without a permit issued by the City and any other governmental agency which requires a permit by law.

SECTION 12. Permits and Fees.

A new Section, designated 15.16.110, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. Permit Requirements. No sign governed by the provisions of this sign code which is more than four square feet in surface area shall be erected, altered or relocated by any person, firm or corporation from and after the date of adoption of this sign code without a permit issued by the City. No permit is required for a sign of four square feet or less surface area, but such signs must otherwise comply with

this sign code. No new permit is required for signs which have been officially permitted and which conformed with existing requirements at the time. Pre-existing signs may be eligible for characterization as nonconforming signs and for nonconforming sign permits under Section 15.16.150 herein.

B. Permit Applications. Applications for permits shall contain the name and address of the owner and user of the sign, the name and address of the owner of the property on which the sign is to be located, the location of the sign structure, drawings or photographs showing the design and dimensions of the sign and details of its proposed placement, and such other pertinent information as the administrator of this sign code may require to insure compliance with this code and other applicable ordinances. Permit applications shall be available for inspection by the public upon request.

C. Fee. Applications shall be submitted together with a fee in such amount as shall from time to time be set by Resolution of the City Council.

D. Expiration of Permits. A sign permit shall become null and void if the work for which the permit was issued has not been completed within one year of its issuance. Permits for temporary or special signs (Section 15.16.070) shall expire a maximum of twelve months from the date of the sign installation. Such permits are not subject to renewal.

E. Permit Exceptions. No new permit shall be required:

1. For repainting, cleaning or other normal maintenance or repair of a sign or sign structure for which a permit has previously been issued, so long as the sign structure is not modified in any way;
2. For the changing of the advertising copy or message on an approved readerboard, theater marquee, or other sign.

F. Notice of Permit Denial-Reasons. When a sign permit is denied by the City, the administrator shall give written notice of the denial to the applicant, together with a brief written statement of the reasons for the denial.

SECTION 13. Administration, Enforcement and Abatement.

A new Section, designated 15.16.120, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. Code Administrator. The administrator of this code is the Director of Planning and Community Development or his/her designee. The administrator is authorized and directed to enforce and carry out all provisions of this code, both in letter and spirit, with vigilance and with all due speed. To that end, the administrator is further empowered to delegate the duties and powers granted to and imposed upon him/her under this code. As used in this code, "administrator of this code" or "administrator" includes his/her authorized representative.

B. Inspection By The Administrator. The administrator, or designee (including code enforcement), is empowered to enter upon any building, structure or premises in the City, upon which, or in connection with which a sign is located, for the purpose of inspection of the sign, its structural and electrical connections, and to insure compliance with the provisions of this sign code. Such inspections shall be carried out during business hours and upon reasonable notification, unless an emergency exists.

C. Code Violations and Enforcement. The remedies provided in this section for violations of or failure to comply with provisions of this sign code shall be cumulative and shall be in addition to any other remedy provided by law.

1. Criminal Remedies. The violation of or failure to comply with any of the provisions of this sign code shall be deemed a violation of a City Ordinance and, upon conviction, shall be punished by a term of imprisonment not exceeding one year and a fine not exceeding \$5,000.00, or both.

2. Injunction and Abatement. The City, through its authorized agents, may initiate injunction and abatement proceedings or other appropriate action in the courts against any person or entity who fails to comply with any provision of this code, or against the erector, owner or user of an unlawful sign or the owner of the property on which an unlawful sign is located to prevent, enjoin, abate or terminate violations of this sign code and/or the erection, use or display of an unlawful sign.

3. Civil Infraction. Any violation of any provision of this sign code is a civil infraction as provided in the City's zoning code for which civil penalties may be imposed as provided therein.

SECTION 14. Variance From Sign Code.

A new Section, designated 15.16.130, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. Scope. This section establishes the procedures and criteria that the city will use in making a decision upon an application for a variance from the provisions of the sign code.

B. Applicability. This section applies to each application for a variance from the provisions of the sign code except as otherwise provided in herein relative to exemptions from the sign amortization program.

C. Purpose. A variance is a mechanism by which the City may grant relief from the provisions of the sign code where practical difficulty renders compliance with the provisions of the code an unnecessary hardship, where the hardship is a result of the physical characteristics of the subject property and where the purpose of the sign code can be fulfilled.

D. Who May Apply. The property owner may apply for a variance from the provisions of the sign code.

E. Submittal Requirements.

1. The code administrator shall specify the submittal requirements, including type, detail and number of copies, for a variance application to be deemed complete and acceptable for filing.

2. The administrator may waive specific submittal requirements determined to be unnecessary for review of a particular application.

F. Decision Criteria. The Hearing Examiner may approve or approve with modification the application for a variance from the provisions of the

sign code if:

1. The variance will not constitute a grant of special privilege inconsistent with the limitation upon signage and uses of other properties in the vicinity and zone in which the property, on behalf of which the application was filed, is located; and
2. That the variance is necessary because of special circumstances relating to the size, shape, topography, location or surroundings of the subject property, to provide it with signage use rights and privileges permitted to other properties in the vicinity and in the zone in which the subject property is located; and
3. That the granting of such variance will not be materially detrimental to the public welfare or injurious to the property or improvements in the vicinity and in the zone in which the subject property is situated; and
4. Owing to the special circumstances of the subject property strict enforcement of the provisions of this sign code will result in unnecessary hardship to the sign user or owner or property owner applying for the variance, and such special circumstances are not the result of the voluntary action of the applicant or owners or their agents; and
5. The variance is in harmony with the general purpose and intent of the sign code and preserves the spirit and benefits of the code; and
6. The variance is the minimum deviation from the sign code necessary to fulfill the purpose of the variance and the need of the applicant.

G. Limitation of Authority. The Hearing Examiner may not grant a variance to:

1. Vary dimensional requirement of the sign code by more than 15%; or
2. Increase the number of signs permitted on a site; or
3. Waive any provisions of the sign code which, by the terms of the code, are not subject to a variance.

H. Time Limitation. A variance automatically expires and is void if the applicant fails to file for a sign permit and any other necessary development permits within two years of the effective date of the variance unless:

1. The applicant has received an extension; or
2. The variance approval provides for a greater time period due to circumstances.

I. Extension.

A. The code administrator or designee, may extend a variance, not to exceed one year, if:

1. Unforeseen circumstances or conditions necessitate

the extension of the variance, and

2. Termination of the variance would result in unreasonable hardship to the applicant, and the applicant is not directly responsible for the delay, and

3. The extension of the variance will not cause substantial detriment to existing uses in the immediate vicinity of the subject property.

B. The code administrator may grant no more than two extension. A second extension may be granted, if:

1. The criteria listed in subsection A, above, are met; and

2. The applicant has demonstrated reasonable diligence in attempting to meet the time limit imposed, and

3. Conditions in the immediate vicinity of the subject property have not changed substantially since the variance was first granted.

J. Performance Bond. In appropriate circumstances, the City may require a reasonable performance bond or other financial security in to assure compliance with the provisions of the sign code and any variances as approved.

SECTION 15. Appeals.

A new Section, designated 15.16.140, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

The decision of the code administrator approving, approving with modifications or denying a sign permit or interpreting the provisions of the sign code may be appealed pursuant to the City zoning code.

SECTION 16. Nonconforming Signs.

A new Section, designated 15.16.150, is hereby added to Title 15 of the SeaTac Municipal Code, to read as follows:

A. General.

To ease the economic impact of this sign code on businesses with substantial investment in signs in existence on the date of adoption of this code, nonconforming signs may continue in use for up to nine years after the effective date of this sign code. Similar treatment shall be accorded signs in areas annexed to the City after the effective date of this sign code.

B. Nonconforming Signs.

1. Notification of Nonconformity or Illegality. The code administrator shall, as soon as practical, survey the City for signs which do not conform to the requirements of this sign code. Upon determination that a sign is nonconforming or illegal, the administrator shall use reasonable efforts to so notify, either personally or in writing, the sign user or owner

of the sign and where practical the owner of the property on which the sign is located of the following; provided, that the business license of the business with which the sign is associated shall be presumed to be the sign user:

- A. The sign's nonconformity or illegality;
- B. Whether the sign may be eligible for a nonconforming sign permit.

If the identity of the sign user, owner of the sign, or owner of the property on which the sign is located cannot be determined after reasonable inquiry, the notice may be affixed in a conspicuous place on the sign or on the business premises with which the sign is associated. A file shall be established in the Department of Planning and a copy of the notice and certification of posting shall be maintained for record.

2. Signs Eligible for Nonconforming Sign Permit. With the exceptions herein provided, any on-site primary sign located within the City limits on the effective date of this sign code, or located in areas annexed to the City thereafter, which does not conform with the provisions of this code, is eligible for characterization as a nonconforming sign provided it meets the following requirements:

- A. The sign was covered by a sign permit on the effective date of this sign code, if one was required under applicable law; or
- B. If no sign permit was required under applicable law, the sign was in all respects in compliance with applicable law on the effective date of this sign code.

Exceptions No temporary or special signs prohibited signs, or incidental signs, as defined by this sign code, shall be eligible for characterization as nonconforming signs.

3. Number of Nonconforming Signs Permitted. Each sign user within the City having existing nonconforming signs meeting the requirements of the section shall be permitted to designate only one of such signs as nonconforming for each street upon which the business premises fronts. Such designation shall be made in the application for a nonconforming sign permit.

4. Permit for Nonconforming Signs. A nonconforming sign permit is required for each nonconforming sign. The permit shall be obtained by the sign user or the sign owner, or the owner of the property upon which the sign is located within sixty days of notification by the City. The permit shall be issued for a fee set by Resolution of the City Council and shall expire at the end of the applicable amortization period prescribed in this section. Applications for a nonconforming sign permit shall contain the name and address of the sign user, the sign owner, and the owner of the property upon which the sign is located and such other pertinent information as the administrator may require, including proof of the date of installation of the sign.

A nonconforming sign for which no permit has been issued within the sixty-day (60) period shall within six (6) months be brought into compliance with the sign code or be removed. Failure to comply shall subject the sign user, owner or owner of the property on which the sign is located to penalties and

abatement pursuant to Section 15.16.120 of this sign code.

5. Loss of Nonconforming Status. A nonconforming sign shall immediately lose its nonconforming designation if:

A. The sign is altered in any way in structure or copy (except for changeable copy and normal maintenance), which tends to make the sign less in compliance with the requirements of this sign code than it was before the alteration; or

B. The sign is relocated to a position making it less in compliance with the requirements of this sign code; or

C. The sign is replaced; or

D. Any new primary sign is erected or placed in connection with the enterprise using the nonconforming sign; or

E. No application for a nonconforming sign permit is filed by the sign user, sign owner, or owner of the property upon which the sign is located within sixty (60) days following notification by the City that the sign is nonconforming and that a permit must be obtained.

Upon any of the above referenced circumstances occurring any permit or designation as a legal nonconforming sign shall become void. The administrator shall notify the sign user, sign owner or owner of the property upon which the sign is located of cancellation of the permit or designation and the sign shall immediately be brought into compliance with this sign code and a new permit secured therefor, or the sign shall be removed.

C. Illegal Signs.

An illegal sign is any sign which does not comply with the requirements of this sign code and which is not eligible for characterization as nonconforming.

D. Amortization Period for Nonconforming Signs.

Nonconforming signs for which nonconforming sign permit has been issued, may remain in nonconforming use for nine (9) years after the effective date of this sign code. Thereafter, such signs shall be brought into conformity with this code, and shall be authorized by permit, or shall be removed. Use during the amortization period may be continued only so long as the sign retains its legal nonconforming status. Upon any change in land use or occupancy, or change in business name, nonconforming signs shall, within six (6) months, be brought into conformity with this sign code, and shall be authorized by permit or shall be removed.

E. Nonconforming Sign Maintenance and Repair.

Nothing herein shall relieve the owner or user of a nonconforming sign or owner of the property on which the nonconforming sign is located from the provisions of this sign code, or any other ordinance, regarding safety, maintenance and repair of signs. Any repainting, cleaning, and other normal maintenance or repair of the sign or sign

structure shall not modify a sign, structure or copy in any way which makes it less in compliance with the requirements of this sign code. Any such modification will result in loss of legal nonconforming status.

F. Sign Amortization Exemption Process

1. **Applicability:** The exemption process applies to each nonconforming signs which is required to be removed following the amortization period.
2. **Purpose:** A sign amortization exemption is a mechanism by which the City may provide relief from the effect of the sign amortization program when its enforcement would fail to noticeably improve the appearance of the neighborhood and the City.
3. **Who May Apply:** The property owner or the person displaying the sign which is required to be removed may apply for a sign amortization exemption.
4. **Special Filing Requirements:** The applicant must submit a completed application within one (1) year prior to the end of the of amortization period. If a completed application is not so filed, the sign shall be removed at the end of the amortization period.
5. **Applicable Procedure:** The City will process an application for a sign amortization exemption through the Hearing Examiner appeal process, Chapter 1.20 of the SeaTac Municipal Code. A recommendation may be made by the Planning Commission to the Examiner as a part of the City's staff report.
6. **Decision Criteria:** The Hearing Examiner may approve or approve with modifications an application for a sign amortization exemption, if:
 - A. The sign is compatible with the architectural design of the structures on the subject property; and
 - B. The sign substantially complies with the requirements of this sign code; and
 - C. The sign is substantially in the same character as adjacent signs; and
 - D. The sign does not impede sight distance requirements at intersections, pursuant to Section 15.13.100, of the SeaTac Municipal Code; and.
 - E. If illuminated, the sign is oriented away from residentially developed or zoned property.
7. **Exemption Limitations:** If the Hearing Examiner approves or approves with modifications a sign amortization exemption, it shall be limited to a five year period. Upon the expiration of the five years, the sign shall be brought into conformance with the existing sign code.
8. **Performance Bond:** In appropriate circumstances, the City may require a reasonable performance or maintenance bond or assignment of funds to assure compliance with the sign code and

exemption conditions as approved.

SECTION 17. Repeal of Ordinance No. 91-1051.

Ordinance No. 91-1051 is hereby repealed.

SECTION 18. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law. However, from the date of adoption of this Ordinance until its said effective date, the Director of Planning, or designee, may grant approval for signs complying with this Ordinance upon a showing of good cause.

PASSED by the City Council at a regular meeting thereof on the 17th day of March, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

FRANK HANSEN, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1009

AN ORDINANCE of the City Council of the City of SeaTac relating to City employment and employees; designating the position of Special Projects Coordinator; changing the classification of Victim Advocate to a full-time position; and adopting a revised Appendix A, Compensation Plan.

WHEREAS, the City Council has previously enacted Ordinance No. 90-1037 establishing personnel policies and procedures; and **WHEREAS**, the City Council has thereafter amended the earlier personnel policies and procedures by Ordinance No. 90-1055, Ordinance No. 90-1059, Ordinance No. 90-1066, Ordinance No. 90-1069, Ordinance No. 90-1077, Ordinance No. 91-1008, Ordinance No. 91-1019, Ordinance No. 91-1033, Ordinance No. 91-1043, and Ordinance No. 92-1002; and

WHEREAS, the City Council desires to designate the position of Special Projects Coordinator and to change the part-time position of Victim Advocate to a full-time position;

WHEREAS, the City Council desires to amend the existing Appendix A Compensation Plan;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. The Classification Plan.

SMC 2.65.110 and Section 1 of Ordinance No. 92-1002; Section 1(f) of Ordinance No. 91-1043; Section 1(f) of Ordinance No. 91-1033; Section 1(f) of Ordinance No. 91-1019; Section 1(e) of Ordinance No. 91-1008; Section 3(f) of Ordinance No. 90-1077; Section 1(e) of Ordinance No. 90-1069; Section 1(e) of Ordinance No. 90-1066; Section 1(e) of Ordinance No. 90-1059, Section 1(e) of Ordinance No. 90-1055 and Section 3(e) of Ordinance No. 90-1037 are each amended to read as follows:

(f) **The Classification Plan.** All positions of employment with the City are allocated into the following classifications and titles:

Classification: Elective And Appointive Job #

City Manager 105

City Attorney 115

Assistant City Attorney/Prosecutor 116

City Clerk 120

Assistant City Manager 140

Classification: Office & Clerical Job #

General Clerical/Entry 200

Receptionist 205

General Clerical/Senior 210

Court Clerk 215

Court Typist 220
Secretary/Entry 225
Secretary/Senior 230
Executive Secretary 242
Accounting Clerk/Entry 245
Accounting Clerk/Senior 250
Data Entry Operator 270

Classification: Public Safety Job #

Dispatcher 300
Dispatcher/Probationary 300
Firefighter III 330
Firefighter II 330
Firefighter I 330
Probationary Firefighter 330
Lieutenant 350
Captain 375

Classification: Labor And Trades Job #

Waste Management Coordinator 465
Custodial Worker 475

Classification: Technical & Professional Job #

Accountant/Entry 500
Rec. Activities Coordinator 505
Personnel Assistant 507
Accountant/Senior/City Treasurer 510
Purchasing Agent/Buyer 515
Fire Department Public Educator 517
Human Services Coordinator 519
Planner/Entry 520
Planner/Senior 530

Budget/Finance Analyst 533
Engineer/Entry 540
Engineer/Senior 550
Public Works Engineer 555
Transportation Technician 556
Engineer Aide/Entry 560
Engineer Aide/Senior 570
Public Works Maintenance Supervisor 575
Electrical Inspector 576
Public Works Inspector 578
Fire Inspector 579
Building Inspector 580
Code Enforcement Officer 581
Permit Coordinator 582
Building Plans Examiner I 583
Building Plans Examiner II 584
Special Projects Coordinator 597
Classification: Supervisory & Management Job #
Court Administrator 615
Battalion Chief/Fire Marshal 625
Battalion Chief/Communications 625
Planning Director 630
Land Use Supervisor 631
Com. Development Supervisor 632
Land Use Administrator 633
Director of Finance 635
Public Works Director 645
Buildings Official 646
Roads/SWM Supervisor 647
Chief 650
Assistant Chief 652

Police Chief 655

Personnel Manager 660

Classification: Miscellaneous Job #

Beach Manager 702

Assistant Beach Manager 703

Lifeguard 704

After School Program Coordinator (part-time) 705

After School Program Counsel

(Teen Center part-time) 706

Recreation Leader (Teen Center part-time) 708

Recreation Attendant (part-time) 709

Victim Advocate (~~part-time~~) 730

SECTION 2. Adoption of Appendix A Compensation Plan.

The Compensation Plan attached to this Ordinance is hereby adopted as Appendix A to Ordinance No. 92-1002, Ordinance No. 91-1043, Ordinance No. 91-1033, Ordinance No. 91-1019, Ordinance No. 91-1008, Ordinance No. 90-1069, Ordinance No. 90-1066, Ordinance No. 90-1055, and Ordinance No. 90-1059.

SECTION 3. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 17th day of March, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1010

AN ORDINANCE of the City Council of the City of SeaTac relating to subdivisions and site improvements; providing authority for latecomers' agreements; providing for applications; establishing a preliminary approval procedure; requiring notice and establishing a hearing procedure; providing for final agreements and assessment rolls; providing for execution and recording; establishing contract finality; requiring title to improvements and assignment of benefits; providing for tender of charges; providing for release of assessments; establishing provisions for extension; establishing an administrative fee; and providing for non-responsibility of the City.

WHEREAS, pursuant to RCW 35A.11.050, the City may exercise any municipal power or authority granted by general law and may specifically acquire, own, improve, maintain and regulate public ways, waterways, sanitary and storm water sewer systems; and utility services, pursuant to RCW 35A.11.020, 35A.21.150, and 35A.80.010; and

WHEREAS, the Municipal Water and Sewer Facilities Act, at RCW 35.91.020, grants to the City authority to allow the connection of private water, storm water and sewer systems to the public systems and to provide for pro-rata reimbursement by owners subsequently connecting to the system; and

WHEREAS, RCW 35.68.020 and RCW 35.72.020 provide for similar pro-rata reimbursements as to street projects, sidewalks, curbs and gutters; and

WHEREAS, the City Council finds that providing for latecomers' agreements with developers, owners, and the City itself for the purpose of providing reimbursement of a pro-rata portion of the original costs of such systems is in the best interests of the public;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Authorization of Latecomers' Agreements.

The City hereby establishes a procedure for authorizing latecomers' agreements with developers, owners, and the City itself for the purpose of providing reimbursement of a pro-rata portion of the original costs of water systems, sanitary sewer systems, storm water drainage systems, and street and sidewalk improvements including signalization and lighting, when such improvements are required as a condition of subdivision, reclassification, or other development.

SECTION 2. Application for Latecomers' Agreements.

Application for a latecomers' agreement shall be made prior to the installation of the improvement. Application shall be made upon forms prepared by the Public Works Department. Any application for a latecomers' agreement shall contain, as a minimum, the following information:

- a. Legal description of the applicant's property;
- b. Legal description of the benefitted properties;
- c. Vicinity maps of applicant's property, benefiting properties, and the location of the improvement or improvements;

d. Estimated itemized cost data for the improvements;

e. Proposed pro rata share of the cost of the improvements to be borne by the benefiting properties, and a proposed method of assessment of that pro rata share to the individual benefiting properties.

SECTION 3. Preliminary Approval.

The City Council may grant preliminary approval for a latecomers' agreement for a period not in excess of two (2) years, based upon the information contained in the application for a latecomers' agreement and any input from the Public Works Department, or the City Council may deny the latecomers' agreement. The City Council may request further information from the applicant or City staff. As part of any preliminary approval, the Council shall indicate the duration for which the final latecomers' agreement will be approved after completion of the improvements, which approval period

shall not be more than fifteen (15) years.

SECTION 4. Notice and Hearing Procedure.

A. Private Improvements. Upon drafting of the preliminary assessment roll, the preliminary determination of the latecomers' area boundaries and assessments, along with a description of the property owners' rights and options to participate in the latecomers agreement, shall be forwarded by certified mail, return receipt requested, to the property owners within the proposed assessment area. The property owners may request a hearing before the City Hearing Examiner within ten (10) days of the mailing. The Hearing Examiner shall hold a public hearing, establish a record, and make a decision which shall be given the effect of a recommendation to the City Council, all pursuant to Chapter 1.20 of the SeaTac Municipal Code. The City Council's ruling shall be determinative and final.

B. City Improvements. The City may participate in a latecomers' agreement where the City has provided or joined in the financing of the improvements that will benefit other properties. No improvements that benefit the general public may be subject to a City held latecomers' agreement. The City may be reimbursed for its investment in the improvements in the same manner as owners of real property who participate in an improvement project and request a latecomers' agreement. The City may combine the preliminary and final latecomers' agreement and assessment rolls either prior to, or following, completion of the improvements. Authority of the City to participate in a latecomers' agreement is in addition to the power of the City to impose special utility connection charges and special assessment district charges.

SECTION 5. Final Latecomers' Agreement and Assessment Roll.

Upon completion of the improvement, final costs shall be submitted to the City. The Public Works Department shall prepare a final proposed latecomers' agreement and accompanying assessment roll. The assessment roll shall list all of the benefitted properties and owners as disclosed by the records of the King County Recorder. The cost of the improvements shall be distributed among the property owners on the roll based upon their pro-rata share of the said costs. The method of assessment to be used shall be one of, or a combination of, the following methods, unless otherwise approved or directed by the City Council:

- a. front foot method;
- b. zone front foot method;
- c. square footage method;
- d. contract method;
- e. trip generation (traffic) method;
- f. other equitable method;
- g. any combination of methods a through f.

SECTION 6. Execution and Recording.

Following receipt of the assessment roll, the City Council, if provided with sufficient information and if the improvement and cost thereof are consistent with the preliminary approval, shall grant the latecomers' agreement and, by resolution, shall authorize the City Manager to sign the same. The fully executed latecomers' agreement shall be recorded in the official property records of King County, Washington.

SECTION 7. Contract Finality.

Once the latecomers' agreement is recorded with the King County Recorder, it shall be binding on all properties and owners within the assessment area who are not party to the contract. A second notice reflecting final costs shall be mailed to the property owners by certified mail, return receipt requested, together with a copy of the latecomers' agreement, bearing the King County Recorder's File Number.

SECTION 8. Title to Improvements and Assignment of Benefits.

Before the City will collect any latecomers' charge, the holder of the latecomers' agreement shall transfer title to all of the improvements to the City. The holder of the latecomers' agreement shall also assign to the City the benefit and right to the latecomers' charge should the City be unable to locate the holder of the latecomers' agreement at the time of attempting to tender any charges received by the City pursuant to the latecomers' agreement. The holder of the latecomers' agreement shall be responsible for keeping the City informed of a current mailing address. Should the City be unable to locate the holder of the latecomers' agreement in order to deliver a latecomers' charge, the same shall be held by the City for the period of two (2) years. At any time within the

two (2) year period, the holder of the latecomers' agreement may receive the charge, without interest, by requesting payment of the City. After the expiration of the two (2) year period, all rights of the holder of the latecomers' agreement to that charge shall expire, and the City shall be deemed to be the owner of the funds.

SECTION 9. Tender of Charges.

When the City has received a latecomers' charge, it will forward the funds to the holder of the latecomers' agreement within thirty (30) days of receipt. Funds received by negotiable instrument, such as a check, will be deemed received ten (10) days after delivery to the City.

SECTION 10. Release of Assessments.

When funds are received pursuant to latecomers' agreement, the City shall record a certificate of payment and release of assessment as to the real property owned by the party paying the latecomers' charge, within thirty (30) days of receipt of the funds.

SECTION 11. Administrative Fee.

There shall be a fee to the City for the administration, processing and collecting the latecomers' agreement charges, in the amount of 15% of the total amount to be collected. Prior to the granting of the final latecomers' agreement there shall be paid to the City a processing fee in the amount of \$1,000.00. The said processing fee shall be credited against the total 15% fee. The 15% fee shall be collected by deduction from each individual latecomer charge payment and the balance shall be forwarded to the developer.

SECTION 12. Non-Responsibility of the City.

By entering into a latecomers' agreement, the City does not assume any responsibility for enforcement of the latecomers' agreement or charges thereunder. The assessment roll will be a matter of public record and will serve as notice to the owners of the potential assessment should connection to the improvements be made. The holder of the latecomers' agreement shall have sole responsibility to monitor connections to the improvement and liability for latecomers' charges.

SECTION 13. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 14th day of April, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

 ATTEST: Mayor

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1011

AN ORDINANCE of the City Council of the City of SeaTac adopting an interim Chapter Six, "Human Services Element" of the City Comprehensive Plan.

WHEREAS, as directed by the Council and pursuant to mandate of growth management legislation, the City Planning Commission has been developing the various elements of a new Comprehensive Plan; and

WHEREAS, on April 06, 1992, the Planning Commission and the Human Services Commission held a joint public hearing in regard to a Human Services Element for the City Comprehensive Plan, received public comment, and have now recommended the said Human Services Element to the Council for adoption;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Adoption Of The Human Services Element Of The Comprehensive Plan.

Chapter Six "Human Services Element" to the City Comprehensive Plan is hereby adopted, on an interim basis, by reference.

SECTION 2. Copies to Be Available.

A copy of the Human Services Element adopted by reference shall be authenticated and recorded by the City Clerk and not less than one (1) copy thereof shall be available in the office of the City Clerk for use and examination by the public.

SECTION 3. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents

pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 14th day of April, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1012

AN ORDINANCE of the City Council of the City of SeaTac relating to City employment and employees; adopting a cost of living allowance for the calendar year 1992 and increasing the compensation of the Beach Manager position; and adopting a revised Appendix A Compensation Plan.

WHEREAS, the City Council has previously enacted Ordinance No. 90-1037 establishing personnel policies and procedures; and

WHEREAS, Section 7(c) of Ordinance No. 90-1037 provides that the City Manager shall annually submit to the Council for consideration at an appropriate regular meeting the Compensation Plan and any recommended cost of living allowance; and

WHEREAS, the City Manager has now recommended a cost of living allowance to be added to the last adopted Compensation Plan; and

WHEREAS, it is appropriate to increase the hourly compensation of the Beach Manager position to ten dollars (\$10.00) per hour;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Adoption of Cost of Living Allowance For 1992.

Each employee not represented by a collective bargaining unit shall be entitled to a cost of living allowance equal to 3.0% of each such employee's monthly salary as shown on the Attachment A Compensation Plan in effect immediately prior to the effective date of this Ordinance, which cost of living allowance shall be retroactive to January 01, 1992. The retroactive percentage adjustment shall be based upon each employee's actual monthly salary during each pay period from January 01, 1992 until the effective date of this Ordinance so as to account for step increases, promotions or other increases in regular pay.

SECTION 2. Review of Cost of Living Allowance.

The City Council shall review the foregoing cost of living allowance during the second half of the calendar year 1992 and may, at that time, grant a further allowance.

SECTION 3. Adoption of Attachment A Compensation Plan.

The Compensation Plan attached to this Ordinance is hereby adopted as Appendix A to Ordinance No. 92-1009, Ordinance No. 92-1002, Ordinance No. 91-1043, Ordinance No. 91-1033, Ordinance No. 91-1019, Ordinance No. 91-1008, Ordinance No. 90-1077, Ordinance No. 90-1069, Ordinance No. 90-1066, Ordinance No. 90-1059, and Ordinance No. 90-1055, and shall include the 1992 cost of living allowance of 3.0%.

SECTION 4. Effective Date.

This Ordinance shall take effect and be in full force five (5) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 14th day of

April, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1013

AN ORDINANCE of the City Council of the City of SeaTac relating to zoning standards and regulation of signs; adopting certain provisions of the King County Zoning Code; classifying billboards as prohibited signs; and amending Sections 1, 11 and 16 of Ordinance No. 92-1008.

WHEREAS, the City Council previously enacted Ordinance No. 92-1008 which adopted a sign code applicable to all zoning classifications; and

WHEREAS, at request of the Planning Commission, billboards were not classified as prohibited signs in order to allow input from concerned parties as to appropriate regulation of billboards; and

WHEREAS, the Planning Commission has reported that no significant input or alternatives have been presented and that billboards should be classified as prohibited signs; and

WHEREAS, In order to address the concerns regarding rights of persons with signs which do not conform to the code provisions, pending further study of those provisions, it would be appropriate to repeal the language of the code which declares that signs which do not conform to the code are ineligible to be non conforming as that term is used in the code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Zoning Code.

Section 15.10.020 of the SeaTac Municipal

Code, Section 2 of Ordinance No. 90-1019, Section 1 of Ordinance No. 90-1076, Section 2 of Ordinance No. 91-1050, and Section 1 of Ordinance No. 92-1008 are each hereby amended to read as follows:

Title 21 of the King County Code as now in effect, and as may subsequently be amended, is hereby adopted by reference as the Zoning Code of the City of Seatac, subject, however, to the amendments set forth in any Ordinances of the City amending the said provisions, and providing further that provisions relating to regulation of signs ~~(except provisions regulating billboards, specifically including Chapter 21.53 of the King County Code, which are adopted)~~ and the following Sections and Subsections are specifically not adopted:

KCC 21.08.030(C)

KCC 21.08.030(L)

KCC 21.08.080(C)(2)

KCC 21.08.150(A)(2)

KCC 21.08.150(A)(3)

KCC 21.08.150(B)(2)

KCC 21.08.150(B)(3)

KCC 21.10.100(A)(2)
KCC 21.10.100(A)(3)
KCC 21.10.100(B)(2)
KCC 21.10.100(B)(3)
KCC 21.10.100(B)(4)
KCC 21.12.100(A)(2)
KCC 21.12.100(A)(3)
KCC 21.12.100(B)(2)
KCC 21.12.100(B)(3)
KCC 21.12.100(B)(4)
KCC 21.14.100(A)(2)
KCC 21.14.100(A)(3)
KCC 21.14.100(B)(2)
KCC 21.14.100(B)(3)
KCC 21.14.100(B)(4)
KCC 21.16.110(A)(2)
KCC 21.16.110(A)(3)
KCC 21.16.110(B)(2)
KCC 21.16.110(B)(3)
KCC 21.16.110(B)(4)
KCC 21.18.100(B)
KCC 21.51.050(A)(1)
KCC 21.51.050(A)(2)
KCC 21.51.050(A)(3)
KCC 21.51.050(A)(4)
KCC 21.51.050(A)(5)
KCC 21.51.050(A)(6)
KCC 21.51.050(A)(7)
KCC 21.51.050(A)(8)
KCC 21.51.050(B)
KCC 21.53.010

KCC 21.53.020

KCC 21.53.030

KCC 21.53.040

KCC 21.53.050

KCC 21.53.060

Unless the context indicates otherwise, the word "county" and the words "King County" shall refer to the City and references to county departments or officials shall be references to the City departments of officials having similar responsibility and authority.

Section 2. Prohibited Signs.

Section 15.16.100 of the SeaTac Municipal Code and Section 11 of the Ordinance No. 92-1008 are each hereby amended to read as follows:

The following signs or displays are prohibited, unless otherwise specifically approved by this chapter. Prohibited signs are subject to removal by the City at the owner's or user's expense, pursuant to Section 15.16.120.

A. Window signs containing material unrelated to the merchandise for sale or service performed by the person or business on whose premises or property the sign is located; provided, however, on-premises signs may call the attention of the public holidays or community events, the time and temperature;

B. Signs which purport to be, or are an imitation of, or resemble an official traffic sign or signal, and which bear the words "stop", "caution", "danger", "warning", or similar words;

C. Signs which, by reason of their size, location, movement, content, coloring or manner of illumination may be confused with or construed as a traffic control sign, signal or device, or the light of any emergency police, fire, or medical aid, or ambulance vehicle, or which obstruct the visibility of any traffic or street sign or signal device;

D. Signs which rotate or have a part or parts which move or revolve. Also signs with the movement of the hands of a clock or digital changes indicating time and temperature or national market indices or which

advertise a specific company or commodity are not permitted;

E. Banners, clusters of unauthorized flags, posters, pennants ribbons, streamers, strings of lights, spinners, twirlers or propellers, flashing rotating or blinking lights, chasing or scintillating lights, flares, balloons, bubble machines and similar devices of a carnival nature, or containing elements creating sound of smell. Exception: Certain of these devices are permitted on a limited basis as seasonal decorations under Section 15.16.080(I) or for grand openings of new businesses under Section 15.16.070(B) of this code;

F. Signs identifying or advertising activities, products, businesses or services which have been discontinued for more than sixty days on the premises upon which the signs are located;

G. Private signs on utility poles;

H. Searchlights, except if:

1. Used by any business or enterprise not more than once yearly for a maximum period of seven consecutive days or for purposes of the grand opening of a new enterprise or an enterprise under new management for a maximum period of seven consecutive days, (See Section 15.16.070 (B)); and

2. The beam of the searchlight does not flash against any building and does not sweep an arc greater than forty-five degrees from vertical.

I. Signs painted directly on building faces, walls or building structural components. painted signs are permitted only upon a backing of plywood or other material which can readily be removed from the building;

~~J.—K.~~ Portable signs, which for the purpose of this sign code shall mean a sign which has no permanent attachment to a building or the ground, including A-frame signs, pole attachments, mobile signs, but not including real estate open-house signs or A-frame signs permitted under Section 15.16.070, and political signs, provided such political signs must meet the requirements of Section 15.16.070 (D-E);

~~K.—L.~~ Signs for which a permit has been granted subject to conditions with which the permittee does not comply;

~~L.—M.~~ Signs for which a permit has been granted and subsequently revoked for cause by the Code Administrator;

~~M.—N.~~ Direction signs, except where specifically authorized under provisions of this sign code;

~~N.—O.~~ Signs erected, altered or relocated (excluding copy change) without a permit issued by the City and

any other governmental agency which requires a permit by law;

O.-P. Billboards.

Section 3. Nonconforming Signs.

Section 15.16.150 of the SeaTac Municipal Code, and Section 16 of Ordinance No. 92-1008 are hereby amended to read as follows:

A. General

To ease the economic impact of this sign code on businesses with substantial investment in signs in existence on the date of adoption of this code, nonconforming signs may continue in use for up to nine years after the effective date of this sign code. Similar treatment shall be accorded signs in areas annexed to the City after the effective date of this sign code.

B. Nonconforming Signs

1. Notification of Nonconformity or Illegality. The code administrator shall, as soon as practical, survey the City for signs which do not conform to the requirements of this sign code. Upon determination that a sign is nonconforming or illegal, the administrator shall use reasonable efforts to so notify, either personally or in writing, the sign user or owner of the sign and where practical the owner of the property on which the sign is located of the following; provided, that the business license of the business with which the sign is associated shall be presumed to be the sign user:

A. The sign's nonconformity or illegality;

B. Whether the sign may be eligible for a nonconforming sign permit.

If the identity of the sign user, owner of the sign, or owner of the property on which the sign is located cannot be determined after reasonable inquiry, the notice may be affixed in a conspicuous place on the sign or on the business premises with which the sign is associated. A file shall be established in the

Department of Planning and a copy of the notice and certification of posting shall be maintained for record.

2. Signs Eligible for Nonconforming Sign Permit. With the exceptions herein provided, any on-site primary sign located within the City limits on the effective date of this sign code, or located in areas annexed to the City thereafter, which does not conform with the provisions of this code, is eligible for characterization as a nonconforming sign provided it meets the following requirements:

A. The sign was covered by a sign permit on the effective date of this sign code, if one was required under applicable law; or

B. If no sign permit was required under applicable law, the sign was in all respects in compliance with applicable law on the effective date of this sign code.

Exceptions No temporary or special signs prohibited signs, or incidental signs as defined by this sign code, shall be eligible for characterization as nonconforming signs.

3. Number of Nonconforming Signs Permitted. Each sign user within the City having existing nonconforming signs meeting the requirements of the section shall be permitted to designate only one of such signs as nonconforming for each street upon which the business premises fronts. Such designation shall be made in the application for a nonconforming sign permit.

4. Permit for Nonconforming Signs. A nonconforming sign permit is required for each nonconforming sign. The permit shall be obtained by the sign user or the sign owner, or the owner of the property upon which the sign is located within sixty days of notification by the City. The permit shall be issued for a fee set by Resolution of the City Council and shall expire at the end of the applicable amortization period prescribed in this section. Applications for a nonconforming sign permit shall contain the name and address of the sign user, the sign owner and the owner of the property upon which the sign is located and such other pertinent information as the administrator may require, including proof of the date of installation of the sign.

A nonconforming sign for which no permit has been issued within the sixty-day (60) period shall within six (6) months be brought into compliance with the sign code or be removed. Failure to comply shall subject the sign user, owner or owner of the property on which the sign is located to penalties and abatement

pursuant to Section 15.16.120 of this sign code.

5. Loss of Nonconforming Status. A nonconforming sign shall immediately lose its nonconforming designation if:

A. The sign is altered in any way in structure or copy (except for changeable copy and normal maintenance), which tends to make the sign less in compliance with the requirements of this sign code than it was before the alteration; or

B. The sign is relocated to a position making it less in compliance with the requirements of this sign code; or

C. The sign is replaced; or

D. Any new primary sign is erected or placed in connection with the enterprise using the nonconforming sign; or

E. No application for a nonconforming sign permit is filed by the sign user, sign owner, or owner of the property upon which the sign is located within sixty (60) days following notification by the City that the sign is nonconforming and that a permit must be obtained.

Upon any of the above referenced circumstances occurring any permit or designation as a legal nonconforming sign shall become void. The administrator shall notify the sign user, sign owner or owner of the property upon which the sign is located of cancellation of the permit or designation and the sign shall immediately be brought into compliance with this sign code and a new permit secured therefor, or the sign shall be removed.

~~C. Illegal Signs.~~

~~An illegal sign is any sign which does not comply with the requirements of this sign code and which is not eligible for characterization as nonconforming.~~

D. Amortization Period for Nonconforming Signs.

Nonconforming signs for which nonconforming sign permit has been issued, may remain in nonconforming use for nine (9) years after the effective date of this sign code. Thereafter, such signs shall be brought into conformity with this code, and shall be authorized by permit, or shall be removed. Use during the amortization period may be continued only so long as the sign retains its legal nonconforming status. Upon any change in land use or occupancy, or change in business name, nonconforming signs shall, within six (6) months, be brought into conformity with this sign code, and shall be authorized by permit or shall be removed.

E. Nonconforming Sign Maintenance and Repair.

Nothing herein shall relieve the owner or user of a nonconforming sign or owner of the property on which the nonconforming sign is located from the provisions of this sign code, or any other ordinance, regarding safety, maintenance and repair of signs. Any repainting, cleaning, and other normal maintenance or repair of the sign or sign structure shall not modify a sign, structure or copy in any way which makes it less compliance with the requirements of this sign code. Any such modification will result in loss of legal nonconforming status.

F. Sign Amortization Exemption Process

1. **Applicability:** The exemption process applies to each nonconforming signs which is required to be removed following the amortization period.

2. **Purpose:** A sign amortization exemption is a mechanism by which the City may provide relief from the effect of the sign amortization program when its enforcement would fail to noticeably improve the appearance of the neighborhood and the City.

3. **Who May Apply:** The property owner or the person displaying the sign which is required to be removed may apply for a sign amortization exemption.

4. **Special Filing Requirements:** The applicant must submit a completed application within one (1) year prior to the end of the ~~of~~ amortization period. If a completed application is not so filed, the sign shall be removed at the end of the amortization period.

5. **Applicable Procedure:** The City will process an application for a sign amortization exemption through the Hearing Examiner appeal process, Chapter 1.20 of the SeaTac Municipal Code. A recommendation may be made by the Planning Commission to the Examiner as a part

of the City's staff report.

6. Decision Criteria: The Hearing Examiner may approve or approve with modifications an applications for a sign amortization exemption, if:

A. The sign is compatible with the architectural design of the structures on the subject property; and

B. The sign substantially complies with the requirements of this sign code; and

C. The sign is substantially in the same character as adjacent signs; and

D. the sign does not impede sight distance requirements at intersections, pursuant to Section 15.13.100, of the SeaTac Municipal Code; and.

E. If illuminated, the sign is oriented away from residentially developed or zoned property.

7. Exemption Limitations: If the Hearing Examiner approves or approves with modifications a sign amortization exemption, it shall be limited to a five year period. Upon the expiration of the five years, the sign shall be brought into conformance with the existing sign code.

8. Performance Bond: In appropriate circumstances, the City may require a reasonable performance or maintenance bond or assignment of funds to assure compliance with the sign code and exemption conditions as approved.

Section 4. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the day of , 1992, and signed in authentication of its passage this day of , 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1014

AN ORDINANCE of the City Council of the City of SeaTac relating to vehicles and traffic and to impoundment and redemption of vehicles; appointing King County as agent; providing definitions; providing for impoundment without prior notice; providing for impoundment after notice; establishing an impoundment procedure; requiring notification of impoundment; providing for redemption and hearing; establishing a post-impoundment hearing procedure; authorizing sale of unclaimed vehicles; providing for contracts for towing and storage; establishing additional towing contractor duties and records; authorizing standards; providing for copies of referenced documents; and establishing an effective date.

WHEREAS, King County has adopted an ordinance relating to impoundment and redemption of vehicles, which is found to be more appropriate than the pre-existing County ordinance; and

WHEREAS, adoption of a City ordinance will permit the Police Department to impound and provide for redemption of vehicles in a similar fashion;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Appointment of King County as Agent of the City.

King County and the King County Department of Public Safety are hereby appointed and authorized to act as agent of the City in regard to all impoundments and actions permitted by this Ordinance. In addition, authorized City employees of the Fire Department and Department of Public Works are empowered to request of police officers impoundments pursuant to this Ordinance.

SECTION 2. Definitions.

The following definitions shall apply in interpretation and enforcement of this Ordinance:

A. **"Impoundment"** means the removal of a vehicle to a storage facility either by an officer or authorized agent of the City including the King County Department of Public Safety, or by a towing contractor in response to a request from a police officer.

B. **"Towing Contractor"** means any firm, partnership, tow operator, association, or corporation duly licensed by the State of Washington to perform towing and storage services that enters into a contract with the King County Department of Public Safety to perform towing and storage services under the provisions of this Ordinance, or similar provision of the King County Code.

C. **"Vehicle"** shall have the definition set forth in RCW 46.04.670, and, in addition, shall include any junk vehicle as defined in RCW 46.55.010(4) as such statutes currently exist or as may subsequently be amended.

D. **"Workday"** means Monday through Friday, not

including Saturday and Sunday or legal holidays as defined in RCW 1.16.050.

SECTION 3. Impoundment Without Prior Notice.

A vehicle may be impounded with or without citation and without giving prior notice to its registered or legal owner under the following circumstances:

A. The vehicle is impeding or is likely to impede the normal flow of vehicular or pedestrian traffic;

B. The vehicle is illegally parked in a posted restricted zone where parking is limited to designated classes of vehicles, or is prohibited during certain hours, or on designated days, or at any time when the vehicle is interfering, or likely to interfere with, the intended use of such a restricted zone;

C. The vehicle poses an immediate danger to the public safety;

D. A police officer has information sufficient to form a reasonable belief that the vehicle is stolen;

E. A police officer has information sufficient to form a reasonable belief that the vehicle constitutes evidence of a crime or contains evidence of a crime, if impoundment is reasonably necessary to obtain or preserve such evidence;

F. Whenever a police officer finds an unattended vehicle at the scene of an accident or when the driver of a vehicle involved in an accident is physically or mentally incapable, or too intoxicated, to rationally decide upon steps to be taken to protect his or her property;

G. Whenever the driver of a vehicle is arrested or taken into custody by a police officer, and the driver is physically or mentally incapable, or too intoxicated, to rationally decide upon steps to be taken to protect his or her property;

H. Whenever a vehicle without a special license plate, card, or decal indicating that the vehicle is being used to transport a disabled person pursuant to RCW 46.16.381 is parked in a stall or space properly marked, as required by RCW 46.61.581, which space is provided on private property without charge or is on public property;

I. Whenever a mobile home is subject to removal from a mobile home park pursuant to a writ of restitution, provided such writ is attached to a King County Department of Public Safety impound report.

Nothing in this section shall derogate from the powers of police officers under the common law or other statute or

ordinance.

SECTION 4. Impoundment After Notice.

A vehicle not subject to impoundment under Section 3 of this Ordinance may be impounded after notice of such proposed impoundment has been securely attached to and conspicuously displayed on the vehicle for a period of twenty-four (24) hours prior to such impoundment if such vehicle is parked and/or used in violation of any law, ordinance or regulation; provided that if the vehicle has current vehicle license and tabs, an officer or authorized agent of the King County Department of Public Safety shall check the computer records to ascertain the identity of the last owner of record of the vehicle and shall make a reasonable effort to contact the owner in person or by telephone in order to notify the owner of the proposed impoundment.

SECTION 5. Impound Procedure.

When impoundment is authorized by this Ordinance, a vehicle may be impounded by a towing contractor acting at the request of a police officer. Such officer shall provide to the towing contractor a signed authorization for the tow and the impound before the towing contractor may proceed with the impound.

SECTION 6. Notification to Owner of Impound Vehicle.

A. When a vehicle is impounded, the impounding towing contractor shall provide notification of the impoundment to the legal and registered owner(s) of the vehicle. The notification shall be sent by first-class mail within twenty-four (24) hours after the impoundment to the last known name and address of the owner(s) of the vehicle, as identified by the Washington State Department of Licensing, and shall inform the owner(s) of the identity of the agency authorizing the impound. The notification shall include the name of the towing contractor, its address and telephone number, the location and time of the impound, and that the vehicle was impounded by authority of the King County Department of Public Safety. The notice shall also include written notice of the right of redemption and opportunity for a hearing to contest the validity of the impoundment pursuant to this Ordinance, as set forth on a form to be provided by the King County Department of Public Safety, in its capacity as agent of the City.

B. In the case of an abandoned vehicle, as defined in RCW 46.55.010(1), within twenty-four (24) hours after receiving information as to the vehicle owner(s) from the State Department of Licensing, the towing contractor shall send by certified mail, with return receipt requested, a notice of custody and sale to the legal and registered owner(s).

C. No notices need be sent to the legal or registered owner(s) of an impounded vehicle if the vehicle has been redeemed.

D. When a person seeks to redeem an impounded vehicle, the towing contractor shall give said person a copy of the towing and storage invoice as well as a written notice of the right of redemption and opportunity for a hearing, as set forth on a form developed by the King County Department of Public Safety. The towing contractor shall maintain a record evidenced by the redeeming person's signature that such notification was provided.

E. Similar written notice and record of notification for redemption and opportunity for a hearing, as set forth on a form provided by the King County Department of Public Safety, shall be given by the towing contractor at the time of releasing a vehicle impounded for investigatory purpose following authorization by the King County Department of Public Safety to release such vehicle.

SECTION 7. Redemption of Impounded Vehicles and Hearing Request.

Vehicles impounded shall be redeemed under the following circumstances:

A. Only the registered owner, the legal owner, or a person authorized in writing by the registered or legal owner, or one who purchased a vehicle from the registered owner and who produces proof of ownership or written authorization and signs a receipt therefor, may redeem an impounded vehicle.

B. Any person so redeeming an impounded vehicle must pay the towing contractor for costs of impoundment (towing and storage) before the vehicle will be released from impound. Such towing contractor shall accept only cash, major bank credit cards, certified bank drafts, money orders, and personal checks drawn on in-state banks in payment for such costs; provided, however, that if such a personal check is offered in payment for such costs, the person so offering the same may be required to show evidence of his or her identity by two pieces of identification which may include a driver's license, Washington State Identification Card issued by the Washington State Department of Motor Vehicles, other credit cards or similar forms of identification; provided, further, however, that if the contractor has reasonable cause to believe the tendered check is uncollectable, acceptance of such check may be refused in accordance with such standards as may be promulgated in accordance with Section 12 of this Ordinance, or as may be set forth in a contract entered into pursuant to Section 10 of this Ordinance.

C. Any person who stops payment on a personal check or credit card, or does not make restitution within ten (10) days from the date a check becomes insufficient due to lack of funds, or in any other manner defrauds the towing contractor in connection with services rendered pursuant to this Ordinance shall be liable to

the towing contractor for damages in the amount of twice the towing and storage fees, plus costs and reasonable attorney's fees.

D. Any person seeking to redeem an impounded vehicle has a right to a hearing pursuant to Section 8 of this Ordinance before an administrative hearing officer to contest the validity of the impoundment or the amount of towing and storage charges. Any request for a hearing shall be made in writing on a form provided for that purpose by the King County Department of Public Safety signed by such person and must be received by the King County Department of Public Safety within ten (10) days (including Saturdays, Sundays, and holidays) of the later of the date the notice of right of redemption and opportunity for hearing was mailed to such a person pursuant to Section 6(A) and (B) of this Ordinance, or the date such notice was given to such person by the towing contractor pursuant to Section 6(D) of this Ordinance. If the hearing request is not received by the King County Department of Public Safety within the ten (10) day period, the right to a hearing is waived and the registered owner is liable for any towing, storage, or other impoundment charges permitted under this Ordinance.

E. If a hearing as provided for in Section 8 of this Ordinance is requested, such hearing shall be held within two (2) working days of the receipt of the written request for the hearing by the King County Department of Public Safety.

SECTION 8. Post Impoundment Hearing Procedure.

A. In accordance with RCW 46.55.240(1)(d), the Sheriff-Director of the King County Department of Public Safety shall appoint one or more administrative hearing officers to conduct the post-impound hearings requested pursuant to Section 7 of this Ordinance. Such hearing officer shall determine whether the impoundment was proper and whether the towing and/or storage fees charged in connection with the impound were proper.

B. At the hearing, the Department may produce any relevant evidence to show that the impound and/or fees were proper. The officer's impound report and the towing contractor's impound receipts may be received in evidence. In determining whether the fees charged were proper, the hearing officer may take notice of the towing contractor's rates.

C. At the hearing, the person who requested the hearing may produce any relevant evidence to show that the impound and/or fees were not proper.

D. If the impoundment is found to be proper, the hearing officers shall enter an order so stating. If the costs of impoundment have not been paid, the hearing officer's order shall also provide that the impounded vehicle shall be released only after payment

of the costs of impoundment to the towing contractor.

E. If the impoundment is found to be improper, the hearing officer shall enter an order so stating and shall order the immediate release of the vehicle. If the costs of impoundment have already been paid, the hearing officer shall enter an order against the County and in favor of the person who has paid the costs of impoundment in the amount of costs of the impoundment plus interest at the rate of 12.0% per annum from the date on which that person paid such costs, and the County shall comply with such order. If the costs of impoundment have not been paid, the hearing officer shall enter an order directing the County to pay such costs to the towing contractor, and the County shall comply with such order.

F. If the hearing officer finds that the impoundment was proper, but that the towing and/or storage fees were improper, the hearing officer shall determine the correct fees to be charged. If the costs of impoundment have not been paid, the hearing officer shall order the release of the vehicle upon payment of the correct impoundment fees as determined by the hearing officer. If the costs of impoundment have been paid, the hearing officer shall enter an order against the County and in favor of the person who has paid the costs of impoundment for the amount of the overpayment plus interest at the rate of 12.0% per annum on the overpayment from the date on which that person paid such costs, and the County shall comply with such order. The towing contractor shall be liable to the County for the amount of such overpayment and interest at the rate of 12.0% per annum. The towing contractor shall make payment to the County no later than sixty (60) days after it receives notice of such requirement to pay. The County may bring an action in the King County District Court against the towing contractor to recover such overpayment plus interest at the rate of 12.0% per annum.

G. In accordance with RCW 46.55.240(1)(d), a decision made by an administrative hearing officer may be appealed to the King County District Court for final judgment.

SECTION 9. Sale of Unclaimed Vehicles.

A. Any impounded vehicle not redeemed within fifteen (15) days of mailing of the notice required by Section 6 of this Ordinance and not listed as a stolen vehicle, shall be deemed unclaimed and shall be sold at a public auction in accordance with the provisions and subject to all conditions of RCW 46.55.130; provided that, in the case of a vehicle impounded and held pursuant to order of a police officer as authorized by Section 3(D) or (E) of this Ordinance, the fifteen days shall not begin until forty-eight (48) hours after the King County Department of Public Safety shall have notified both the owner and towing contractor that it has authorized the release of the vehicle; provided further that when a timely request for a post-impound hearing has been made pursuant to Section 7 of this Ordinance, the sale of the vehicle

at public auction shall not take place until after the hearing has been conducted and the hearing officer has entered an order. Prior to sale at public auction, the towing contractor shall confirm with the King County Department of Public Safety that no hearing is pending.

B. When an unclaimed vehicle is sold at public auction pursuant to Subsequent A, above, the towing contractor may recover its towing and storage charges from the proceeds of sale. Such towing and storage charges shall be limited to the contract rates established pursuant to Section 10 of this Ordinance.

SECTION 10. Contracts for Towing and Storage.

The county executive, or designee, may enter into contracts with towing contractors to provide towing and storage services on request of the King County Department of Public Safety, which contracts shall be applicable to this Ordinance. Such contracts shall be at no cost to the County and City and shall provide that the towing contractor may recover the costs of towing and storage only from the person seeking to redeem the impounded vehicle, or from the proceeds of sale of an unclaimed vehicle pursuant to Section 9 of this Ordinance, and that the County shall not be responsible for payment of such costs except upon order of the administrative hearing officer pursuant to Section 8 of this Ordinance. The Sheriff-Director may specify that towing services obtained by the Department of Public Safety will be on a rotational or other basis within the City. The Sheriff-Director may specify the rates towing contractors may charge persons seeking to redeem impounded vehicles for towing and storage services provided pursuant to this Ordinance.

SECTION 11. Additional Towing Contractor Duties and Records.

Each towing contractor, in addition to fully complying with the standards set by the King County Department of Public Safety must:

- A. File its towing and storage rates with the King County Department of Public Safety;
- B. Maintain all vehicle transaction files for three (3) years.

SECTION 12. Standards.

The Sheriff-Director of the King County Department of Public Safety is authorized and directed to adopt standards that carry out the provisions and intent of this Ordinance. Towing contractors are required to comply with such standards.

SECTION 13. Copies To Be Available.

Copies of the King County Code, Contracts for towing and storage and Standards adopted by the Sheriff-Director of the King County Department of Public Safety adopted by reference

shall be authenticated and recorded by the City Clerk and not less than one (1) copy thereof shall be available in the office of the City Clerk for use and examination by the public.

SECTION 14. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 28th day of April, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1015

AN ORDINANCE of the City Council of the City of SeaTac, Washington, amending Ordinance No. 91-1029 which established the City's Urban Growth Boundaries, deleting a portion thereof on the West side of the City of SeaTac, and adding a portion of additional property to the City's Urban Growth Boundary to the North of the current boundary limits.

WHEREAS, the City Council of the City of SeaTac, Washington, adopted an Interim Urban Growth Boundary by it's Ordinance No. 91-1029, with that urban growth boundary including areas between the current city limits of the City of SeaTac and portions of Highway 509 and 1st Avenue South; and

WHEREAS, the City of SeaTac has also been approached by individuals interested in exploring possible annexation of property north of the current boundaries of the City's urban growth boundary; and

WHEREAS, since adoption of the initial Urban Growth Boundary for the City of SeaTac, the City of Burien was incorporated, and that incorporation included some of the property West of the current City limits of the City of SeaTac which was within the City of SeaTac's initial Urban Growth Boundary; and

WHEREAS, in order to be in a position to address the possible annexation of the property North of the current City limits of the City of SeaTac, it would be appropriate to include that property within the City's Urban Growth Boundary; and

WHEREAS, in light of the incorporation of the City of Burien, it would be appropriate to withdraw that portion of the current City limits of the City of Burien from the City of SeaTac's Urban Growth Boundary.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Deletion of Territory.

That Ordinance No. 91-1029 be, and hereby is amended so as to withdraw from the City's Urban Growth Boundary the following described property:

The portion of the current City limits of the City of Burien lying northerly of Des Moines Way South and Northerly of South 174th Street; lying Easterly of 1st Avenue South; lying Southerly of South 160th Street; and lying Westerly of the current City limits of the City of SeaTac; and that portion of the current City limits of the City of Burien lying Northerly of South 160th Street; Easterly of Highway 509; Southerly of South 128th Street; and Westerly of the current City limits of the City of SeaTac.

SECTION 2. Annexation of Territory.

That the City's Urban Growth Boundary shall be expanded to include the following described property:

That portion of unincorporated area of King County lying Northerly of the City of SeaTac; lying Easterly of Highway 509; lying Southerly of the current City limits of the City of Seattle; lying Westerly of the current City limits of the City

of Tukwila; and lying Northerly of South 128th Street.

SECTION 3. Copy to Be Filed With County.

That a copy of this Ordinance shall be forwarded to the King County Planning Department.

SECTION 4. Effective Date.

That this Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of the Ordinance summary as required by law.

PASSED by the City Council at a regular meeting thereof on the _____ day of _____, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Dan Heid, City Attorney

ORDINANCE NO. 92-1016

AN ORDINANCE of the City of SeaTac relating to the SeaTac Criminal Code; designating anti-prostitution emphasis areas; extending such areas to the north and south along SR-99 and along Military Road South; and amending Ordinance No. ~~90-1029, Section 34.~~ 90-1033, Section 1.

WHEREAS, Ordinance No. ~~90-1029~~ 1033 was adopted by the City Council on February 27, 1990 to establish the SeaTac Criminal Code; and

WHEREAS, Section 34 of the said Ordinance designated anti-prostitution emphasis areas to assure elimination of all prostitution and prostitution-related activity within specific areas of the City; and

WHEREAS, the City Council finds that prostitution and prostitution-related activity is, or may be, occurring north of the previously established northerly boundary of the designated areas and that extension of the areas is in the public interest;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Amendment. Ordinance No. ~~90-1029, Section 34~~ 1033, Section 1 is hereby amended to read as follows:

The following described areas of the City are designated to be anti-prostitution emphasis areas and enhanced penalties shall be applied in event of conviction of unlawful acts of prostitution, prostitution loitering, permitting prostitution or pandering, or patronizing a prostitute, within the said areas, pursuant to this Ordinance, in order to assure elimination of all prostitution and prostitution-related activity within these areas:

(a) An area coterminous with SR-99 from the intersection thereof with South 216th Street, as a southerly boundary, to the intersection thereof with ~~Military Road South~~ South 152nd Street, as a northerly boundary, and extending for three blocks to the east of the easterly margin of SR-99 along the said length thereof, and extending for three blocks to the west of the westerly margin of SR-99 along the said length thereof.

(b) An area coterminous with Military Road South from the intersection thereof with SR-99, as a southerly boundary, to the intersection thereof with South 128th Street, as a northerly boundary, and extending for three blocks to the east of the easterly margin of Military Road South along the said length thereof, and extending for three blocks to the west of the westerly margin of Military Road South along the said length thereof.

(c) An area coterminous with South 200th Street from the intersection thereof with 26th Avenue South, as a westerly boundary, to the intersection thereof with 32nd Avenue South, as an easterly boundary, and extending for three blocks to the south of the southerly margin of South 200th Street along the said length thereof, and extending for three blocks to the north of the northerly margin of South 200th Street along the said length thereof.

(d) An area coterminous with South 188th Street from the intersection thereof with the Alaska Service Road, as a westerly boundary, to the intersection thereof with 37th Avenue South, as an easterly boundary, and extending for three blocks to the south of the southerly margin of South 188th Street along the said length thereof, and extending for three blocks to the north of the northerly margin of South 188th

Street along said length thereof.

(e) An area coterminous with South 176th Street from the intersection thereof with SR-99, as a westerly boundary, to the intersection thereof with 40th Avenue South, as an easterly boundary, and extending for three blocks to the south of the southerly margin of South 176th Street along the said length thereof, and extending for three blocks to the north of the northerly margin of South 176th Street along said length thereof.

(f) An area coterminous with South 162nd Street from the intersection thereof with 32nd Avenue South, as a westerly boundary, to the intersection thereof with Military Road South, as an easterly boundary, and extending along the said length thereof.

(g) An area coterminous with South 208th Street, the intersection thereof with 24th Avenue South, as a westerly boundary, to the intersection thereof with Interstate Highway 5, as the easterly boundary, and extending along said length thereof.

(h) An area coterminous with 204th Street, from its intersection with the boundary of the Port of Seattle property, as a westerly boundary, to the intersection thereof with Interstate Highway 5, as an easterly boundary, and extending along said length thereof.

(i) An area coterminous with South 192nd Street from the intersection thereof with the boundary of the Port of Seattle property, as a westerly boundary, to the intersection thereof with Interstate Highway 5, as an easterly boundary, and extending along said length thereof.

(j) An area coterminous with South 180th Street from the intersection thereof with 32nd Avenue South, as a westerly boundary, to the 3600 block area of South 180th Street, as an easterly boundary, an extending along said length thereof.

(k) An area coterminous with Military Road from the intersection thereof with the southerly boundary of the city limits, as a southerly boundary, to the intersection thereof with the northerly boundary of the city limits, as a northerly boundary, and extending along said length thereof.

(l) Any other area found by the Judge of the Municipal Court to warrant designation as an anti-prostitution emphasis area when specifically set forth and identified in a court order naming a particular defendant.

SECTION 2. Effective Date.

This Ordinance shall take effect and be in full force five (5) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 10th day of April, 1990, and signed in authentication of its passage this 11th day of April, 1990.

CITY OF SEATAC

FRANK HANSEN, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

ROBERT L. McADAMS, City Attorney

ORDINANCE NO. 92-1017

AN ORDINANCE of the City Council of the City of SeaTac relating to City employment and employees; adopting a revised Appendix A, Pay and Compensation Plan, adding a Seasonal Maintenance Worker (full-time) and a Seasonal Worker, and adding the word "Summer" to the After School Program Counselor and Program Coordinator positions.

WHEREAS, the City Council has previously enacted Ordinance No. 90-1037 establishing personnel policies and procedures; and

WHEREAS, in connection with said Ordinance, a Pay and Compensation Plan has been adopted for City employees; and

WHEREAS, in order to meet the needs of the City it is appropriate to amend the Pay and Compensation Plan so as to add a Seasonal Maintenance Worker (full-time) and a Seasonal Worker, and to add the word "Summer" to After School Program Counselor and to After School Program Coordinator.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. Adoption of Attachment A Compensation Plan.

The Compensation Plan attached to this Ordinance is hereby adopted as Appendix A to Ordinance No. 92-1012, Ordinance No. 92-1009, Ordinance No. 92-1002, Ordinance No. 91-1043, Ordinance No. 91-1033, Ordinance No. 91-1019, Ordinance No. 91-1008, Ordinance No. 90-1077, Ordinance No. 90-1069, Ordinance No. 90-1066, Ordinance No. 90-1059, and Ordinance No. 90-1055, adding to the City's Pay and Compensation Plan a Seasonal Maintenance Worker (full-time) and a Seasonal Worker, and adding the word "Summer" to After School Program Counselor and After School Program Coordinator.

SECTION 2. Effective Date.

This Ordinance shall take effect and be in full force five (5) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the day of , 1992, and signed in authentication of its passage this day of , 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

City Attorney

ORDINANCE NO. 92-1018

AN ORDINANCE of the City Council of the City of SeaTac, Washington creating new Sections 3.50.010, 3.55.010, 3.60.010, 12.20.010, 12.25.010 and 12.30.010 of the City Code establishing water, sanitary sewer and surface water utilities and utility funds.

WHEREAS, the City of SeaTac, Washington, which currently has a surface water management plan, needs to develop water and sanitary sewer comprehensive plans to meet the need of its citizens, and to comply with the requirements of the State's Growth Management Act; and,

WHEREAS, in order to adequately meet the needs of the citizens of SeaTac and to be prepared to meet the future needs of its citizens, it would be appropriate for the City Council of the City of SeaTac, Washington, to establish utilities and utility funds to make the appropriate studies required for a full comprehensive plan, as required by State law, and to be in a position to acquire, develop and operate those utilities, as needs dictate.

NOW, THEREFORE, THE CITY COUNCIL OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That a new Section 3.50.010 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

WATER UTILITY FUND

3.50.010 Fund Created. There is hereby created a fund which shall be known as the "Water Utility Fund." All revenues, assessments and other charges collected by the utility, or otherwise received for water utility purposes or attributable to the operation and maintenance of the utility, and all loans to or grants or funds received for the construction, improvement and operation of the utility shall be deposited in the Water Utility Fund. All disbursements for costs of planning, constructing, acquiring, maintaining, operating and improving the water utility facilities,

no matter what their nature, and all disbursements for costs of administering the utility shall be made from the Water Utility Fund.

2. That a new Section 3.55.010 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

SANITARY SEWER UTILITY FUND

3.55.010 Fund Created. There is hereby created a fund which shall be known as the "Sanitary Sewer Utility Fund." All revenues, assessments and other charges collected by the utility, or otherwise received for sanitary sewer utility purposes or attributable to the operation and maintenance of the utility, and all loans to or grants or funds received for the construction, improvement and operation of the utility shall be deposited in the Sanitary Sewer Utility Fund. All disbursements for costs of planning, constructing, acquiring, maintaining, operating and improving the sanitary sewer utility facilities, no matter what their nature, and all disbursements for costs of administering the utility shall be made from the Sanitary Sewer Utility Fund.

3. That a new Section 3.60.010 of the SeaTac Municipal Code be, hereby is, created to read as follows:

SURFACE WATER UTILITY FUND

3.60.010 Fund Created. There is hereby created a fund which shall be known as

the "Surface Water Utility Fund." All revenues, assessments and other charges collected by the utility, or otherwise received for surface water management purposes or attributable to the operation and maintenance of the utility, and all loans to or grants or funds received for the construction, improvement and operation of the utility shall be deposited in the Surface Water Utility Fund. All disbursements for costs of planning, constructing, acquiring, maintaining, operating and improving the drainage utility facilities, no matter what their nature, and all disbursements for costs of administering the utility shall be made from the Surface Water Utility Fund.

4. That a new Section 12.20.010 of the SeaTac Municipal Code

be, and the same hereby is, created to read as follows:

WATER UTILITY

12.20.010 Utility Created. A. There is hereby created and established a water utility of the City which shall administer the City's domestic water utility, and shall be known as the "City of SeaTac Water Utility", hereinafter referred to as the utility.

B. The City shall exercise through the utility, where possible, all the lawful powers necessary and appropriate for the construction, condemnation, purchase, acquisition, addition to, maintenance, operation, management, regulation, and control of the Water Utility created hereby, and as the same may hereinafter be amended, added to, bettered or extended within or without the present and future limits of the City, including, without limitation, all the lawful powers to fix, alter, regulate and control the rates, charges and conditions for the use thereof, to purchase and condemn property on behalf of the utility, and to alter and amend the City's Water Utility, as necessary to implement the policies of the City pertaining to the utility.

5. That a new Section 12.25.010 of the SeaTac Municipal Code

be, and the same hereby is, created to read as follows:

SANITARY SEWER UTILITY

12.25.010 Utility Created. A. There is hereby created and established a sanitary sewer utility of the City which shall administer the City's sanitary sewer utility and shall be known as "City of SeaTac Sanitary Sewer Utility," hereinafter referred to as the utility.

B. The City shall exercise through the utility where possible, all the lawful powers necessary and appropriate for the construction, condemnation, purchase, acquisition, addition to maintenance, operation, management, regulation, and control of the sanitary sewer utility created hereby, and as the same may hereinafter be amended, added to, bettered or extended within or without the present and future limits of the City, including, without limitation, all the lawful powers to fix, alter, regulate and control the rates, charges and conditions of the use thereof, to purchase and condemn property on the behalf of the utility, and to the alter and amend the City's Sanitary Sewer Utility, as necessary to implement the policies of the City pertaining to the utility.

6. That a new Section 12.30.010 of the SeaTac Municipal Code

be, and the same hereby is, created to read as follows:

SURFACE WATER UTILITY

12.30.010 Utility Created. A. There is hereby created and established a surface water utility of the City which shall administer the City's surface water utility and shall be known as the "City of SeaTac Surface Water Utility,"

hereinafter referred to as the utility.

B. The City shall exercise through the utility, where possible, all the lawful powers necessary and appropriate for the construction, condemnation, purchase, acquisition, addition to, maintenance, operation, management, regulation, and control of the surface water utility created hereby, and as the same may hereinafter be amended, added to, bettered or extended within or without the present and future limits of the City, including, without limitation, all the lawful powers to fix, alter, regulate and control the rates, charges and conditions for the use thereof, to purchase and condemn property on behalf of the utility, to regulate action taken with respect to public and private property which affects the flow of surface water, and the use of drainage facilities, and to alter and amend the City's Surface Water Utility as necessary to implement the policies of the City pertaining to the utility.

7. If any provision of this Ordinance or its application to any person or circumstances is held to be invalid, the remainder of the Ordinance or the application of the provision to any other person or circumstances shall be not be affected.

8. This Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1019

AN ORDINANCE of the City Council of the City of SeaTac relating to business licenses and regulations: providing for specific regulation and licensing of businesses offering adult entertainment or adult theater, and adult use establishments; providing for license applications; providing for managers and entertainers license applications; establishing standards for denial; establishing standards for suspension or revocation; amending Section 5.30.100 of the SeaTac Municipal Code and Section 10A of Ordinance No. 91-1023; amending Section 5.30.110 of the SeaTac Municipal Code and Section 10B of Ordinance No. 91-1023; amending Section 5.30.130 of the SeaTac Municipal Code and Section 11 of Ordinance No. 91-1023; and amending Section 5.30.190 of the SeaTac Municipal Code and Section 17 of Ordinance No. 91-1023.

WHEREAS, the City Council has previously enacted Ordinance No. 91-1023, now codified at Chapter 5.30 of the SeaTac Municipal Code for the purpose of licensing and regulating adult entertainment, adult theater, adult use establishments, and managers and entertainers; and

WHEREAS, no specific time limitations were included in the said Ordinance for issuance or denial of licenses; and

WHEREAS, the Department of Finance has now implemented policies and procedures which provide timely issuance or denial of licenses and the City Council finds that inclusion of specific time limitations would preclude potential constitutional challenges; and

WHEREAS, the City Council finds that amendments to the standards for denial, suspension or revocation of licenses is appropriate to avoid potential constitutional challenges;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC DO ORDAIN AS FOLLOWS:

SECTION 1. License Applications - Adult Entertainment, Adult Theater and Adult Use Establishments.

Section 5.30.100 of the SeaTac Municipal Code and Section 10A of Ordinance No. 90-1023 are each hereby amended to read as follows:

All applications for a license to conduct or operate adult entertainment, adult theater, adult use establishments, shall be submitted in the name of the person or entity proposing to conduct such activity on the business premises and shall be signed by such person or and shall be notarized or certified as true under penalty of perjury. All applications shall be submitted on a form supplied by the Director of Financing, which shall require the following information. Failure to provide the information required will constitute an incomplete application, and such application shall not be processed. Otherwise, the Director shall immediately commence processing of the application and shall issue or deny the license without undue delay.

SECTION 2. Managers and Entertainers License Applications.

Section 5.30.110 of the SeaTac Municipal Code and Section 10B of Ordinance No. 90-1023 are each hereby amended to read as follows:

All applications for a manager's or entertainer's license shall be signed by the applicant and shall be notarized or certified to be true under penalty of perjury. All applications shall be submitted on a form supplied by the Director of Financing, which shall require the following information. Failure to provide the information required will constitute an incomplete application, and such application shall not be processed. Otherwise, the Director shall issue or deny the manager's or entertainer's license within two (2) working days following submission of the application.

SECTION 3. License - Standards for Denial.

Section 5.30.130 of the SeaTac Municipal Code and Section 11 of Ordinance No. 90-1023 are each hereby amended to read as follows:

The Director shall deny any license for adult entertainment, adult theater or adult use establishments, and any manager's or entertainer's license, if the Director determines that the applicant has:

A. Made, with intent to mislead, a materially false statement in the application for license or a renewal of a license.

~~B. Violated, or encouraged, permitted, or authorized any violation of, any provisions of this Ordinance by any person, specifically including, but not limited to, violations of the standards of conduct and operation contained Section 5.30.160 of the SeaTac Municipal Code.~~

~~CB. Been convicted of any felony within the period of five (5) years preceding the date of the application or of any misdemeanor or gross misdemeanor involving moral turpitude, prostitution, sexual offenses, or violation of any adult entertainment, adult theater, adult use establishment, or massage parlor business regulations, within the period of five (5) years preceding the date of the application;~~ crime which is directly related to the business or employment for which the license is sought, and the time elapsed since the conviction is less than two (2) years, including, but not limited to, prostitution or patronizing a prostitute which occurred on the premises or grounds of an adult entertainment, adult theater, or adult use establishment business, within the past two (2) years, providing, however, that this Subsection shall not apply to convictions referred to in Subsection (d) below.

C. Been administratively found to have violated, or been convicted of, any adult entertainment, adult theater, or adult use establishment business standard of conduct or similar regulation and to be under a present term of administrative, or judicial suspension, deferral, revocation, or other sanction.

~~D. Previously suffered any denial or revocation of any~~

~~adult entertainment, adult theater, adult use establishment, or massage parlor business license or permit or of any manager's or entertainer's license, in the State of Washington or any other state, within the period of five (5) years preceding the date of the application.~~

~~E. Previously operated any adult entertainment, adult theater, adult use establishment, or massage parlor, within the City or elsewhere, within the period of five years preceding the date of application, and caused or permitted violation of the standards of conduct and operation then applicable within the jurisdiction.~~

SECTION 4. Standards for Suspension or Revocation of License.

Section 5.30.190 of the SeaTac Municipal Code and Section 17 of Ordinance No. 90-1023 are each hereby amended to read as follows:

The Director shall suspend or revoke any license for adult entertainment, adult theater, or adult use establishments, and any manager's or entertainer's license, on the following bases: ~~if it is determined that the licensee has:~~

(A) Any such license shall be suspended for the period of thirty (30) days if the licensee is convicted of, or has violated, or encouraged, permitted, or authorized any violation of any adult entertainment, adult theater, or adult use establishment business standard of conduct or similar regulation. The period of suspension shall be increased to sixty (60) days upon a second such conviction or violation within the period of two (2) years. The period of suspension shall be increased to ninety (90) days upon a third such conviction or violation within the period of two (2) years.

(B) Any such license shall be revoked for the period of one (1) year if it is determined that the licensee has:

(A) (1) Made, with the intent to mislead, a materially false statement in the application for a license or a renewal of a license;

(B) Violated, or encouraged, permitted, or authorized any violation of, any provisions of this Ordinance by any person, specifically including, but not limited to, violations of the standards of conduct and operation contained in Section 14 of this Ordinance;

(C) (2) Been convicted of any felony within the period of five (5) years preceding the date of the application or any misdemeanor or gross misdemeanor involving moral turpitude, prostitution, sexual offenses, or violation of any adult entertainment, adult theater and adult use establishment or massage parlor business regulations, within the period of five (5) years preceding the date of the application crime which is directly related to the business or employment for which the license is sought, and the time elapsed since the conviction is less than two (2)

years, including, but not limited to, prostitution or patronizing a prostitute which occurred on the premises or grounds of an adult entertainment, adult theater, or adult use establishment business, providing, however, that this Subsection shall not apply to convictions referred to in Section 5.30.130D of the SeaTac Municipal Code.

~~(D) Previously suffered any denial, suspension or revocation of any adult entertainment, adult theater, adult use establishment, or massage parlor business license or permit or any of any manager's or entertainer's license, in the State of Washington or any state, within the period of five (5) years preceding the date of the application.~~

(3) Violated Subsection (A), above, four (4) or more times within the period of two (2) years.

SECTION 5. Effective Date.

This Ordinance shall take effect and be in full force thirty (30) days after its passage and publication of a summary of its contents pursuant to law.

PASSED by the City Council at a regular meeting thereof on the 26th day of May, 1992, and signed in authentication of its passage this 26th day of May, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

DAN HEID, City Attorney

ORDINANCE NO. 92-1020

AN ORDINANCE of the City Council of the City of SeaTac, Washington approving upon conditions and subject to certain contingencies the Final Plat for the development commonly known as Stutz Angle Lake View.

WHEREAS, on the 24th day of September, 1991, the County Council for King County, Washington, granted preliminary Plat approval for the development of an Eight (8) lot subdivision to be known as Stutz Angle Lake View, pursuant to Resolution No. 91-074; and,

WHEREAS, the property subject of said proposed Plat is property which had been part of unincorporated King County but which became a part of the City of SeaTac when the City of SeaTac was incorporated; and,

WHEREAS, one (1) condition of approval of the preliminary plat regarding street trees was changed by the City Council at its meeting of October 22nd, 1991, under Resolution 91-080; and, **WHEREAS**, the developer requested final Plat approval of the City of SeaTac, pursuant to the provisions of the SeaTac Municipal Code; and,

WHEREAS, the City Council considered the request for final approval of the Plat and reviewed the factors involved at its meeting on the ninth (9th) day of June, 1992, which meeting was held pursuant to regular notice for City Council meetings; and,

WHEREAS, the proposed final Plat of Stutz Angle Lake View makes provisions for roads, storm drainage, and erosion control; and,

WHEREAS, the proposed final Plat of Stutz Angle Lake View is beneficial to the public health, safety and general welfare, and the public use and interest will be served by the Platting of this subdivision; and,

WHEREAS, staff has recommended that final approval of the Plat.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That the final Plat of Stutz Angle Lake View is approved.
2. That the City Manager is hereby authorized to sign the Final Plat, indicating approval of the City Council of the City of SeaTac, Washington.
3. That the Final Plat of Stutz Angle Lake View shall be final only upon completion of the conditions identified above, and upon completion of the recording requirements pursuant to City Code.
4. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1021

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 1 of substitute Ordinance No. 91-1022, extending the moratorium on adult entertainment, adult theater and adult use establishments

WHEREAS, in connection with the findings of City of SeaTac City Council substitute Ordinance No. 91-1022, the City Council found that the use of property to operate, conduct, or maintain adult entertainment, adult theater, and adult use establishments is a use which, because of its very nature, has serious objectionable operational characteristics; and,

WHEREAS, the City Council was looking to the Washington State Legislature for legislation which would address adult entertainment regulation and restrictions, which legislation has not, yet, passed; and,

WHEREAS, the City Council is in the process of developing comprehensive plans and zoning regulations which are not, yet, completed; and,

WHEREAS, the moratorium established by substitute Ordinance 91-1022, needs to be extended pending completion of development of comprehensive plans and/or legislative action addressing adult establishments.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 1 of substitute Ordinance 91-1022, be, and the same hereby is, amended so that the moratorium established thereby is extended as follows:

Moratorium Established.

Through June 30, ~~1992~~ 1993, or until the City's new comprehensive land use plan and zoning regulations governing the location of places of adult entertainment, adult theater and adult use establishments shall take effect, whichever is sooner, no application for use permits or building permits for places of adult entertainment, adult theater, and adult use establishments shall be accepted, no use permits or building permits for adult entertainment, adult theater, and adult use establishments shall be issued, no applications for business licenses for adult entertainment, adult theater, and adult use establishments shall be accepted, and no adult entertainment, adult theater, and adult use establishment licenses shall be issued.

2. **Emergency.** The City Council finds as a fact and declares that a public emergency exists and that this Ordinance is necessary for the protection of public health, public safety, public property, or the public peace, and shall take effect and be in full force and effect upon the date of adoption.

PASSED by the City Council at a regular meeting thereof on the _____ day of _____, 1992, and signed in authentication of its passage this _____ day of _____, 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1022

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 5.05.340 of the SeaTac Municipal Code relating to fireworks

WHEREAS, the current provisions of the SeaTac Municipal Code provide that fireworks may be discharged within the City during a period of time from June 28th to July 6th; and,

WHEREAS, particularly in light of the current water conservation efforts which will restrict watering of lawns and vegetation and result in a higher risk of fireworks fires because of dryer vegetation, and in order to better address the safety concerns involving the use of fireworks, it would be appropriate to restrict the use of fireworks to fewer days than is currently provided.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 5.05.340 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

5.05.340 Fireworks.

The following listed sections of Chapter 6.26 King County Code as now in effect, and as may be subsequently amended, are hereby adopted by reference except that, unless the context indicates otherwise, the words "County" or "King County", and reference to occurrences within the geographic boundaries of "King County outside the limits of incorporated cities and towns" shall refer to the City and its geographic boundaries, the word "director" shall refer to the City's Director of Finance, the word "fire marshal" shall refer to the City's Fire Chief, and that the penalties for late payment of license fees shall be as prescribed at Section 5.05.140.

6.26.010 Scope.

6.26.020 Definitions.

6.26.030 Permits.

6.26.040 Authority to issue permits and enforce chapter, except that appeals shall be governed by Section 5.05.160.

6.26.050 Legal fireworks.

6.26.060 Retail sale and discharge of fireworks, except that the fee and deposit, commencing in 1991, shall be established by resolution of the City Council. Also except that no common fireworks may be discharged except between the following date and hours:

July 4th, from

9:00 a.m. to 11:00 p.m.

6.26.070 Operation of retail outlets.

6.26.080 Public display of fireworks, except that the fee and deposit, commencing in 1991, shall be established by resolution of the City Council.

6.26.090 Prohibited acts.

6.26.100 Seizure of fireworks.

2. **Emergency.** The City Council finds as a fact and declares that a public emergency exists and that this Ordinance is necessary for the protection of public health, public safety, public property, or the public peace, and shall take effect and be in full force and effect upon the date of adoption.

ADOPTED this _____ day of _____, 1992, and signed in authentication thereof on this _____ day of _____, 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1023

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 2.35.070 of the Municipal Code relating to removal of Civil Service Commissioners.

WHEREAS, the current provisions of the SeaTac Municipal Code

relating to removal of Civil Service Commissioners essentially parrots the language of the State statute, specifically a portion of Section 41.08.030 of the Revised Code of Washington which indicates that any member of such commission may be removed from office for incompetency, incompatibility or dereliction of duty, malfeasance in office, or other good cause; and

WHEREAS, in the recent decision of the Washington State Supreme Court, Yakima v. Fire Fighters, 117 Wn.2d 655 (1991), the court held that the City of Yakima Civil Service Commission lacked sufficient independence from the City because Civil Service Commissioners could be removed from office of incompatibility (the Yakima provisions also followed the language of the State statute); and,

WHEREAS, the court further ruled that because the Civil Service Commission was not sufficiently autonomous and independent from the City, the rules and regulations addressing such things as working conditions, grievance procedures, and promotions, would need to be negotiated with the collective bargaining unit representing the Fire Fighters; and

WHEREAS, in order to address the concern expressed by the Washington State Supreme Court in the Yakima case, it would be appropriate to amend Section 2.35.070 of the City Code to delete incompatibility as a reason for removal of Civil Service Commissioners, so that SeaTac's Civil Service Commissioners may be viewed as more autonomous and independent from the City, so that the City would not have to negotiate with the Union changes implemented by the Civil Service Commission.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 2.35.070 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

**2.35.070 Public Safety Civil Service Commission-
Removal of commissioners.**

Any member of the Public Safety Civil Service Commission may be removed from office for incompetency, ~~incompatibility~~ or dereliction of duty, malfeasance in office, or other good cause; provided, however, that no member of the Commission shall be removed until written charges have been preferred by at least one other Commissioner, or by the City Manager; due notice, in writing, shall have been given not less than ten (10) days prior to hearing; and a full hearing shall be had before the two Commissioners not charged and the City Manager. In event that charges are preferred against two or more members of the Commission by the City Manager, then the full hearing shall be before the City Council.

2. Section 2 of the Ordinance provides that the Ordinance shall be in full force and in effect (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed
in authentication thereof on this day of ,
1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1024

AN ORDINANCE of the City Council of the City of SeaTac, Washington creating a new Chapter 2.22 relating to the Human Relations Commission

WHEREAS, in order to address and adequately respond to the needs of the community with respect to Human Relations and Community Relations issues, it is appropriate that a Human Relations Commission be created to assist the Council in suggestions, recommendations and development of proposals for services, activities and functions of the City to meet the Human Relations needs of the citizens.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new Chapter 2.22 of the SeaTac Municipal Code be and the same hereby is, created to read as follows:

Section 2.22.010 Human Relations Commission created.

There is hereby created an advisory commission to be known as the "Human Relations Commission of the City of SeaTac".

Section 2.22.020 Membership.

There shall be five (5) members of the Human Relations Commission.

Section 2.22.030 Appointment.

The members of the Human Relations Commission shall be appointed by the Mayor, subject to confirmation by the City Council.

Section 2.22.040 Term of office.

The members of the Human Relations Commission shall serve for a term of three (3) years. If a member of the Human Relations Commission shall be absent without prior notification or excuse from three consecutive, regularly scheduled meetings of the commission, the chairperson of the Human Relations Commission may declare the position held by that member vacant and a new member may be appointed pursuant to Section 2.22.030.

Section 2.22.050 Rules of procedure.

The Human Relations Commission shall elect its own chairperson to preside over its meetings, and may create and fill such other offices among its members as may be determined by the commission to be required. A majority of the membership of the Human Relations Commission shall constitute a quorum for its meetings. The Human Relations Commission is also authorized to adopt rules of procedure for the conducting of its meetings, subject to confirmation by the City Council.

Section 2.22.060 Compensation.

The members of the Human Relations Commission shall serve without compensation.

Section 2.22.070 Expenses.

The City Council may appropriate a budget for the Human Relations Commission to provide for necessary expenses and expenditures. The City shall provide the Human Relations Commission with adequate space and facilities and necessary supplies to facilitate the operations and functions of the commission.

Section 2.22.080 Conflicts of interest.

If any member of the Human Relations Commission concludes that a member has a conflict of interest with respect to a matter which is pending before the commission, that member shall disqualify himself or herself from participating in any deliberations, discussions and decision making processes of the commission.

Section 2.22.090 Meetings.

The Human Relations Commission shall hold such meetings as may be deemed to be necessary for the completion of its purposes, responsibilities and functions. Regular meetings shall be held at least once per month unless there is no business to be considered by the commission. Special meetings may be called by the chairperson or by three (3) members of the commission. The City Manager or designee shall attend such meetings of the commission and shall take and publish minutes of the meetings of the commission. Published copies of the minutes of the Human Relations Commission meetings shall be provided to each member of the Human Relations Commission and to each member of the City Council.

Section 2.22.100 Commission responsibilities.

The Human Relations Commission shall make reports and recommendations to the City Council concerning Human Rights and Community Relations issues and shall discharge the following responsibilities:

- A. Review City programs, activities, functions and facilities and make recommendations to the City Council for new, amended or changed programs, functions, activities and facility needs;
- B. Identify key community and Human Relations needs and concerns of the City and evaluate how those needs and concerns may be addressed by action of the City;
- C. Make constructive, viable suggestions and recommendations to the SeaTac City Council as to long term and short term action that the City could take within its legal and statutory authority; and
- D. Conduct such other Human Relations services research, review and advocacy as requested by the City Council in response to or in anticipation of Human Relations needs and issues of the City.

2. The City Council finds as a fact and declares that this Ordinance is necessary for the protection of public health, public safety, public property, or the public peace, shall be in full force and effect

upon the date of adoption.

ADOPTED this _____ day of _____, 1992, and signed

in authentication thereof on this _____ day of _____, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

APPROVED AS TO FORM:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1025

AN ORDINANCE of the City Council of the City of SeaTac, Washington, creating a new Chapter 7.35 of the SeaTac Municipal Code relating to graffiti removal.

WHEREAS, graffiti on public and private is a blighting factor which not only depreciates the value of the property that has been the target of such malicious vandalism, but also depreciates the value of adjacent and surrounding properties; and in doing so negatively impacts the entire community; and,

WHEREAS, the City has been unable to successfully address ways of providing for and/or encouraging owners of private property to remove graffiti located on such private property; and,

WHEREAS, the City Council finds and determines that graffiti is a nuisance, and unless it and other inscribed materials are removed from public and private property, it tends to remain; and other properties are then the target of graffiti with the result that entire neighborhoods and indeed the community suffers and experiences a depreciation in value and is made a less desirable place to be. The City Council therefore determines that it is appropriate that the City of SeaTac provide an Ordinance for removal of graffiti and other inscribed materials from both public and private property.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new Chapter 7.35 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

Chapter 7.35

GRAFFITI REMOVAL

7.35.010 Graffiti deemed nuisance. A. Graffiti and other defacement of public and private property, including walls, rocks, bridges, buildings, fences, gates and other structures, trees, and other real and personal property within the City constitutes a nuisance.

B. Although it is appropriate, where possible, to request that the courts require people who are convicted of acts of defacement and vandalism involving application of graffiti to public or private property to restore the property so defaced, damaged or destroyed, obtaining convictions for such acts is difficult because the offenses involving can be committed so very quickly and secretly that witnesses to the acts are frequently non-existent.

C. Although the public should be encouraged to cooperate in the elimination of graffiti by reporting the same to the proper authorities, it is also important to eliminate the presence of graffiti from the community so that the product of the illegal acts of those involved in application of graffiti is not visible and the property on which the graffiti is located and surrounding properties do not suffer diminution of value.

7.35.020 Definitions. For the purposes of this Chapter, the following words shall have the following meanings:

A. "Graffiti" means the defacing, damaging or destroying by spraying of paint or marking of ink, chalk, dye or other similar substances on public or private buildings, structures and places.

B. "Graffiti abatement procedure" means the abatement procedure which identifies graffiti, issues notice to the landowner

to abate the graffiti, and cures in absence of response.

C. "Private contractor" means any person with whom the City shall have duly contracted to remove graffiti.

7.35.030 Graffiti prohibited. It shall be unlawful for any person to write, paint or draw upon any wall, rock, bridge, building, fence, gate or other structure, tree, or other real or personal property, either publicly or privately owned, any drawing, inscription, figure or mark of the type which is commonly known and referred to as "graffiti" within the City.

7.35.040 Graffiti - Notice of removal. A. Whenever the Code Enforcement Officer or his/her designated representative determines that graffiti exists on any public or private buildings, structures, and places which are visible to any person utilizing any public road, parkway, alley sidewalk or other right-of-way within the City, and when seasonal temperatures permit the painting of exterior surfaces, the Code Enforcement Officer or his/her designated representative

shall cause a notice to be issued to abate such nuisance. The property owner shall have fifteen (15) days after the date of the notice to remove the graffiti or the same will be subject to abatement by the City.

B. The notice to abate graffiti pursuant to this Section shall cause a written notice to be served upon the owner(s) of the affected premises, as such owners' name and address appears on the last property tax assessment rolls of King County, Washington. If there is no known address for the owner, the notice shall be sent in care of the property address. The notice required by this Section may be served in any one of the following manners:

1. By personal service on the owner, occupant or person in charge or control of the property;
2. By registered or certified mail addressed to the owner at the last known address of said owner. If this address is unknown, the notice will be sent to the property address.

The notice shall be substantially in the following form:

Notice of Intent to Remove Graffiti

Date:

To:

NOTICE IS HEREBY GIVEN that you are required, by Ordinance of the City of SeaTac, at your own expense, to remove or paint over the graffiti located on the property commonly known as (address), SeaTac, Washington, which is visible to public view, within fifteen (15) days after the date of this notice; or, if you fail to do so, the City requires the nuisance to be abated by removal or painting over of the graffiti. The cost of the abatement by the City or private contractors employed by the City to abate the nuisance will be assessed upon your property and such costs will constitute a lien upon the land until paid.

All persons having any objection to, or interest in said matters, are hereby notified to submit any objections or comments to the Code Enforcement Officer of the City of SeaTac or his/her designated representative, within ten (10) days from the date of this notice. If no objections or comments to the notice are received by the City, the City will, at the conclusion of the fifteen (15) day period, proceed with abatement of the graffiti inscribed on your property at your expense without further notice.

7.35.050 City costs enforceable debt-lien. Any and all costs incurred by the City in the abatement of the graffiti nuisance as provided in this Chapter shall constitute a debt owed to the City by the property owner or person in charge or control of the property, and shall be enforceable as a lien against the property upon which such nuisance existed, in addition to the other legal remedies available for enforcement of debts.

7.35.060 Appeal. Within ten (10) days from the mailing or from personal service of the notice of intent to remove graffiti, the owner or person occupying or controlling the premises affected may appeal the matter to the SeaTac City Council. Filing of an appeal will stay, during the pendency of the appeal, any enforcement or actions by the City to abate the graffiti nuisance.

7.35.070 Removal by City. A. Upon failure of persons to comply with the notice by the designated date, or such continued date thereafter as the Code Enforcement Officer or his/her designated representative approves, then the Code Enforcement Officer is authorized and directed to cause the graffiti to be abated by City forces or by private contract, and the City or its private contractor is expressly authorized to enter upon the premises for such purposes. All reasonable efforts to minimize damage from such entry shall be taken by the city, and any paint used to obliterate or cover graffiti shall be as close as practicable to background color(s). If the Code Enforcement Officer provides for the removal of the graffiti, he/she shall not authorize nor undertake to provide for the painting or repair or any more extensive area than the area where the graffiti is located.

B. Property owners in the City of SeaTac may consent in advance to City entry onto private property for graffiti removal purposes.

2. If any provision of this Ordinance or its application to any person or circumstance is held to be invalid, the remainder of the Ordinance or the application of the provision to any other persons or circumstances shall not be affected.

3. This Ordinance shall be in full force and effect five (5) days after publication as required by law.

ADOPTED this 23rd day of June, 1992, and signed in authentication thereof on this 23rd day of June, 1992.

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1026

AN ORDINANCE of the City Council of the City of SeaTac, Washington creating a new Section 6.05.035 of the City Code relating to adoption of RCW 16.52.080, by reference, prohibiting the transportation or confining of animals in an unsafe manner.

WHEREAS, State statute makes it illegal for a person to

willfully transport or confine animals in a manner that jeopardizes safety of the animals or the public; and

WHEREAS, that Section of the State statute, RCW 16.52.080, is not adopted and incorporated by reference into the SeaTac Municipal Code so that the City of SeaTac cannot, presently, enforce the provisions of that statute; and,

WHEREAS, instances occur, with some regularity, where people do transport or confine animals in an unsafe manner, and it would be appropriate to adopt the provisions of the State statute into the City Code so that the City of SeaTac would be in a position to enforce those provisions.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new Section 6.05.035 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

6.05.035 Transporting or confining animals in unsafe manner - statute adopted by reference.

Section 16.52.080 of the Revised Code of Washington, as now in effect, and as may be subsequently amended, is hereby adopted by reference.

2. That this Ordinance shall be in full force and in effect (5) days after publication as required by law.

Page - 1 -

ADOPTED this day of , 1992, and

signed in authentication thereof on this day of

, 1992.

CITY OF SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1027

AN ORDINANCE of the City Council of the City SeaTac, Washington amending Section 5.05.340 of the SeaTac Municipal Code relating to fireworks

WHEREAS, there have been increasing numbers of problems with fireworks, both legal and illegal, including noise problems, fires and injuries to fireworks users and spectators; and,

WHEREAS, the concerns of the city regarding the problems of fireworks has reached the point where it is in the best interests of the city to ban private sale and use of fireworks within the city.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That 5.05.340 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

5.05.340 Fireworks.

A. Application for permits for public displays of fireworks.

Any person desiring to give or make a display of fireworks within the city shall make an application for a permit to operate the public display, in writing, to the Chief of the Fire Department. The application shall set forth the following information:

1. The name of the organization sponsoring the display, together with the names and addresses of persons actually in charge of the firing/presentation of the display;

2. The date and time of day at which the display is to be held;

3. The exact location planned for the display;

4. A description setting forth the age, and experience of the persons who are to do the actual discharging of the fireworks, and copies of their public display permit issued pursuant to RCW 70.77.280 or comparable applicable statute;

5. The number, type and description of fireworks to be discharged;

6. The manner and place of storage of such fireworks prior to the display; and,

7. A diagram of the grounds on which the display is to be held showing the point at which the fireworks are to be discharged, the location of all buildings, highways and other lines of

transit or communication as well as telephone, electric and other utility lines and poles and any other structures, facilities or objects which could present overhead obstructions, located within 500 feet of the point of discharge.

B. Fee for public display permit.

The fee for the permit shall be twenty-five (\$25.00) dollars. The permit provided hereby and the permit fees shall be in addition to the license required by the State Fire Marshall.

C. Investigation on site; certificate of compliance by fire department - notice of approval by fire department.

Upon receipt of such application, at least twenty days in advance of the date set for the display, the fire department shall make an investigation of the site of the proposed display for the purpose of determining whether the provisions of these regulations are complied with in the case of the particular display. If the Fire Chief or designee is satisfied that the display is lawful and there has or will be full compliance with all applicable laws, state and local, then the Fire Chief or designee shall issue a written recommendation for or against the permit which shall be kept on file in the Fire Chief's or designee's office and available for review by authorized reviewing agencies. If the Fire Chief or designee finds that the permit applicant has complied with all applicable laws, then the Fire Chief or designee may issue a certificate of compliance stating an endorsement of the display as being in conformance with all applicable laws and with these regulations. For any scheduled public display, applicants must submit such information as is deemed appropriate by the police department of the city to ensure that adequate traffic control and crowd protection policing and any other measures necessary or appropriate for public safety have been arranged either through private security agencies or through a contract with the city's police department or the King County Department of Public Safety. A written notice that the applicant has complied with these requirements shall be issued by the police chief before a public display permit is issued, provided, that if the applicant should contract for traffic control and crowd protection policing with the city or with King County, in no event shall the sum agreed upon as payment for such policing be less than the actual expenses incurred by the city or the county and providing for such services. Such consideration shall be calculated in terms of personnel resources at the hourly rate for overtime under current collective bargaining agreements and/or rates of pay, plus that percentage which is paid by the public agency for fringe benefits, which ever applies, and all such sums paid under the contract shall be paid in accordance with procedures specified by the city Finance Department or the King County Office of Finance.

D. Every public display of fireworks shall be handled by at least two (2) competent operators approved by the Fire Chief or designee, and every public display of fireworks shall be of such character, and so located, discharged or fired that, in the opinion of the Fire Chief or designee, after proper investigation, it would not constitute a hazard to property or endanger any person.

E. A state pyrotechnics license is required for at least one operator at each public display of fireworks. The state licensed operator shall be the person who actually discharges or ignites the fireworks.

F. A bond or certificate of insurance must be furnished to the Fire Chief or designee before a permit is issued. The bond shall be in the amount of one million (\$1,000,000.00) dollars and shall be conditioned upon the applicant's payment of all damages to persons and property resulting from or caused by any public display of fireworks, or by any negligence on the part of the applicant or its agents, servants, employees or subcontractors in the presentation of the display. The certificate of insurance shall evidence a comprehensive general liability (including automobile coverage) insurance policy providing limits of one million (1,000,000.00) dollars combined single limit per occurrence and annual aggregate, naming the City of SeaTac as an additional insured. Any such bond or insurance policy must be approved by the city attorney.

G. A cash deposit in the amount of one hundred (\$100.00) dollars must be posted with the Fire Chief or designee at least thirty (30) days in advance of the public display date to provide for the costs of site cleanup. The deposit shall be forfeited to the city if the operator fails to perform such cleanup within six (6) days of the public display. If the operator properly performs the cleanup, the deposit shall be returned to the operator.

H. Storage.

1. As soon as the fireworks have been delivered to the display site, they shall be attended and shall remain dry.

2. All shells shall be inspected upon delivery to the display site by the display operator. Any shells having tears, leaks, broken fuses or showing signs of having been wet shall be set aside and shall not be fired. After the display, any such shells shall be either returned to the supplier or destroyed according to the supplier's instructions.

3. All fireworks at the firing site must be stored in ready boxes

(substantially constructed wood magazines). During the display, magazines must be 25 feet upwind (in relation to the firing item) from the nearest mortar. Magazine lids must be open in the opposite direction of the firing. All ready boxes are to be protected by a flameproof water repellent canvas cover until emptied.

4. The shell storage area shall be located at a minimum distance of not less than 25 feet from the discharge site.

5. During the display, shells shall be stored upwind from the discharge site. If the winds shift during the display, the shell storage area shall be relocated to be upwind from the discharge site.

6. There shall be at least two (2) 2A-rated fire extinguishers (2 1/2 gallon water), UL approved kept as widely separated as possible within the actual area where the discharging will occur.

I. Preparation of site crowd control.

1. All dry grass, weeds and other combustible waste within 50 feet of the firing site shall be removed.

2. The site shall be located so that the trajectory of shells shall not come within 50 feet of any overhead object including but not limited to above ground telephone, telegraph or electric lines, trees or wooded areas.

3. Discharged fireworks shall not come within 100 feet of any tent or canvas shelter.

4. The firing and storage site shall be located not less than 200 feet from any building, public highway or railroad or other means of travel.

5. No boats shall be allowed within 200 feet of the firing or storage site.

6. The operators shall provide sufficient personnel to assure that no unauthorized persons are allowed within 200 feet of the firing and storage site. This requirement shall be in effect from one-half hour prior to the arrival of fireworks until the

fireworks debris, equipment and fireworks have been removed from the site.

7. Spectators shall be restrained behind lines or barriers at least 200 feet from the firing and storage locations.

J. Installation of mortars.

1. Mortars shall be inspected by the operators for dents, bent ends, and cracked or broken plugs prior to ground placement. Mortars found to be defective in any way shall not be used. Any scale on the inside surface of the mortars shall be removed.

2. Mortars shall be positioned so that the shells are carried away from spectators and buildings. When fired over water, mortars shall be installed at an angle of not less than 10 degrees, pointed towards the water.

3. Mortars shall be either buried securely into the ground to a depth of two-thirds to three-fourths of their length or fastened securely in mortar boxes or drums. In soft ground, heavy timber or rock slabs shall be placed beneath the mortars to prevent their sinking or being driven into the ground during firing.

4. In damp ground, a weather-resistant bag should be placed under the bottom of the mortar prior to placement in the ground to protect the mortar against moisture.

5. Weather-resistant bags shall be placed over the open end of the mortar in damp weather to keep moisture from accumulating inside the surface of the mortar.

K. Operation of the display.

1. The operators shall provide fire protection at the site as required by the Fire Chief or designee.

2. Only permitted fireworks are authorized for use.

3. When display is fired from a barge or vessel, a secured area shall be established around the barge or vessel to prevent boats from entering the fallout area. No boats shall be allowed within 200 feet of the firing or storage site. A boat shall be on

standby to remove personnel from the barge and otherwise respond in the case of an emergency. Additional fire extinguishers, rated 2A minimum, shall be on the barge and so spaced that an extinguisher shall be available at all times.

4. If, in the opinion of the Fire Chief or designee or authorized representative, lack of crowd control should pose a danger, the display shall be immediately discontinued until such time as the situation is corrected.

5. If at any time high winds or unusually wet weather prevail such that in the opinion of the Fire Chief or designee or authorized representative or the display operators, a definite fire danger exists, the public display shall be discontinued or postponed until weather conditions improve so as to permit safe discharge of fireworks.

6. Light snow or mist need not cause cancellation of the display; however, all materials used in the display shall be protected from the weather until immediately prior to use.

7. Display operators and assistants shall use only flash lights or approved electrical lighting for artificial illumination.

8. No smoking or open flames shall be allowed within 50 feet of the firing or storage area so long as shells are present. Signs to this affect shall be conspicuously posted.

9. The first shell fired shall be carefully observed to determine that its trajectory will carry it into the intended firing range and that the shell functions are over and any debris falls into the planned landing area.

10. Mortars shall be re-angled or reset if necessary at any time during the display to properly adjust the trajectory or landing area.

11. When a shell fails to ignite in the mortar, the mortar shall not be touched for a minimum of 5 minutes. After 5 minutes it shall be carefully flooded with water. Immediately following the display, the mortar shall be emptied into a bucket to

water. The supplier shall be contacted as soon as possible for proper disposal instructions.

12. Operators shall not attempt to repair a damaged shell nor shall they attempt to dismantle a dry shell. In all such cases, the supplier shall be contacted as soon as possible for proper disposal instructions.

13. Operators shall not dry a wet shell, nor shall they lance or pot a wet shell for reuse.

14. The entire firing range shall be inspected immediately following the display to locate any defective shells. Any such shells found shall be immediately doused with water before handling. The shells shall be placed in a bucket of water. The supplier shall then be contacted as soon as possible for proper disposal instructions.

15. When fireworks are displayed in darkness, the sponsor shall ensure that the firing range is inspected early the following the morning.

16. Any fireworks remaining unfired after the display shall be immediately disposed of or removed from the city in a safe manner.

17. The debris from discharged fireworks shall be disposed of in a proper manner.

L. The denial by the Fire Chief or designee of a permit for the public display of fireworks may be appealed to the city council.

M. The sale use or discharge of any other fireworks, on private or public property, other than as provided for, above, is prohibited.

3. That this Ordinance shall be in full force and effect after publication of the Ordinance Summary and one year from the date of adoption.

ADOPTED by the City Council on the day of

—

1992, and signed in authentication thereof on this day of
, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1028

AN ORDINANCE of the City Council of the City of SeaTac, Washington approving upon conditions and subject to certain contingencies the Final Plat for the development commonly known as the Plat of Crosspointe.

WHEREAS, on the 19th day of June, 1989, the County Council for King County, Washington, granted preliminary Plat approval for the development of what was initially proposed to be a 37 lot subdivision and later amended to be a 32 lot subdivision to be known as the Plat of Crosspointe, pursuant to Ordinance No. 9008; and,

WHEREAS, the property subject of said proposed Plat is property which became a part of the City of SeaTac when the City of SeaTac was incorporated subsequent to the date that the King County Council gave the proposed Plat preliminary approval; and, **WHEREAS**, the developer requested final Plat approval of the City of SeaTac, pursuant to the provisions of the SeaTac Municipal Code; and,

WHEREAS, the City Council considered the request for final approval of the Plat and reviewed the factors involved at its meeting on the ninth (9th) day of June, 1992, which meeting was held pursuant to regular notice for City Council meetings; and,

WHEREAS, the proposed final Plat of Crosspointe makes provisions for roads, sidewalks, utility lines and storm drainage; and,

WHEREAS, the proposed final Plat of Crosspointe is beneficial to the public health, safety and general welfare, and the public use and interest will be served by the Platting of this subdivision; and,

WHEREAS, the proposed final Plat of Crosspointe has not yet satisfied all of the conditions of approval incorporated in the preliminary Plat and necessary for full, complete approval of the final Plat; and,

WHEREAS, staff has recommended that final approval of the Plat be conditioned on completion of the following items, within the following time tables:

A. Provision of a \$32,000.00 maintenance bond to cover any remedial action to bring 50th Ct. S. into a condition acceptable to the City within 1 year, and prior to expiration of the bond.

B. Provision of a performance bond in an amount acceptable to the City to cover installation of a noise barrier fence acceptable to the City, with the fence being on the South property line of the North partial along South 178th Street, and with the fence being installed prior to the expiration of the bond.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC,

WASHINGTON DO ORDAIN as follows:

1. That the final Plat of Crosspointe, is approved upon the finding that the stipulations and conditions of the preliminary Plat together with the applicable provisions of the SeaTac

Municipal Code have been met and subject to completion of the following by the applicant and approval thereof by the City:

A. Provision of a \$32,000.00 maintenance bond to cover any remedial action to bring 50th Ct. S. into a condition acceptable to the City within 1 year, and prior to expiration of the bond.

B. Provision of a performance bond in an amount acceptable to the City to cover installation of a noise barrier fence acceptable to the City, with the fence being on the South property line of the North partial along South 178th Street, and with the fence being installed prior to the expiration of the bond.

2. That the City Manager is hereby authorized to sign the Final Plat, indicating approval of the City Council of the City of SeaTac, Washington, after completion of the conditions identified in Section 1, above.

3. That the Final Plat of Crosspointe shall be final only upon completion of the conditions identified above, and upon completion of the recording requirements pursuant to City Code.

4. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1029

AN ORDINANCE of the City Council of the City SeaTac, Washington relating to zoning standards; and extending the moratorium on placement of mobile homes on lots within residential zone classifications

WHEREAS, by Ordinance No. 90-1019, the City Council has adopted by reference Title 21 of the King County Code as the Zoning Code of the City; and,

WHEREAS, the Planning Commission and the City Council are presently involved in complete revision of the Zoning Code, as has been determined necessary, and is mandated by the State Growth Management Act; and,

WHEREAS, the Planning Commission and the City Council will be comprehensively studying the use of mobile homes both within mobile home parks and within other zoning classifications in an effort to balance the need for affordable housing and the need to support economic concerns of existing residential communities; and,

WHEREAS, in the absence of a moratorium, new applications for placement of mobile homes upon residential lots would be granted as a matter of right, despite the City's need and desire to thoroughly study the issues; and,

WHEREAS, the City Council therefore finds that the protection of the public health, safety and welfare requires establishment of the said moratorium immediately in order to preserve the status quo and to permit orderly consideration of the issues;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

SECTION 1. Moratorium Established.

Through July 7, 1993, or until the City's new comprehensive land use plan and zoning regulations governing the location of mobile homes and other manufactured homes, shall take effect, whichever is sooner, no application for placement of a mobile home or mobile homes on a lot or lots within residential zoning classifications shall be accepted, and no such permit shall be issued.

SECTION 2. SEPA Exemption.

Pursuant to City Ordinance No. 90-1061, and Washington Administrative Code WAC 197-11-880, the City Council finds that an exemption under SEPA for this action is necessary to prevent an imminent threat to public health and safety and to prevent an imminent threat of serious environmental degradation through continued development under the existing regulations. SEPA review of any permanent regulations proposed for replacement of the existing zoning shall be conducted.

SECTION 3. Emergency.

The City Council finds as a fact and declares that a public emergency exists and that this Ordinance is necessary for the protection of public health, public safety, public property, or the public peace, and shall take effect and be in full force on the date of adoption.

ADOPTED by the City Council on the day of

—

1992, and signed in authentication thereof on this day of
, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1030

AN ORDINANCE of the City Council of the City SeaTac, Washington, creating and establishing a new Chapter 2.24 of the SeaTac Municipal Code relating to A.D.A. Citizens' Access Committee

WHEREAS, in 1990, the U.S. Congress adopted the Americans with Disabilities Act, which was later signed into law by President George Bush on July 26, 1990; and,

WHEREAS, the law, which applies to various aspects of public and private sector life, imposes on cities certain obligations and responsibilities, including addressing matters which impose discrimination and hardship to people with disabilities; and,

WHEREAS, the Americans with Disabilities Act also sets up a mechanism for each city to provide establishment of a Citizens' Access Committee to address and participate in issues involving disabled persons.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new Chapter 2.24 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

Chapter 2.24

Americans with Disabilities Act Citizens' Access Committee

2.24.010 Americans with Disabilities Act (ADA) Citizens' Access Committee Created.

There is hereby created an advisory committee to be known as the "Americans with Disabilities Act (ADA) Citizens' Access Committee of the City of SeaTac." The committee shall also be known as the "A.D.A. Citizens' Access Committee of the City of SeaTac."

2.24.020 Membership.

There shall be seven members of the A.D.A. Citizens' Access Committee. At least four of the members shall be residents of the City. Other members shall own, operate or be employed by business entities located within the City, provided that not more than two members of the committee may be people who do not reside in or work within the City, but who have a special interest or expertise in issues involving concerns of disabled citizens.

2.24.030 Appointment.

The members of the A.D.A. Citizens' Access Committee shall be appointed by the Mayor, subject to confirmation by the City Council. The appointment of members to the committee shall attempt, to the extent possible, to provide for inclusion of disabled members of the community and/or citizens who are acquainted with concerns and issues of importance to disabled persons.

2.24.040 Terms of Office.

Members of the A.D.A. Citizens' Access Committee shall serve for a term of three years. However, the initial members shall be appointed to

serve for the following terms: two members shall be appointed to serve initial terms of one (1) year; two members shall be appointed to serve initial terms of two (2) years; and three members shall be appointed to serve initial terms of three (3) years.

2.24.050 Rules of Procedure.

The A.D.A. Citizens' Access Committee shall elect among its members a person to act as Chair, and to preside over its meetings. The committee may, further, create and fill such other offices and positions as may be determined to be helpful in the orderly process of the meetings and business of the committee. A majority of the membership of the A.D.A. Citizens' Access Committee shall constitute a quorum for the transaction of business. Any action taken by a majority of the members present, when those present constitute a quorum, at any regular or special meeting of the committee shall be deemed to be the action of the committee. The A.D.A. Citizens' Access Committee is authorized to adopt rules of procedure for the conduct of its business, subject to confirmation by the City Council.

2.24.060 Removal from Office.

If a member of the A.D.A. Citizens' Access Committee shall be absent, without prior notification or excuse, from three consecutive, regularly scheduled meetings of the committee, the Chairperson of the A.D.A. Citizens' Access Committee may declare the position held by that member vacant and a new member may be appointed in the manner set forth in Section 2.24.030.

2.24.070 Ex-Officio Member-Staff Support.

The Americans Disability Act (A.D.A.) coordinator of the City shall attend each meeting of the A.D.A. Citizens' Access Committee, and shall be an Ex-Officio member of the committee, entitled to participate in all committee action, other than holding the office of Chairperson of the committee and voting on motions or issues coming before the committee. The A.D.A. coordinator, or designee, shall take and publish minutes of the meetings of the committee. The A.D.A. coordinator, or designee shall provide copies of the published minutes to each member of the A.D.A. Citizens' Access Committee, and to each member of the City Council and to the City Manager.

2.24.080 Meetings.

The A.D.A. Citizens' Access Committee shall hold such meetings as may be deemed to be necessary for the completion of its responsibilities. Regular meetings shall be held at least once per month unless there is no business to be considered by the committee. Special meetings may be called by the Chairperson, or by the A.D.A. coordinator, or by three members of the committee.

2.24.090 Compensation.

The members of the A.D.A. Citizens' Access Committee shall serve without compensation.

2.24.100 Expenses.

The City Council may appropriate a budget for the use of the A.D.A. Citizens' Access Committee, in meeting such expenses and expenditures as may be necessary for the committee and the fulfillment and completion of its business. The City shall also provide to the A.D.A. Citizens' Access Committee adequate space and facilities and necessary supplies to facilitate the official transaction of its business.

2.24.110 Conflict of Interest.

If any member of the A.D.A. Citizens' Access Committee concludes that such a member has a conflict of interest with respect to a particular matter pending before the committee, that member shall disqualify himself or herself from participating in the deliberations and decision making process with respect to that particular matter.

2.24.120 Committee Responsibilities.

The A.D.A. Citizens' Access Committee shall make reports and recommendations to the City Council concerning the effect, impact and involvement of City programs, activities, facilities and functions, in terms of their ability to meet the needs of the community, in light of special concerns for citizens, participants and members of the community which have physical, mental or sensory disabilities limitations or difficulties. The A.D.A. Citizens' Access Committee shall also evaluate and develop recommendations to be forwarded to the City Council for new projects, activities, facilities or events which would enable the City to meet the needs of those citizens and community members with physical, mental, sensory disabilities, difficulties or limitations.

2.24.130 Annual Reports of Progress.

The A.D.A. Citizens' Access Committee shall annually provide to the City Council a report on the progress made in carrying out the committee's responsibilities and functions. Additional reports may be submitted whenever deemed appropriate by the committee or when requested by the City Council.

2. The City Council finds as a fact and declares that this Ordinance is necessary for the protection of public health, public safety, public property, or the public peace, shall be in full force and effect upon the date of adoption.

ADOPTED by the City Council on the day of

—

1992, and signed in authentication thereof on this day of

, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1031

AN ORDINANCE of the City Council of the City SeaTac, Washington, amending Section 2.21.020 regarding membership in the Arts Commission

WHEREAS, at the time that the City's Arts Commission was initially established, its membership consisted of seven members; and,

WHEREAS, since its establishment, and in light of the interest and levels of activity of the Commission, the City Council has determined that it would be appropriate to increase the number of the membership of the Arts Commission from seven members to nine members.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a Section 2.21.020 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

2.21.020 Membership.

There shall be ~~seven~~ nine members of the Arts Commission. The members shall be residents of the City, or shall own, operate or be employed by business entities located within the City.

2. That the members to be appointed in connection with the amendment set forth herein shall be appointed for four (4) year terms, to expire on December 31, of the year four years after appointment.

3. That this Ordinance shall be in full force and effect thirty (30) days after publication of the Ordinance Summary, as required by law.

ADOPTED by the City Council on the day of

—

1992, and signed in authentication thereof on this day of
, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1032

AN ORDINANCE of the City Council of the City SeaTac, Washington amending Section 5.05.400 of the SeaTac Municipal Code relating to Pawnbrokers

WHEREAS, the current provisions of the SeaTac Municipal Code adopt by reference code sections from the King County Code relating to regulation of Pawnbroker businesses; and,

WHEREAS, among the provisions of the King County Code adopted by reference is the SeaTac Municipal Code is a provision which limits the number of licenses available for Pawnbroker businesses to no more than one (1) for every 15,000 of population according to the last preceding federal census; and,

WHEREAS, according to the language of that section, it could be interpreted that because of the 1990 census figure for the City of SeaTac of 23,830 people, only one (1) Pawnbroker license could be issued, and there would not be the possibility of two (2) Pawnbroker licenses being issued until the city's federal census figures reached 30,000 people; and,

WHEREAS, it would be more in keeping with the intention of the City Council that the limitation on licenses should be one (1) for every 15,000 of population or fractional part thereof.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That Section 5.05.400 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

5.05.400 Pawnbrokers

The following listed sections of Chapter 6.56 King County Code as now in effect, and as may be subsequently amended, are hereby adopted by reference, except that, unless the context indicates otherwise, the words "County" or "King County", and references to occurrences within the geographic boundaries of "King County outside the limits of incorporated cities and towns" shall refer to the City and its geographic boundaries, the word "director" shall refer to the City's Director of Finance, and that the penalties for late payment of license fees shall be as prescribed at Section 5.05.140.

6.56.010 License required.

6.56.020 Pawnbroker and pawnshop defined.

6.56.030 License fee, except that the fee,

commencing in 1991, shall be established

by resolution of the City Council.

6.56.040 Application for license.

6.56.050 Personal property tax return.

~~6.56.060 Limitations on licensing.~~

6.56.080 Records required.

6.56.090 Compliance required.

6.56.100 Transcript to be furnished

6.56.110 Records and articles to be available for inspection.

6.56.120 Seller or consignee to give true name

and address.

6.56.130 Authorized rate of interest -

Penalty for violation.

6.56.140 Prima facie evidence of violation.

6.56.150 Period of redemption.

6.56.160 Certain transaction prohibited.

6.56.170 Pawnshop to be closed during certain

hours.

It is provided, however, that no Pawnbroker's license shall be issued which would increase the number of holders of such licenses to more than one (1) for every 15,000 of population or fractional part thereof, according to the last preceding federal census, provided that this population limitation shall not operate to prohibit the licensing of any Pawnbroker duly licensed prior to the enactment of this Chapter, if such Pawnbroker is otherwise duly qualified.

2. That this Ordinance shall be in full force and effect

thirty (30) days after publication of the Ordinance Summary, as required by law.

ADOPTED by the City Council on the day of

—

1992, and signed in authentication thereof on this day of

, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1033

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Chapter 13.10, Electrical Code; creating new Chapters 13.01, General Provisions--Uniform Codes; 13.06, Building Code 13.07, Airport Life Safety Code; 13.08, Mechanical Code; 13.09, Plumbing Code; 13.14, Fire Code; 13.17, Fire Hydrants and Water Mains; 13.19, Energy Code; 13.21, Ventilation and Indoor Air Quality Code; 13.22, Administrative Code; 13.31, Recycling Space Requirements; 13.40, Abatement of Dangerous Buildings; 13.45, Housing Code; and 13.50, Swimming Pool, Spa and Hot Tub Code; and repealing Chapter 13.05, Former Building Code and Chapter 13.15, Former Fire Code

WHEREAS, the City of SeaTac, Washington, is statutorily responsible for providing code enforcement services in connection with building and construction standards; and,

WHEREAS, state law requires periodic updating and review of certain uniform codes including, among others, the Uniform Building Code, the Uniform Fire Code, the Uniform Mechanical Code and the Uniform Plumbing Code which are published by the International Conference of Building Officials, the Western Fire Chiefs Association, the International Association of Plumbing and Mechanical Officials, which codes are revised at least every three years; and,

WHEREAS, the current editions of the uniform codes were initially published in 1991, and although there are procedures and provisions for exceptions or alternatives to the uniform codes, state law imposes upon local jurisdictions obligations to adopt and enforce current uniform codes; and,

WHEREAS, in connection with the adoption of the uniform codes, it is appropriate for the City of SeaTac to adopt other codes which are involved in and related to building and construction codes, including, among others, the Electrical Code, the Energy Code, and the Ventilation and Indoor Air Quality Code; and,

WHEREAS, the Airport Life Safety Code is also a code which would be and appropriate for adoption by the City of SeaTac since the City is in close proximity to and has a necessary working relationship with the Port of Seattle which operates the Seattle-Tacoma International Airport; and,

WHEREAS, the Recycling Space Requirements would also compliment the building and construction codes of the City and would assist the City in addressing ecological considerations in the enforcement of the various codes of the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Chapter 13.10 of the SeaTac Municipal Code be, and the same hereby is amended to read as follows:

13.10

Electrical Code

13.10.010 Adoption of the National Electrical Code.

The National Electrical Code, 1990 Edition, published by the National Fire Protection Association, and as may subsequently be amended, is hereby adopted by reference.

13.10.020 Electricians and electrical installations.

The following sections of Chapter 19.28 RCW as now in effect, and as may subsequently be amended, are hereby adopted by reference to establish regulations pertaining to electricians and electrical installations, except that "Department" shall mean the City Department of Public Works:

13.10.030 Safety standards - Installing electric wires and equipment - Administrative rules.

Chapter 296-45 WAC as now in effect, and as may subsequently be amended, is hereby adopted by reference to establish safety standards in installing electric wires and equipment and to provide administrative rules.

13.10.040 Certification of competency for journeyman electricians.

Chapter 296-401 WAC as now in effect, and as may subsequently be amended, is hereby adopted by reference to provide for certification of competency for journeyman electricians.

13.10.050 Fee schedule.

A. The following schedule of fees shall apply to all electrical work and shall be charged in connection with electrical work permits:

ELECTRICAL FEE SCHEDULE

For issuance of each permit \$15.00

For supplemental permits 5.00

NEW SINGLE FAMILY DWELLINGS

Less than 3,000 square feet \$ 55.00

Over 3,000 square feet 75.00

Garages and similar buildings 35.00

Low voltage systems 30.00

SINGLE FAMILY REMODEL AND SERVICE CHANGES

Adding or extending 0 - 5 circuits \$ 35.00

Adding or extending 6 or more circuits 55.00

Noise remedy modification permit 50.00

Low voltage systems 30.00

MULTI-FAMILY AND COMMERCIAL

Contract Amount Fee

\$ 250 or less \$30

251 - 1,000 30 plus 4% of cost over 250

1,001 - 5,000 60 plus 1.5% of cost over 1,000

5,001 - 50,000 120 plus 1.4% of cost over 5,000

50,001 - 250,000 750 plus 1% of cost over 50,000

250,001 - 1,000,000 2,750 plus .8% of cost over 250,000

one million and up 8,750 plus .4% of cost over one million

Low voltage system fees shall be computed based on contract amount and said fee shall be 50% of the fee outlined in the above schedule.

MISCELLANEOUS

Electrical safety inspection \$100.00

Temporary service 35.00

Mobile home service 35.00

Swimming pools and spas 45.00

Signs

Electrical 30.00

Additional sign/same location 15.00

Carnivals

Base fee 50.00

Each concession 10.00

Plan review for revisions or modifications 50.00/hr

The established fees as set forth above may be doubled or increased by \$100, whichever is greater, in the event that work has been commenced without a fee first having been obtained for the performance of said work. This fee, which shall constitute an investigation fee, shall be imposed and collected in all cases, whether or not a fee is subsequently issued.

13.10.060 Enforcement.

In addition to any and all rights of inspection, access and enforcement contained in the National Electrical Code and the statutes and regulations adopted by this chapter, the City is authorized to enforce all provisions of this chapter pursuant to Chapter 1.15 of City Code, as it presently exists, and as it may be subsequently amended.

2. That a new Chapter 13.01 of the SeaTac Municipal Code relating to General Provisions for the uniform codes, be, and the same hereby is, created to read as follows:

Chapter 13.01

General Provisions -- Uniform Codes

13.01.010 Priority of Codes.

In case of a conflict between and among the Uniform Codes adopted by reference and incorporated into the City Code, the Uniform Building Code and Uniform Building Code Standards shall take precedence over other codes. The Uniform Mechanical Code shall take precedence over other codes except the Uniform Building Code and Uniform Building Code Standards. The Uniform Fire Code shall take precedence over other codes except the Uniform Building Code and Uniform Building Standards and the Uniform Mechanical Code. The Uniform Plumbing Code shall take precedence over the other codes except the Uniform Building Code and Building Code Standards, the Uniform Mechanical Code and the Uniform Fire Code and Uniform Fire Code Standards.

3. That a new Chapter 13.06, relating to the Building Code, be, and the same hereby is, created to read as follows:

Chapter 13.06**Building Code****13.06.010 Uniform Building Code.**

The 1991 Edition of the Uniform Building Code and the Uniform Building Code Standards, published by the International Conference of Building Officials as amended by the Washington State Building Code Council on November 9th, 1991 and as published as Chapters 15-20 and 15-21 of the Washington Administrative Code are adopted.

13.06.020 Copy on File.

At least one copy of the Editions of the Uniform Building Code and Uniform Building Code Standards, identified in Section 13.06.010 shall be on file in the office of City Clerk.

13.06.030 Addition Tables and Footnotes Adopted.

A. Table 3A of the Uniform Building Code is amended, adding the following footnotes:

TABLE 3A

1. Table 3A shall apply to permits for the installation of underground fuel storage tanks, fuel tank piping and vapor extraction systems. In addition to the permit fee, a plan review fee of 65% of the permit fee shall be required.

2. The permit fee for the removal of an underground fuel storage tank shall be **\$250** for the first tank and **\$100** for each additional tank if inspected at the same time.

3. The permit fee for installing a moved residential structure onto a new site shall be **\$250.00**, which will include the foundation, water hook-up and the building drain connection.

4. For the purpose of determining permit fees, buildings shall be assigned a minimum valuation based upon Table 3C.

5. Permits issued under the provisions of this code for new single family residential construction, additions, remodels, carports and garages or other uses associated with single family structures shall expire one year from the date of issue. The fee for renewal of said permits shall be one half the original permit fee.

6. PERMIT EXPIRATION. Single family residential building permits shall expire one year from the date of issue. A six month extension may be granted by the building official. The fee for renewal, beyond the extension that may have been granted, shall be equal to one half the original building permit fee.

Commercial building permits shall expire two years from the date of issue. No extension will be authorized. Renewal of a commercial permit will revise a fee equal to one half the original permit fee.

B. A new table 3B, establishing fire sprinkler fees, is hereby added to Chapter 3 of the Uniform Building Code, as follows:

Table 3B**FIRE SPRINKLER PERMIT FEE SCHEDULE**

For issuance of each permit \$15.00

For supplemental permits 5.00

SINGLE FAMILY DWELLINGS

New, less than 3000 square feet \$160.00

New, over 3000 square feet 185.00

Addition to existing system 110.00

MULTI-FAMILY AND COMMERCIAL

Contract amount:

\$250 or less \$30.00

251 - 1,001 \$30 plus 4% of cost over \$251

1,001 - 5,000 \$60 plus 1.5% of cost over \$1,001

5,001 - 50,000 \$120 plus 1.4% cost over \$5,001

50,001 - 250,000 \$750 plus 1% of cost over \$50,001

250,001 - 1,000,000 \$2,750 plus .8% of cost over \$250,001

1,000,001 and up \$8,750 plus .4% of cost over \$1,000,001

Plan Review for fire sprinkler permits shall be computed at 50% of the permit fee as based on the contract amount.

Plan review for revisions or modifications \$50/hr.

C. That a new table 3C, establishing minimum valuation for buildings for the purposes of calculating permit fees is established as follows:

TABLE 3C

BUILDING VALUATION

For the purposes of determining Building Permit Fees, building valuation shall be based on the most recent "Building Valuation Data" as printed in the Building Standards magazine, published by the International Conference of Building Officials. In addition to the regional modifier the valuation shall be reduced by the following multipliers:

1. Residential additions .70
2. Residential remodels .30
3. Residential decks .20
4. Commercial tenant improvements .30

D. Amendment of Section 408 of the Uniform Building Code.

The following definition shall replace the existing definition of the term "grade" contained in Section 408 of the Uniform Building Code:

Grade (adjacent ground elevation) is the lowest point of elevation of the finished surface of the ground, paving, or sidewalk within the area between the building and the property line or, when the property line is more than 15 feet from the building, between the building and line 15 feet from the building.

E. Amendment of Section 413 of the Uniform Building Code.

The following definition of the term "level" shall be added to Section 413 of the Uniform Building Code:

Level shall mean the finished floor surface of any story or portion of a story, or the finished floor surface of any basement as defined in the Uniform Building Code.

F. Addition to Section 1807 (g) of the Uniform Building Code.

There is hereby added to the 1991 edition of the Uniform Building Code an additional requirement under Section 1807 (g) to read as follows:

4. All elevator shafts shall be pressurized with a supply of air from the outdoors to a minimum of 0.15 inch of water column in a fire alarm mode.

G. Amendment of Section 1907 of the Uniform Building Code.

Section 1907 of the 1991 edition of the Uniform Building Code is hereby amended to read as follows:

Group B, Division 2 office buildings and Group R, Division 1 occupancies of type II F.R. construction, having floors used for human occupancy located more than 65 feet above the lowest level

of approved Fire Department Vehicle access, shall comply with the special provisions on high rise buildings in Section 1807.

Section 3802 (a) of the Uniform Building Code is hereby amended to read as follows:

H. Section 3802 (a) where required. An automatic fire extinguishing system shall be installed in the occupancies and locations as set forth in this section.

In addition to the requirements of the Uniform Building Code and the Uniform Fire Code, 1991 Editions, there is hereby established a minimum requirement for the installation of fire sprinkler systems. All structures, excluding single family residential buildings, shall have a fire sprinkler system installed, which meets or exceeds all of the parameters contained within this Ordinance, the Uniform Building Code and the Uniform Fire Code when the gross floor area is 6000 square feet or more. For purposes of determining gross floor area, the installation of area separation walls will not be considered as creating separate buildings. It is provided however that the existing structures are exempt from this provision provided:

- a) There is no increase in floor area or,
- b) The area to be improved does not exceed 50% of the total floor area including mezzanines or,
- c) There is no change of occupancy or use and,
- d) A fire alarm system, meeting all applicable requirements for the occupancy, is installed.

I. Amendment of Section 3802 (h) of the Uniform Building Code.

Section 3802 (h) of the Uniform Building Code is hereby amended to read as follows:

(h) **Group R, Division 1 Occupancies.** An automatic sprinkler system shall be installed throughout apartment houses three or more levels in height or containing 5 or more dwelling units, in congregate residences three or more stories in height and having an occupant load of 50 or more and in hotels three or more levels in height or containing 10 or more guest rooms. Residential or quick-response standard sprinklers shall be used in the dwelling units and guest room portions of the building. The sprinkler system shall comply with the requirements of Washington State Building Code Standard No. 38-3W.

J. Section 3803 of the Uniform Building Code is not adopted and the following amended section is adopted.

Section 3803 of the 1991 edition of the Uniform Building Code is hereby amended to read as follows:

Automatic sprinkler systems shall be supervised by the City of SeaTac Fire Department. The fee for supervision shall be as established within this Ordinance for maintenance of the Fire Department system.

The fee schedule for the supervision of automatic sprinkler systems shall be as follows:

1. The monthly fee for each single zone within a system shall be two dollars (\$2.00).
2. The minimum monthly fee shall be not less than twenty dollars (\$20.00) in all cases.

4. That a new Chapter 13.07 of the SeaTac Municipal Code, relating to Airport Life Safety Code, be, and the same hereby is, created to read as follows:

Chapter 13.07

Airport Life Safety Code

13.07.010 Purpose, Scope.

The purpose of this chapter is to establish minimum standards of safety to life, construction, and use of airport terminal buildings. Due to uniqueness of the occupancy and a hybrid of uses, airport terminal buildings shall include all concourse and terminal buildings associated with public aircraft transportation facilities to the exclusion of automobile parking structures, aircraft hangars, and air freight storage and warehousing.

13.07.020 Definitions.

The following definitions shall apply to the terms used in this chapter:

A. Apron (Ramp):

Area and facilities used for aircraft gate parking and aircraft support and servicing operations. It includes the following sub-components:

(1) Aircraft Gate Parking Positions - used for parking aircraft to enplane and deplane passengers. The passenger loading bridge is considered part of the gate position.

(2) Aircraft Services Areas - on or adjacent to an aircraft parking position. They are used by airline personnel/equipment for servicing/fueling aircraft and the staging of baggage and freight for loading and unloading of aircraft.

(3) Taxilanes - reserved to provide taxiing aircraft with access to and from parking positions.

(4) Service/Fire Lanes - identified rights of way on the apron designated for aircraft ground service vehicles and fire equipment.

(5) Fire hydrants or standpipe connections shall not be obstructed by airplane vehicles or equipment. A 15-foot clear space shall be maintained.

B. Concourse:

Structure and/or facilities normally connecting the main terminal building and the aircraft gate positions. A passageway for circulation between main terminal and the aircraft gate positions.

C. Main Terminal Building:

Structure and facilities for the processing and servicing of passengers and baggage and includes:

- (1) lobbies, public areas for passenger circulation and services
- (2) airline ticket counters/office areas
- (3) terminal services, public and non-public facilities incidental to flight operations
- (4) outbound/inbound baggage facilities
- (5) federal inspection services
- (6) airport administration and services

D. Public Way:

Public Way is any street, alley, or similar parcel of land essentially unobstructed from the ground to the sky which deeded, dedicated or otherwise permanently appropriate to the public for the public use and having a clear width of not less than 10 feet.

(1) Exit Discharge:

For the purposes of exiting, the aircraft ramp area is considered to be a public way that provides a relative area of safety or refuge from the building.

E. Temporary Structures:

Temporary Structures means and shall include trailers, carts, displays, vending carts.

13.07.030 Occupancy Classification.

A. Such airport terminal buildings shall be classified as Group A, Division 5 occupancy and may contain the following accessory, administrative or service uses:

- (1) airline ticket counter and administrative offices
- (2) drinking and dining establishments
- (3) retail sales concession areas for clothing, gifts, books, etc.
- (4) Airport administrative, security, police, and fire operations
- (5) conference facilities
- (6) in-flight commercial kitchens
- (7) passenger baggage and freight handling areas and equipment.

B. These uses and occupancy types do not require occupancy separation as defined in U.B.C. Sec. 503, provided appropriate fire protection and warning systems are installed throughout per Sec. 4.00 of this chapter.

(1) Exception: Baggage and freight handling areas or rooms shall have a minimum one hour occupancy separation from adjoining uses. These areas are considered to be mechanical equipment rooms and shall be separated accordingly.

C. The following occupancies shall not be located underneath any concourse building, as

defined by U.B.C. Chapter 9:

- (1) H-1 - Storage of explosives
- (2) H-2 - Flammable liquid storage
- (3) H-3 - Hazardous material storage
- (4) H-4 - Vehicle repair garage
- (5) H-7 - Toxic material storage

13.070.040 Construction.

A. Buildings or portions of buildings constructed or substantially remodeled under the provisions of this chapter shall be either Type I-F.R., Type II-F.R. or Type II One Hour construction as defined by U.B.C. Chapter 17. The height of the buildings or parts thereof shall not exceed the limitations specified in U.B.C. Table 5-D or FAA AC # 150/5300-2, Airport Design Standards. The area of any such buildings shall not exceed the limitations specified in U.B.C. Section 505, 506, and Table 5-C, except that buildings of Type I-F.R. and Type II-F.R. shall not be limited in area.

B. Building compartmentation is a highly desirable component of fire protection. Fire barriers and automatic closing fire doors and shutters should be maintained between the main terminal and concourse buildings, although they may not be required due to unlimited area in accordance with fire resistive construction.

C. Tenant Separation:

Each tenant space shall be separated from other tenant spaces by an occupancy separation having a fire-restrictive rating of not less than one hour. If the separation is a wall it shall extend from the floor to the underside of the structure above. Openings shall be protected by minimum one hour fire resistive assemblies.

D. Interior Finish:

Interior wall and ceiling finish shall be limited to that permitted in places of assembly as Class I (Class A NFPA 101) materials with a flame spread rating 0-25 and smoke developed rating 0-450 when tested in accordance with ASTM E-84 (NFPA 255 Standard Method of Test of Surface Burning Characteristics of Building Materials).

Interior floor finish shall be limited to Class I materials, when tested in accordance with NFPA 253 (Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source). Critical radiant flux minimum of 0.45 watts per square centimeter shall be determined to be a Class I material.

E. Below-grade Areas:

Below-grade areas or blind spaces in airport terminal buildings shall be protected against flammable fuel or vapor penetration and shall be mechanically ventilated to provide at least four complete air changes per hour. The mechanical ventilation system shall be installed in accordance with chapters 2 and 3 of NFPA 91, Standard on Blower and Exhaust Systems, or other nationally reorganized standard.

F. Heating, Ventilating, Air Conditioning:

Air supply intake or exhaust openings for air conditioning or ventilating equipment serving the terminal or concourse buildings, if located on ramp side, shall be not less than 10 ft. above the grade level of the ramp and at least 50 ft. from any point of flammable vapor release (Ex. fuel tank vent openings and fuel hydrant pits).

G. Ramps:

Airport ramps shall be designed in accordance with NFPA 415, Standard on Aircraft Fueling Ramp Drainage.

13.07.050 FIRE PROTECTION

A. Automatic Sprinkler Systems:

The Terminal Buildings shall be equipped with an automatic fire suppression system throughout. The system(s) shall conform to the provisions of U.B.C. Std. No. 38-1 (or NFPA 13, Standard for Installation of Sprinkler Systems).

B. Windows Facing the Ramp:

If windows having large expanses of glass are installed in airport terminal building walls facing the ramp, and if the potential fuel spill points are within 100 feet of the airport terminal building wall, or if the distance between the building and the fueling ramp drainage inlets is less than 100-feet from the exposed wall, the large expanses of glass shall be protected by properly designed, automatically operated outside sprinklers or spray nozzles capable of thoroughly wetting the glass surface, and installed in accordance with either NFPA 13, Standard for the Installation of Sprinkler Systems, or NFPA 15, Standard for Water Spray Fixed Systems for Fire Protection.

C. The use of large glass expanses in airport terminal building walls facing the ramp should be avoided if the fueling ramp drainage inlets, the fueling hydrants, or the probable points of fuel spillage from aircraft are less than 100-feet from such walls. Probable points of fuel spillage include aircraft fuel tank vent openings, fuel tank fill connections, fuel servicing vehicles, etc.

NFPA 415, Standard on Airport Fueling Ramp Drainage, prohibits locating such inlets less than 50-feet from ordinary walls not having such large expanses of glass. This recommendation is made because the radiant heat release from a serious fuel spill fire can be expected to break glass windows up to 75-feet away and cause ignition of combustible materials within the building.

Protection provided by automatically operated outside sprinklers or spray nozzles is not intended to provide a safe refuge area for occupants.

D. Fire Alarm:

The Terminal and Concourse Buildings shall be provided with a manual or automatic fire alarm system or combination thereof in all areas. The system shall be supervised by an approved central, proprietary, or remote station service which will give an audible signal at a constantly attended location. (The system shall be installed in accordance with NFPA 70, 71, 72A, 72B, 72C, 72D and 72E.)

E. Public Address:

All public areas shall be equipped with a public address system for use by fire department or security personnel.

F. Standpipes:

Standpipe systems and hose connections shall be provided for all airport terminal buildings in excess of two stories (35 ft.) in height or 200 ft. in shortest horizontal dimension. Such standpipe and hose system shall be Class III systems installed in accordance with NFPA 14, Standard for the Installation of Standpipe and Hose Systems (U.B.C. Std. 38-1 or 38-2).

G. Portable Fire Extinguishers:

Portable fire extinguishers shall be provided throughout the airport terminal buildings in accordance with NFPA 10, Standard for Portable Fire Extinguishers (U.F.C. Std. 10-1).

H. Hydrants:

Fire hydrants shall be provided on both the ramp and street sides of airport terminal buildings. Such hydrants shall be located at an approximate interval of every 300 ft.

13.07.060 EXITS:

A. General:

All areas of terminal and concourse buildings shall be provided with exits as required by this section and U.B.C. Chapter 33. For the purpose of providing required egress, pedestrian walkways and esplanade areas may be considered as corridors but need not comply with the requirements of U.B.C. Sec. 3305 (h) when the width of these areas is a minimum 20 feet.

B. Occupant Load:

(1) The occupant load in any individual tenant space in the terminal or concourse areas shall be determined as required by U.B.C. Section 3302.

(2) All public lobby, esplanade, pedestrian walkway or viewing areas shall have occupant loads calculated on the basis of 15 sq. ft. per occupant with the exception of the satellite transit station waiting areas that shall be calculated on the basis of 7 sq. ft. per occupant. Exit requirements shall be based on the occupant load thus determined.

C. Special Egress - Control Devices:

Exit doors that lead to secure areas (non-public) from public areas may be equipped with approved special egress-control devices of the time-delay type, provided the building is protected throughout by an approved automatic sprinkler system or an approved automatic smoke detection system. Such devices shall conform to the following:

D. Automatically deactivate the egress-control device upon activation of either the sprinkler system or the detection system.

E. Automatically deactivate the egress-control device upon loss of electrical power to any one of the following:

- (1) The egress-control device.
- (2) The smoke-detection system.
- (3) Exit illumination as required by Section 3313.

F. Be capable of being deactivated by a signal from a switch located in an approved

location.

G. Initiate an irreversible process which will deactivate the egress-control device whenever a manual force of not more than 15 pounds is applied for two seconds to the panic bar or other door-latching hardware. The egress-control device shall deactivate within an approved time period not to exceed a total of 15 seconds. The time-delay established for each egress-control device shall not be field adjustable.

H. Actuation of the panic bar or other door-latching hardware shall activate an audible signal at the door.

The unlatching shall not require more than one operation.

I. A sign shall be provided on the door located above and within 12 inches of the panic bar or other door-latching hardware reading:

KEEP PUSHING. THIS DOOR WILL OPEN IN 15 SECONDS.

ALARM WILL SOUND.

Sign letter shall be at least 1 inch in height and shall have a stroke of not less than 1/8 inch.

Regardless of the means of deactivating, relocking of the egress-control device shall be by manual means only at the door.

13.07.070 FUELING:

A. Flammable and Combustible Liquid Storage:

Flammable and combustible liquid storage shall be in accordance with the Uniform Fire Code and NFPA 30, Flammable and Combustible Liquids Code.

B. Aircraft Fueling:

Aircraft fuelling shall be in accordance with NFPA 407, Standard for Aircraft Fuel Servicing, Uniform Fire Code and SeaTac International Airport Schedule of Rules and Regulations No. 4, Section 6, Airport Fueling and Defueling.

13.07.080 Special Provisions:

A. Aircraft Loading Bridge Construction:

Aircraft loading walkways and bridges shall be constructed in accordance with NFPA 417, Standard on Construction and Protection of Aircraft Loading Walkways.

The aircraft loading bridge shall be separated from the concourse building by a minimum 1 hour fire resistive occupancy separation with 1 hour rated opening protection. Doors from the loading bridge act as exits from the aircraft and shall swing in the direction of exit travel from the aircraft. The doors may be equipped with hold-open devices that will release the doors upon activation of a smoke detector on either side of the door.

B. Aircraft Hangars:

Aircraft repair hangars shall be constructed in accordance with NFPA 409, Standard on Aircraft Hangars and the Uniform Building Code.

C. General Fire and Safety:

The use of volatile or flammable solvents for cleaning floors is prohibited. "SPRAY" application of flammable or enamel paints is prohibited.

Fuel trucks, whether loaded or empty, shall never enter hangars or concourse buildings nor shall they be parked unattended within a distance of 50 feet of hangars, concourse buildings, fuel storage systems, or other critical installations.

Cleaning of aircraft and other equipment shall preferably be done with nonflammable cleaning agents or solvents. When the use of flammable solvents cannot be avoided, only liquids having flash points in excess of 100 degrees F shall be used and special precautions shall be taken to eliminate ignition sources and ventilate the aircraft in compliance with Port of Seattle Fire Department recommendations.

The use of any equipment employing open flame or sparks within any aircraft storage hangar, airport terminal or concourse building, or ramp areas, is prohibited without the express permission of the Fire Chief.

No aircraft shall be fueled or defueled while passengers are on board unless a passenger boarding ramp or jetway is in place at the cabin door of the aircraft and a cabin attendant is present at the cabin door. Only persons authorized by the airline or by the airport in pursuit of official duties shall be permitted in the immediate vicinity of an aircraft while the aircraft is being fueled or defueled.

D. Conveyors:

Baggage conveyor systems shall be constructed to limit smoke spread. Conveyor penetrations in the floor shall be protected by a smoke barrier or shutter to close the opening upon activation of a smoke or heat actuating device.

E. Smoking:

Smoking is only permitted in areas designated by the Fire Chief.

F. Storage:

Storage shall only be permitted in areas so designated.

G. Furnishings, Interior Finish:

Furniture, floor and wall coverings, and other furnishings in airport terminal occupancies, including passenger holding lounges, waiting areas, restaurant dining rooms, bars, retail stores, etc., should not be made of materials that have high combustibility and/or smoke-development characteristics. These materials include some plastic foams, latex-rubber foam, some plastics, and some synthetic fibers. Such materials have a tendency to release combustible gases at relatively low temperatures, making them easily ignitable. These materials also release high amounts of heat energy at rapid rates when burning, thereby contributing greatly to fire propagation.

13.07.090 IMPLEMENTATION STRATEGY.

Enhancement of structural protection and life safety will be accommodated by the use of sprinklers throughout the airport complex and supplemented by an airport-wide alarming/early warning system as well as fire management through the public address system in all passenger service areas. This is justified not only by increased life safety, eliminating separation between dissimilar occupancy classification areas while reducing design and construction conflicts.

This can only be achieved through a common commitment and concerted effort by all Port departments to adequately fund and support the installation of life safety systems in all areas so designated that currently lack this protection. A retrofit schedule should be established and closely adhered to. In addition, these systems should be considered a priority in that the testing and proper maintenance will necessitate the allocation of adequate resources and coordination of various Port of Seattle departments to ensure their operational status.

Detailed fire protection/life safety designs will be the design responsibility of the designer/engineer to each airport project. All fire protection designs **must** be prepared by an engineer licensed by the State of Washington. The designer responsible for construction documents covering each airport facility will be responsible for providing a protected means of building egress and designing all required fire containment and fire suppression systems.

Special consideration shall be given to all public access areas of the main terminal and concourse buildings. These areas are designated as public assembly areas (Group A, Division 5) and shall be designed in accordance with this standard and Chapter 6 of the Uniform Building Code, current edition.

5. That a new Chapter 13.08 of the SeaTac Municipal Code relating to the Mechanical Code, be, and the same hereby is, created to read as follows:

Chapter 13.08

Mechanical Code

13.08.010 Uniform Mechanical Code.

The 1991 Edition of the Uniform Mechanical Code, as published by the International Conference of Building Code Officials, the Western Fire Chiefs Association, and the International Association of Plumbing and Mechanical Officials is adopted, including Chapter 22, Fuel Gas Piping, appendix B, except as amended and/or accepted in Section 13.08.030 of the Code.

13.08.020 Copy on file.

At least one copy of the adopted Edition of the Uniform Mechanical Code shall be on file in the Office of the City Clerk.

13.08.030 Amendments and Exceptions to the Mechanical Code.

Table 3A of the Uniform Mechanical Code is accepted from the Code adopted in this Chapter. Instead, the following Mechanical Permit fee is adopted:

MECHANICAL PERMIT FEE SCHEDULE

For issuance of each permit \$15.00

For supplemental permits 5.00

SINGLE FAMILY DWELLINGS

Less than 3000 square feet* \$135.00

Over 3000 square feet* 160.00

ADDITIONS AND REMODELS TO SINGLE FAMILY DWELLINGS

New furnace* or change out \$25.00

New water heater* or change out 25.00

One ventilation fan or residential hood 20.00

Two mechanical equipment/appliance items 30.00

Three to five mechanical equipment/appliance items* 60.00

Six or more mechanical equipment/appliance items* 90.00

Gas piping (no equipment or appliances) 30.00

*Gas piping included under these permits.

MULTI-FAMILY AND COMMERCIAL

Contract amount:

\$250 or less \$30.00

251 - 1,001 \$30 plus 4% of cost over \$251

1,001 - 5,000 \$60 plus 1.5% of cost over \$1,001

5,001 - 50,000 \$120 plus 1.4% cost over \$5,001

50,001 - 250,000 \$750 plus 1% of cost over \$50,001

250,001 - 1,000,000 \$2,750 plus .8% of cost over \$250,001

1,000,001 and up \$8,750 plus .4% of cost over \$1,000,001

Permit costs include the normal plan review associated with the application.

Plan review for revisions or modifications \$50/hr.

6. That a new Chapter 13.09 of the SeaTac Municipal Code, relating to the Plumbing Code, be, and the same hereby is, created to read as follows:

Chapter 13.09**Plumbing Code****13.09.010 Uniform Plumbing Code and Uniform Plumbing Code Standards.**

The 1991 Editions of the Uniform Plumbing Code and the Uniform Plumbing Code Standards as published by the International Conference of Building Code Officials, the Western Fire Chiefs Association, and the International Association of Plumbing and Mechanical Officials are adopted, except as amended and/or excepted in Section 13.09.030 of the Code.

13.09.020 Copy on file.

At least one copy of the adopted Editions of the Uniform Plumbing Code and the Uniform Plumbing Code Standards, shall be on file in the office of the City Clerk.

13.09.030 Amendments and Exceptions to the Plumbing Code.

Table 3A of the Uniform Plumbing Code is excepted from the Code adopted in this Chapter. In its stead, the following Plumbing Permit Fee Schedule is adopted:

PLUMBING PERMIT FEE SCHEDULE

For issuance of each permit \$15.00

For supplemental permits 5.00

SINGLE FAMILY DWELLINGS

Less than 3000 square feet \$135.00

Over 3000 square feet 160.00

ADDITIONS AND REMODELS TO SINGLE FAMILY DWELLINGS

Adding one to five fixtures \$35.00

Adding six to ten fixtures 55.00

Over ten fixtures 135.00

MULTI-FAMILY AND COMMERCIAL

Contract amount:

\$250 or less \$30.00

251 - 1,001 \$30 plus 4% of cost over \$251

1,001 - 5,000 \$60 plus 1.5% of cost over \$1,001

5,001 - 50,000 \$120 plus 1.4% cost over \$5,001

50,001 - 250,000 \$750 plus 1% of cost over \$50,001

250,001 - 1,000,000 \$2,750 plus .8% of cost over \$250,001

1,000,001 and up \$8,750 plus .4% of cost over \$1,000,001

Permit costs include the normal plan review associated with the application.

Plan review for revisions or modifications \$50/hr.

7. That a new Chapter 13.14 of the SeaTac Municipal Code, relating to the Fire Code, be, and the same hereby is created to read as follows:

Chapter 13.14

Fire Code

13.14.010 Uniform Fire Code adopted by reference.

The 1991 editions of the Uniform Fire Code and the Uniform Fire Code standards be, and they hereby are adopted as the Uniform Fire Code provisions of the SeaTac Municipal Code. That a copy of the Uniform Fire Code and Uniform Fire Code standards, together with the following appendices: appendix I-A, appendix I-B, appendix I-C, appendix II-B, appendix II-E, appendix III-A, appendix III-B, appendix III-B-1, appendix III-C, appendix III-D, appendix IV-A, appendix IV-B, appendix VI-A, appendix VI-B, appendix VI-D, appendix VI-E, and appendix VI-F.

13.14.020 Copy on file.

At least one copy of the adopted Editions of the Uniform Fire Code and the Uniform Fire Code Standards as published by the International Conference of Building Code Officials and the Western Fire Chiefs Association shall be on file in the office of the City Clerk.

13.14.030 Additional provisions in the Uniform Fire Code.

In addition to the provisions adopted by reference and set forth in Section 13.14.010 of the SeaTac Municipal Code, the following provisions shall be adopted, supplemented and added to the City's Uniform Fire Code.

A. **Definitions:** The word "shall", as used in the Code, shall mean "mandatory".

B. **Group R Division one occupancies.** An approved automatic sprinkler system shall be installed throughout every apartment house three or more levels in height or containing five or more dwelling units and every hotel three or more levels in height or containing ten or more guest rooms. Residential or quick response sprinkler heads shall be used in the dwelling unit and guest room portions of the buildings. The sprinkler system shall comply with the requirements of the Washington Building Code standard No. 38-3W.

All automatic sprinkler systems shall be supervised by the City of SeaTac Fire Department.

C. **Fire alarm systems.** All occupancies exceeding three thousand (3,000) square feet gross floor area shall be required to provide an approved automatic fire detection system. Area separation walls as noted in Section 505(f) of the Uniform Building Code shall not be considered to separate a building to enable detention of the required fire detection system except in the following instances:

(1) Group M or R, Division three occupancies.

(2) Occupancies protected throughout by an approved monitored automatic sprinkler system may, in the judgement of the Fire Chief, allow for deletion of heat detectors from the system.

The provisions of this subsection shall apply to all buildings whose assessed valuation, according to county records, has increased by more than fifty (50%) percent within a five year period due to the added value of additions, alterations and repairs. When the first permit application is submitted to add, to alter or to repair an existing building, the assessed valuation of the building at the time of the complete application is submitted shall be considered the base figure for assessed valuation for the following five (5) year period.

The increased assessed valuation shall be determined by comparing that base figure with the cumulative total permit fees valuations for the addition, alteration and repair projects undertaken during the five (5) year period.

Any additions to an existing structure shall be considered new construction and shall be subject to the provisions of this subsection.

D. Alarm system supervision. Fire alarm systems in Group R Division one occupancies and all other occupancies where automatic fire alarm systems are required shall be supervised by the City of SeaTac Fire Department.

8. That a new Chapter 13.17 of the SeaTac Municipal Code, relating to Fire Hydrants and Water Mains, be, and the same hereby is created to read as follows:

Chapter 13.17

Fire Hydrants and Water Mains

13.17.010 Definitions.

A. Unless otherwise provided in this section, the definitions in the Uniform Fire Code, as adopted in Chapter 13.06 of the Code, and in the rules and regulations of the state board of health regarding public water systems, WAC 248-54-560, shall apply to this chapter.

B. "Fire Department" shall mean the fire authority normally responsible for fire suppression in a specified area.

C. "Water flow" shall mean the minimum quantity of water required for domestic use or fire fighting, whichever is higher, at a specified building, development or site, expressed in continuous gallons per minute at 20 pounds per square inch residual pressure for designated duration of time.

D. "Fire Chief" shall mean the SeaTac Fire Chief or his designated representative.

E. "Water main" shall mean piping used to deliver water to any fire hydrants or to one or more individual service connections.

13.17.020 Application.

A. Subdivisions and short subdivisions are required to be provided with water mains and fire hydrants, consistent with county standards and department of social and health services principles of water system design as a conditions of final plat or short plat approval unless exempt pursuant to Section 13.17.030.

B. All structures or additions hereto erected pursuant to a building permit and/or mobile home permit shall be served by operational water mains and fire hydrants consistent with county standards prior to

1. the commencement or installation of combustible construction or

2. prior to construction of a second floor if the building is noncombustible, whichever occurs first, unless exempt pursuant to Section 13.17.030.

C. Mobile home parks and recreational vehicle parks shall be required to provide water mains and fire hydrants consistent with county standards as a condition of final site plan approval.

D. Permits or approvals for uses not involving a structure shall be served by water mains and fire hydrants consistent with county standards.

E. All new water mains and all additions and extensions to existing water mains shall meet the requirements of this chapter, provided that water mains which serve only uses exempt pursuant to Section 13.17.030 are also exempt from the requirements of this chapter.

F. All water purveyor comprehensive plans of the City shall be consistent with the provisions of this chapter.

G. All water mains and fire hydrants shall be served by a water district or water purveyor in accordance with the City's or by other adequate means providing service levels consistent with the provisions of the Chapter.

13.17.030 Exemption.

A. The following permits and approvals are exempt from the water flow and fire hydrant requirements of this chapter. These exemptions do not exempt any development from compliance with WAC Chapters 248-54 and 248-57.

1. Subdivisions and short subdivisions which contain no lot less than 35,000 square feet in size.

2. Building permits for single family detached dwellings and mobile home permits for mobile homes not in mobile home parks, provided the lot is at least 35,000 square feet in size.

3. Building permits for structures classified as Group M, Division 3 occupancies pursuant to the Uniform Building Code which conform to the standards for agricultural buildings in the Appendix to the Uniform Building Code, provided that stables and riding arenas other than stables and arenas restricted to the private use of the owner and owner's family are not exempt.

4. Building permits for structures which do not exceed two thousand five hundred square feet in floor area excluding garage and which are served by a Class 4 water system. Building permits for such structures which exceed two thousand five hundred square feet shall be exempt from the requirements of this chapter if the Fire Chief determines that the project will not create a substantial fire hazard.

5. Building permits and mobile home permits for detached single family dwellings and accessory structures in subdivisions which received preliminary approval prior to the 1st day of October, 1972 or short subdivisions which received preliminary approval prior to the 1st day of October, 1972 and which do not exceed two thousand five hundred square feet in floor area excluding garage. Building permits for such structures which exceed two thousand five hundred square feet shall be exempt from the requirements of this chapter if the Fire Chief determines that the project will not create a substantial fire hazard.

B. The Fire Chief shall have the authority to impose conditions, including but not limited to increased setbacks, use of fire retardant materials, or drafting ponds on permits exempt pursuant to subsection A. where necessary to mitigate identified fire hazards.

13.17.040 Water main requirements.

A. All water mains subject to this Chapter which serve fire hydrants shall be a minimum of eight inches inside diameter for dead end mains and six inches inside diameter for circulating mains. Hydrant leads less than fifty feet in length may be six inches in diameter.

B. All new water mains subject to this Chapter shall have fire hydrants installed to conform to the requirements of this chapter.

C. All water mains subject to this Chapter shall meet applicable engineering and health standards adopted by the State of Washington or the water purveyor, including WAC Chapters 248-54 and 248-57.

13.17.050 Fire hydrants - single family.

A. Fire hydrants serving detached single family dwellings or duplex dwellings on individual lots shall be located not more than seven hundred feet on center and shall be located so that no single family lot is more than three hundred fifty feet from a hydrant. Such distances shall be measured on the path of vehicular access, unless a variance is obtained pursuant to Section 13.17.090 A.

13.17.060 Fire hydrants - other uses.

A. Fire hydrants serving any use other than detached single family dwellings or duplex dwellings on individual lots shall be located not more than three hundred feet on center and shall be located so that at least one hydrant is located within one hundred fifty feet to all structures or uses. Such distances shall be measured on the path of vehicular access, unless a variance is obtained pursuant to Section 13.17.090 A.

B. The fire department shall adopt rules and regulations specifying the number and location of fire hydrants for structures and uses which require more than one fire hydrant.

13.17.070 Minimum water flow requirements. A. The fire department shall adopt rules and regulations based upon the Guide for Determination of required Fire flow, most current Edition, published by the Insurance Service Office, establishing criteria for determination of water flow requirements sufficient to provide reasonable fire protection.

13.17.080 Fire hydrants. A. The fire department shall adopt rules and regulations establishing standards for design and installation of fire hydrants as necessary to meet sound engineering practices and provide reasonable fire protection.

13.17.090 Variances.

A. The Fire Chief shall have the authority to approve deviations from the standards established pursuant to this chapter when it is shown that

1. strict compliance would require unreasonable fire hydrant locations, fire flow requirements or water main sizes and
2. the variance would not unreasonably affect adequate fire protection to the area or structures served.

B. The Fire Chief shall approve variances, except as provided in subsection C. for connections to single family residences served by existing water system which have fire hydrants and fire flow of at least 500 gallons per minute if the variance would not unreasonably affect fire protection and provided that the purveyor's approved comprehensive plan includes a method for increasing fire flow to current standards.

C. The Fire Chief shall not approve any variance which would result in a violation of WAC Chapters 248-54 and 248-57 without prior approval of the Department of Social and Health Services.

13.17.010 Water authority responsibility.

A. Water authorities shall not be required to exercise police or regulatory powers toward the enforcement of this chapter. The only role of water authorities shall be to provide information, such as:

1. the water authority may be requested by the county to indicate in writing its capability to provide water service, consistent with the standards contained in this chapter, to any building permit, subdivision, or short subdivision applicant, or to the county;

2. The water authority may be required by the Fire Chief to notify the fire department in writing when a water system installed pursuant to this chapter is available for use.

B. Enforcement responsibility, for determining whether or not to approve a building permit, subdivision, or short subdivision application, based on information provided by the water authority, shall belong solely to King County.

13.17.110 Enforcement. The provisions of this chapter and any rule and regulations promulgated thereunder shall be enforced by the Fire Chief in accordance with the enforcement and penalty provisions of the City code.

13.17.120 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this chapter be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this chapter.

13.17.130 Water Purveyor Authority. Nothing in this chapter or rules and regulations adopted by the city or any of its departments pursuant to this chapter shall be construed to prohibit water purveyors from imposing more stringent requirements for the construction of water mains and fire hydrants.

13.17.140 Individual service connections. No more than 60 feet of piping which connects the customer's plumbing system to the purveyor's water main or water meter shall be located in any public road right-of-way unless approved by the city.

13.17.150 Effective date. The effective date of this ordinance shall be ten days after its enactment, provided that existing standards for determination of minimum water flow requirements and for design and installation of fire hydrants shall remain in effect until rules and regulations pursuant to Sections 13.17.060 and 13.17.070 have become effective.

13.17.160 Appeals. The City of SeaTac Board of Appeals shall have the authority to hear appeals and make recommendations to the Fire Chief form the requirements of this chapter. The criteria for board recommendations shall be the same as set forth in section 13.17.090.

9. That a new Chapter 13.19 of the SeaTac Municipal Code, relating to the Energy Code, be, and the same hereby is, created to read as follows:

Chapter 13.19**State Energy Code****13.19.010 Washington State Energy Code.**

The Washington State Energy Code, 1991 Edition, as amended by the Washington State Building Code Council on November 8, 1991, and filed as Chapter 51-11 of the Washington Administrative Code is adopted.

13.19.020 Copy on file.

At least one copy of the adopted Edition of the Washington State Energy Code shall be on file in the office of the City Clerk.

10. That a new Chapter 13.21 of the SeaTac Municipal Code, relating to the Ventilation and Indoor Air Quality Code, be, and the same hereby is, created to read as follows:

Chapter 13.21**Ventilation and Indoor Air Quality Code****13.21.010 Washington State Ventilation & Indoor Air Quality Code.**

The Washington State Ventilation and Indoor Air Quality Code, as adopted by the Washington State Building Code Council on November 9, 1990, and filed as Chapter 51-13 of the Washington Administrative Code is adopted.

13.21.020 Copy of file.

At least one copy of the adopted Edition of the Washington State Ventilation and Indoor Air Quality Code shall be on file in the office of the City Clerk.

11. That a new Chapter 13.22 of the SeaTac Municipal Code be, and the same hereby is created to read as follows:

Chapter 13.22

Administrative Code

13.22.010 Uniform Administrative Code.

The 1991 Edition of the Uniform Administrative Code, as published by the International Conference of Building Officials is hereby adopted, except as amended and/or accepted in Section 13.22.030 of the Code.

13.22.020 Copy on file.

At least one copy of the adopted Edition of the Uniform Administrative Code shall be on file in the office of the City Clerk.

13.22.030 Amendments and Exceptions to the Administrative Code.

Table 3B, Electrical Permit Fees, and Table 3C, Mechanical Permit Fees, and Table 3D, Plumbing Permit Fees shall not be adopted. Table 3A is hereby amended to include the following footnotes:

(1) Table 3A shall apply to permits for the installation of underground fuel storage tanks, fuel tank piping and vapor extraction systems. In addition to the permit fee, a plan review fee of sixty five (65%) percent of the permit fee shall be required.

(2) The permit fee for the removal of an underground fuel storage tank shall be two-hundred and fifty (\$250.00) dollars for the first tank and one-hundred (\$100.00) dollars for each additional tank if inspected at the same time.

(3) The permit fee for installing moved residential structure onto a new site shall be \$250.00, which will include the foundation, water-hookup and the building drain connection.

(4) For the purpose of determining building permit fees, building valuation shall be based on the most recent "Building Valuation Data" as printed in the Building Standards magazine, published by the International Conference of Building Officials. In addition to the regional modifier the valuation shall be reduced by the following multipliers:

(a)	Residential	Additions	.70
(b)	Residential	Remodels	.30
(c)	Residential	Decks	.20
		(d)	
		Commercial	
		Tenant	
		Improvements	.30

(5) Permits issued under the provisions of this code for new single family residential construction, additions, remodels, carports and garages or other uses associated with single family structures shall expire one year from the date of issuance. The fee for renewal of said permits shall be one half of the original permit fee.

12. That a new Chapter 13.31 of the SeaTac Municipal Code, relating to Recycling Space Requirements, be, and the same hereby is, created to read as follows:

Chapter 13.31

Recycling Space Requirements

13.31.010 PURPOSE.

The purpose of this ordinance is to ensure that new construction incorporates the space required for on-site storage of recyclables prior to pick-up and removal by haulers by:

A. establishing mandatory minimum recyclables storage space requirements for residential and non-residential projects; and

B. providing location and design guidelines which will assist the applicant in the development of such storage spaces without unduly limiting creative solutions.

13.31.020 APPLICATION.

All new development after the adoption of these regulations, with the exception of single-family homes, shall be subject to the requirements of this ordinance.

"Storage Areas for Recyclables" shall be considered as separate from "Interim Recycling Facility" as defined in the King County Code. Only material generated on-site shall be collected and stored in

such areas, and the primary processing shall be conducted off-site.

13.31.030 RESIDENTIAL REQUIREMENTS .

Minimum space requirements of 1.5 square feet per unit in all residential projects with the exception of single-family homes. Those multi-family developments which will receive direct collection through a City sponsored or approved program may be exempted from these requirements.

One collection area per 30 units, to be located not more than 200 feet, or the distance to the garbage collection storage area, from the intended user units.

13.31.040 NON-RESIDENTIAL REQUIREMENTS .

A. Office:

2 square feet of storage space for every 1000 square feet Gross Floor Area

B. Retail:

5 square feet of storage space for every 1000 square feet Gross Floor Area

C. General Commercial (Including Wholesale/Warehouse/Industrial):

3 square feet of storage space for every 1000 square feet Gross Floor Area

D. Educational and Institutional:

2 square feet of storage space for every 1000 square feet Gross Floor Area

13.31.050 LOCATION GUIDELINES .

A. Location generally

The storage area for recyclables shall be located in an area which is accessible to the intended users in order to encourage its use. It may be located either inside or outside the proposed building.

To encourage its use, the storage area should be located adjacent to, or near the waste storage and collection areas. The storage and collection of waste and recyclables should be designed to complement each other and to operate as one system.

Exterior storage areas for recyclables shall not be located in any setback.

The location of the storage area must not interfere with the primary use of the site, which could discourage the use of the storage area. It should not be located in areas which cannot tolerate noise, odor, and increased pedestrian and vehicle traffic.

B. Subdivision of required space

In non-residential zones, the total area required can be broken into smaller areas and distributed around the development site if desired, but each area must maintain a useful minimum space.

In residential projects comprising more than one building, the total space must be divided, following the ratio of one storage area per thirty residential units. Each storage area should be located not more than 200 feet, or the distance to the garbage collection storage area, from the units it is intended to serve.

C. Signage

The recycling area should be clearly marked as such, with signs not to exceed two square feet.

D. On-site circulation

The storage facility should be located so that trucks shall not obstruct pedestrian or vehicle traffic movement, or project into any public right-of-way.

13.31.060 DESIGN GUIDELINES .

A. Design generally

It is the intent of these guidelines to assist the applicant in developing creative designs for storage space.

The design of the storage area should be consistent with the architectural design of the primary structure(s) on the site.

Dimensions of the storage area shall accommodate containers consistent with current methods of collection.

B. Enclosure

In order to limit the dispersal of litter on-site, storage areas in all zones shall be enclosed by fence or wall of six feet in height. This requirement shall not apply to storage areas in industrial zones, unless the storage area is located within 100 feet of residentially-zoned property. Gate openings which allow access by user and by haulers should be included. Gate opening for haulers should be a minimum of 12 feet wide. The storage areas should be designed to be easily accessible to collection trucks and equipment. Adequate vertical clearance (if the space is located within a structure) and adequate turning radius must be provided to accommodate collection equipment.

C. Landscaping

Landscaping is required in accordance with the City of SeaTac requirements for new development. Such landscaping shall be required in non-residential zones only if the storage area will be within 100 feet of residentially zoned property. The landscaping should be designed so as not to impede access to the storage area.

D. Weather protection

In order to ensure the efficiency of recycling efforts and to maintain the value of the commodities, storage containers shall be shown to be protected from weather damage. This can be accomplished either by using weather-proof containers or by covering the storage area.

If the storage area is to be roofed, it must be shown to be accessible to haulers. Minimum opening spaces should be 12 feet high and 12 feet wide.

E. Security and Access

Access to the storage areas can be limited for security reasons, but must be accessible to haulers and users during regular business and collection hours.

13. That a new Chapter 13.40 of the SeaTac Municipal Code, relating to Abatement of Dangerous Buildings, be, and the same hereby is created to read as follows:

Chapter 13.40**Abatement of Dangerous Buildings****13.40.010 Uniform Code for the Abatement of Dangerous Buildings.**

The 1991 Edition of the Uniform Code for the Abatement of Dangerous Buildings, as published by the International Conference of Building Code Officials, the Western Fire Chiefs Association, and the International Association of Plumbing and Mechanical Officials is adopted.

13.40.020 Copy on file.

At least one copy of the adopted Edition of the Uniform Code for the Abatement of Dangerous Buildings shall be on file in the office of the City Clerk.

14. That a new Chapter 13.45 of the SeaTac Municipal Code, relating to the Housing Code, be, and the same hereby is, created to read as follows:

Chapter 13.45**Housing Code****13.45.010 Uniform Housing Code.**

The 1991 Edition of the Uniform Housing Code, as published by the International Conference of Building Code Officials, the Western Fire Chiefs Association, and the International Association of Plumbing and Mechanical Officials is adopted.

13.45.020 Copy on file.

At least one copy of the adopted Edition of the Uniform Housing Code shall be on file in the office of the City Clerk.

15. That a new Chapter 13.50 of the SeaTac Municipal Code relating to the Swimming Pool, Spa and Hot Tub Code, be, and the same hereby is, created to read as follows:

Chapter 13.50**Swimming Pool, Spa and Hot Tub Code****13.50.010 Uniform Swimming Pool, Spa and Hot Tub Code.**

The 1991 Edition of the Uniform Swimming Pool, Spa and Hot Tub Code, as published by the International Conference of Building Code Officials, the Western Fire Chiefs Association and the International Association of Plumbing and Mechanical Officials is adopted.

13.50.020 Copy on file

At least one copy of the adopted Edition of the Uniform Swimming Pool, Spa and Hot Tub Code shall be on file in the office of the City Clerk.

16. That Chapter 13.05 of the SeaTac Municipal Code, the former Building Code be, and the same hereby is, repealed.

17. That Chapter 13.15, the former Fire Code, be, and the same hereby is, repealed.

18. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this 28th day of July, 1992, and signed in authentication thereof on this 28th day of July, 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1034

AN ORDINANCE of the City Council of the City of SeaTac, Washington creating and establishing a Chapter 2.46, providing for a Parks and Recreation Commission

WHEREAS, in connection with the purposes and functions and activities of the park and recreation programs of the City along with park planning, it would be appropriate and advisable for the City to establish a Parks and Recreation Commission; and,

WHEREAS, it would be similarly advantageous for the composition of the Parks and Recreation Commission to include a variety of members so that the various interests of the community in terms of park and recreation programs, facilities and activities could be given due consideration in the recommendations of the Commission to the City Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That a new Chapter 2.46. of the SeaTac Municipal Code be, and the same hereby is, created, establishing and providing for a Parks and Recreation Commission, as follows:

Chapter 2.46

PARKS AND RECREATION COMMISSION

Sections:

2.46.010 Definitions.

2.46.020 Creation--Membership.

2.46.030 Terms--Vacancies.

2.46.040 Officers--Meetings.

2.46.050 Authority and Duties.

2.46.060 Compensation.

2.46.070 Annual Reports of Progress.

2.46.010 Definitions. Words used in this chapter shall have the meanings designated in this section:

A. "Commission" means the Parks and Recreation Commission.

B. "Park" means an area of land, with or without water, developed and used for public recreational purposes, including landscaped tracts, picnic grounds, playgrounds, athletic fields, recreation centers, camps, foot, bicycle and bridle paths, motor vehicle drives, wildlife sanctuaries, zoological and botanical gardens, facilities for bathing, boating, hunting and fishing, as well as other recreational facilities for the use and benefit of the public.

C. "Recreation" means any activity or event contributing to the social, cultural, physical education, leisure education, environmental play, athletic

and aesthetic well-being of the community.

2.46.020 Creation--Membership. A. There is created Parks and Recreation Commission, consisting of seven (7) members, who shall be appointed by the Mayor, and confirmed by the City Council. At least five (5) of the commissioners shall reside in the city. B. Appointment to this commission shall include, to the extent reasonably possible, representation from people involved with or interested in the various, diverse recreational and park facility interests/activities, and shall include membership/participation among the different population groups of the city, including at least one senior citizen representative, and one youth representative who shall be a student from one of the high schools in the city.

2.46.030 Terms--Vacancies. The commissioners shall serve for a term of four years, except for the youth representative, who shall serve for a term of one year. It is provided, however, that for the initial appointment, other than for the youth representative whose term shall be for one (1) year or until the next month of May, whichever occurs sooner, two (2) members shall be initially appointed for four (4) year terms; two (2) members shall be initially appointed for three (3) year terms; and two (2) members shall be initially appointed for two (2) year terms. Thereafter, members shall be appointed to serve for terms of four years to succeed members whose terms shall expire; provided, however, that the term of the youth representative shall be for one year. The appointments of succeeding youth representatives shall be made in May of each year. In case of any vacancies on the commission, vacancies shall be filled consistent with the procedures of Section 2.46.020, for the unexpired terms for which such vacancies are filled.

2.46.040 Officers--Meetings. A. At its first meeting of each year, under normal conditions the January meeting, the commissioners shall elect a chairperson and vice chairperson from its members. The Planning and Community Development Director or designee shall serve as the commission's staff, although such person is not a member of the commission. The commission shall have a regularly scheduled meeting at least once each month.

B. It shall be the duty of the chairperson to reside at all meetings of the commission and of the secretary to keep minutes of all meetings, prepare meeting agendas, and record all of the proceedings of the commission. The vice chairperson shall preside at all meetings where the chairperson is absent. A majority of the commission shall constitute a quorum for the transaction of business, and a majority vote of those present shall be necessary to carry any recommended action.

2.46.050 Authority and Duties. A. The commission shall advise the Mayor, the City Council and city staff, or officials, administering parks, regarding the general supervision and control of all parks and recreational facilities and programs of SeaTac. The commission shall advise regarding: the development of park and/or recreation facilities, program activities, long range park and recreation planning, promotion, needs assessment, surveys and program evaluation, acquisition, construction, development, maintenance, and operation, including restriction on, and compensation to be paid for, concessions or privileges in parks and/or playgrounds, either within or without city limits, or parks, squares, parkways and boulevards, play and recreation grounds, and/or other municipally owned recreational facilities, including community buildings, and improvements and ornamentation of the same. The commission shall also work with neighborhood groups, Ad-hoc committees, and the North SeaTac Park Advisory Committee, to formulate recommendations to the City Council. The North SeaTac Park Advisory Committee shall serve as a sub-committee to the commission, provided that the North SeaTac Park Advisory Committee shall be dissolved and disbanded upon completion of the development of the engineering plans and specifications for the North SeaTac Park.

B. The commission shall recommend rules and regulations for the government, management, supervision, and control of city parks and recreational facilities

and programs.

C. The commission's function shall be advisory to the City Council.

2.46.060 Compensation. The members of the Parks and Recreation Commission shall serve without compensation.

2.46.070 Annual Reports of Progress. The Parks and Recreation Commission shall annually provide to the City Council a report on progress made in carrying out the commission's responsibilities. Additional reports may be submitted when deemed appropriate by the commission or when requested by the City Council.

2. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this 28th day of July, 1992, and signed in authentication thereof on this 28th day of July, 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1035

AN ORDINANCE of the City Council of the City SeaTac, Washington, adding a new Section 1.01.095 to the SeaTac Municipal Code, relating to Duty of Enforcement

WHEREAS, the current provisions of the City code provides certain enforcement requirements and specify responsible City officials for that enforcement, however, the City code does not clearly identify to whom the Duty of Enforcement is owed; and,

WHEREAS, in light of a number of court decisions which involved liability questions and Duty of Enforcement questions, it would be appropriate for the City Council to clearly express its intent with respect to the Duty of Enforcement of City codes.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new Section 1.01.095 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

1.01.095 Duty of Enforcement. It is the intent of the City Council and any Duty of Enforcement of the City code, or any part thereof, be owed to the public at large, and not to any individual members of the public. The City Council, further, intends to make no assurances or promises of protection thereby or enforcement thereof to any individual, and that no special relationship regarding enforcement of the code shall exist with any individual which would set such individual apart from the general public.

2. That if any provision of this Ordinance or its application to any person or circumstance is held to be invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances shall not be affected.

3. That this Ordinance shall be in full force and effect

thirty (30) days after publication of the Ordinance Summary, as required by law.

ADOPTED by the City Council on the day of

—

1992, and signed in authentication thereof on this day of
, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1036

AN ORDINANCE of the City Council of the City SeaTac, Washington amending Sections 5.20.010 and 5.20.020 of the SeaTac Municipal Code relating to Private Detectives and Private Security Guards

WHEREAS, the current language of the municipal code provides for regulatory language affecting private detective businesses and private security guard businesses operating within the city; and,

WHEREAS, the Washington State Legislature recently passed legislation which divested municipalities and other governmental subdivisions of the state from enacting laws or rules relating such businesses except as to business license requirements and business and occupation taxes; and,

WHEREAS, it is appropriate that the provisions of city code which provide regulatory language for private detectives and private security guards be repealed.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That Section 5.20.010 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

5.20.010 Regulation of private detective agencies, private detectives and armed private detectives.

No person shall operate a private detective agency within the City, or perform functions and duties as a private detective within the City, without first applying for and obtaining a business license and paying the fee therefor, as prescribed in this title, and, in addition, without being licensed pursuant to state law; ~~and the following penalties shall apply in addition to those otherwise specified in this title:~~

~~A. After June 30, 1992 any person who performs the functions and duties of a private detective in the City without being licensed in accordance with state law, or any person presenting or attempting to use as his or her own the license of another, or any person who gives false or forged evidence of any kind to the Director of the State Department of Licensing in obtaining a license, or any person who falsely impersonated any other licensee, or any person who attempts to use an expired or revoked license, or any person who violates any provision of the state law regulating private detectives is guilty of a gross misdemeanor.~~

~~B. After January 01, 1992, a person is guilty of a gross misdemeanor if he or she owns or operates a private detective agency in the City without first obtaining a state private detective agency license.~~

~~C. After June 30, 1992, the owner or qualifying agent of a private detective agency is guilty of a gross misdemeanor if he or she employs any person to perform the duties of a private detective without the employee having in his or her possession a permanent private~~

~~detective license issued by the state. This shall not preclude a private detective agency from requiring applicants to attend preassignment training classes or from paying wages for attending the required preassignment training classes.~~

~~D. After June 30, 1992, a person is guilty of a gross misdemeanor if he or she performs the functions and duties of an armed private detective in the City unless the person holds a valid armed private detective license issued by the State.~~

~~E. After June 30, 1992 it is a gross misdemeanor for a private detective agency to hire, contract with, or otherwise engage the services of an unlicensed armed private detective knowing that the private detective does not have a valid armed private detective license issued by the State.~~

~~F. It is a gross misdemeanor for a person to possess or use any vehicle or equipment displaying the word "police" or "law enforcement officer" or having any sign, shield, marking, accessory, or insignia that indicates that the equipment or vehicle belongs to a public law enforcement agency.~~

2. That Section 5.20.020 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

5.20.020 Regulation of private security companies, private security guards and armed private security guards.

~~No person shall operate a private security company within the City, or perform functions and duties as a private security guard and armed private security guard within the City, without first applying for and obtaining a business license and paying the fee therefor, as prescribed in this title, and, in addition, without being licensed pursuant to state law; and the following penalties shall apply in addition to those otherwise specified in this title:~~

~~A. After June 30, 1992, any person who performs the functions and duties of a private security guard in the City without being licensed in accordance with state law, or any person presenting or attempting to use as his or her own the license of another, or any person who gives false or forged evidence of any kind to the Director of the State Department of Licensing in obtaining a license, or any person who falsely impersonated any other licensee, or any person who attempts to use an expired or revoked license, or any person who violates any provision of the state law regulating private detectives is guilty of a gross misdemeanor.~~

~~B. After January 01, 1992, a person is guilty of a gross misdemeanor if he or she owns or operates a private security company in the City without first obtaining a state private security company license.~~

~~C. After June 30, 1992, the owner or qualifying agent~~

~~of a private security company is guilty of a gross misdemeanor if he or she employs any person to perform the duties of a private security guard without the employee having in his or her possession a permanent private security guard license issued by the state. This shall not preclude a private security company from requiring applicants to attend preassignment training classes or from paying wages for attending the required preassignment training classes.~~

~~D. After June 30, 1992, a person is guilty of a gross misdemeanor if he or she performs the functions and duties of an armed private security guard in the City unless the person holds a valid armed private security guard license issued by the State.~~

~~E. After June 30, 1992 it is a gross misdemeanor for a private security company to hire, contract with, or otherwise engage the services of an unlicensed armed private security guard knowing that the private security guard does not have a valid armed private security guard license issued by the State.~~

~~-~~

~~F. It is a gross misdemeanor for a person to possess or use any vehicle or equipment displaying the word "police" or "law enforcement officer" or having any sign, shield, marking, accessory, or insignia that indicates that the equipment or vehicle belongs to a public law enforcement agency.~~

3. That this Ordinance shall be in full force and effect thirty (30) days after publication, as required by law.

ADOPTED by the City Council on the day of

~~-~~

1992, and signed in authentication thereof on this day of
, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1037

AN ORDINANCE of the City Council of the City of SeaTac, Washington approving the Final Plat for the development commonly known as the Plat of Sunnyside Estates Subdivision.

WHEREAS, on the 22nd day of October, 1991, the City Council for the City of SeaTac, Washington granted preliminary Plat approval, in Resolution No. 91-082, for the development of a seven single family residential lot subdivision, to be known as the Plat of Sunnyside Estates Subdivision, being filed under City file No. PLT0003-91; and,

WHEREAS, the developer has complied with all of the conditions of approval required to be completed prior to final Plat approval; and,

WHEREAS, the developer requested final Plat approval of the City of SeaTac, pursuant to the provisions of the SeaTac Municipal Code; and,

WHEREAS, the City Council considered the request for final approval of the Plat and reviewed the factors involved at its meeting on the eighteenth (18th) day of August, 1992, which meeting was held pursuant to regular notice for Study Sessions of the City Council, and further considered the request for final approval of the Plat on the twenty-fifth (25th) day of August, 1992, which meeting was held pursuant to regular notice for meetings of the City Council; and,

WHEREAS, the proposed final Plat of Sunnyside Estates Subdivision makes provisions for storm drainage and other Public Works improvements; and,

WHEREAS, the proposed final Plat of Sunnyside Estates Subdivision is beneficial to the public health, safety and general welfare, and the public use and interest will be served by the Platting of this subdivision; and,

WHEREAS, staff has recommended final approval of the Plat of Sunnyside Estates Subdivision.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC,

WASHINGTON DO ORDAIN as follows:

1. That the final Plat approval of the Plat of Sunnyside Estates Subdivision, is hereby granted.
2. That the City Manager is hereby authorized to sign the Final Plat, indicating approval of the City Council of the City of SeaTac, Washington.
3. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this 25th day of August, 1992, and signed in authentication thereof on this 25th day of August, 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1038

AN ORDINANCE of the City Council of the City of SeaTac, Washington, vacating that portion of South 202nd Street lying between 12th Place South and 13th Avenue South

WHEREAS, the City of SeaTac, Washington, has received a request by owners of property adjacent to that portion of South 202nd Street lying between 12th Place South and 13th Avenue South, requesting vacation of the same; and,

WHEREAS, the City Council of the City of SeaTac, Washington, has, after a review of its needs for streets and right-of-ways in the vicinity of that portion of South 202nd Street lying between 12th Place South and 13th Avenue South, determined that consideration should be given to the vacation of the same; and,

WHEREAS, a public hearing was held in connection with the possible vacation, with notice having been provided pursuant to statute; and,

WHEREAS, the City Council of the City of SeaTac, Washington, has considered all matters presented at the public hearing on the proposed vacation, held on the 15th day of September, 1992, at the SeaTac City Council Chambers in SeaTac, Washington.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That the portion of South 202nd Street lying between 12th Place South and 13th Avenue South located within the City of SeaTac, Washington, and as shown on the map attached hereto, marked Exhibit "A" and incorporated herein by this reference, be, and the same hereby is vacated, provided that the City of SeaTac reserves an easement for utilities over, under and on the vacated right-of-way, and further reserves the right to grant easements for utilities over, under and on the vacated right-of-way.

2. That this vacation shall be effective upon payment to the City of SeaTac within 90 days of the date hereof by the owner or owners of property adjacent thereto and to be benefitted by the vacation, in the total amount of Twenty-One Thousand Three Hundred Forty-nine Dollars and twenty cents (\$21,349.20), and that this Ordinance shall be in full force and effect five (5) days after publication is required by law. If the above described payment is not made within the time period provided above, this Ordinance shall be null and void.

3. That a copy of this Ordinance shall be filed with the Office of the King County Auditor.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1039

AN ORDINANCE of the City Council of the City of SeaTac, Washington approving a rezone of 1.2 acres of property from Single Family Dwelling (RS) 7,200 with a potential zoning of Aviation Business Center, to Aviation Business Center (ABC) to be known as the Rickard Rezone

WHEREAS, the City Council of the City of SeaTac received a request from a property owner for a change in the zoning classification of two (2) parcels of property equalling 1.2 acres located at 19453 and 19521 28th Avenue South, within the City; and,

WHEREAS, a public hearing was held before the City Hearing Examiner on the request for reclassification of the parcels from Single Family Dwelling (RS) 7,200 within a potential zoning of Aviation Business Center (ABC), and the Hearing Examiner has thereafter recommended the zoning change; and,

WHEREAS, the City Council finds that the reclassification is in conformity with the Comprehensive Plan and is in the best interests of the proper regulation of land use;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That the two (2) parcels of property equalling 1.2 acres located at 19453 and 19521 28th Avenue South known as the Rickard Rezone within the City of SeaTac, Washington, and as shown and described on the map and rezone applications attached hereto, marked as Exhibit "A", "B" and "C" and incorporated herein by this reference, be, and the same hereby are rezoned from the Single Family (RS) 7,200 with a potential zoning of Aviation Business Center designation to the Aviation Business Center (ABC) designation.

2. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1040

AN ORDINANCE of the City Council of the City of SeaTac, Washington, relating to City employment and employees; and adopting a revised Appendix A, Pay and Compensation Plan, adding a Parks & Community Center Supervisor and a Maintenance Worker I and changing the title of Fire Chief to Director of Fire Services

WHEREAS, the City Council has previously enacted Ordinance No. 90-1037 establishing personnel policies and procedures; and,

WHEREAS, in connection with said Ordinance, a Pay and Compensation Plan has been adopted for City employees; and,

WHEREAS, in order to meet the needs of the City it is appropriate to amend the Pay and Compensation Plan so as to add a Parks & Community Center Supervisor and Maintenance Worker I; and,

WHEREAS, in order to more adequately reflect the job responsibilities of the management personnel in charge of the operations of the fire department, it would be appropriate to change the title of that position from Fire Chief to Director of Fire Services.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. Adoption of Attachment A Compensation Plan.

The Pay Compensation Plan attached to this Ordinance is hereby adopted as Appendix A to Ordinance No. 92-1017, Ordinance No. 92-1012, Ordinance No. 92-1009, Ordinance No. 92-1002, Ordinance No. 91-1043, Ordinance No. 91-1033, Ordinance No. 91-1019, Ordinance No. 91-1008, Ordinance No. 90-1077, Ordinance No. 90-1069, Ordinance No. 90-1066, Ordinance No. 90-1059, and Ordinance No. 90-1055, adding to the City's Pay and Compensation Plan a Parks & Community Center Supervisor and a Maintenance Worker I, and changing the title of Fire Chief to Director of Fire Services.

2. This Ordinance shall take effect and be in full force and effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1041

An ORDINANCE of the City Council of the City

of SeaTac, Washington amending Title 15 of the SeaTac Municipal Code, relating to the City's Zoning Code

WHEREAS, a number of chapters of Title 35 of the Revised Code of Washington provide jurisdiction, authority and responsibility of municipal corporations to develop, administer and enforce zoning and land use regulations within the corporate limits of such municipal corporations; and,

WHEREAS, at the time that the City of SeaTac was incorporated, the City Council elected to continue using zoning provisions of the King County Code until a comprehensive zoning code could be developed and adopted; and,

WHEREAS, in connection with the planning and development of a comprehensive zoning code for the City, the City Council established a Planning Commission, and appointed members of the community to serve on that Commission, and to work on the development of a zoning code, and the City Council requested that the Planning Commission make recommendations to the City Council for provisions of a City of SeaTac zoning code; and,

WHEREAS, in connection with the Planning Commission's work on a City of SeaTac zoning code, the Planning Commission held a number of Public Hearings to hear zoning concerns from citizens, and the Planning Commission held a number of meetings where its members discussed and debated zoning issues in the development of a zoning code; and,

WHEREAS, as a result of those Public Hearings and Commission meetings, a zoning code was developed, and the Planning Commission recommends that the City Council adopt the same as the zoning code for the City of SeaTac; and,

WHEREAS, the Planning Commission feels there is a need for ongoing discussion and evaluation of certain portions of the zoning code which could be effectively handled by a task force set up for that specific purpose; and,

WHEREAS, in order to implement the provisions of the proposed zoning code regulations, the Planning Commission recommended that the fee for conditional use permits in connection with mobile/manufactured home location on single family lots be set at a reduced fee over the amount otherwise set for conditional use permits, and that the permit costs for sign permits be waived for six months after the adoption of the zoning code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That Title 15 of the SeaTac Municipal Code be, and the same hereby is, amended as follows:

TITLE 15

ZONING CODE

—

15.05 Authority, Purpose, Interpretation & Administration

15.10 Land Use Definitions

15.11 Zone Maps and Designations

Parks Zone Classification

Airport Use Zone Classification

Urban Low Residential Zone Classification

Urban Medium Residential Zone Classification

Urban High Residential Zone Classification

Neighborhood Business Classification

Community Business Classification

Industrial Classification

Mobile Home Park Classification

15.12 Zone Classification Use Charts

15.13 Zone Classification Standards

15.14 Development Standards - Tree Retention and Landscaping

15.15 Development Standards - Parking and Circulation

15.16 Sign Code

15.17 Home Occupations

15.18 General Performance Standards/Base Densities

15.19 Multi-Family Recreation Space

15.20 Temporary Use Chapter

15.21 NonConforming Standards

15.22 Decision Criteria/CUP/VAR/REZ

15.23 Planned Unit Development

15.24 Residential and Commercial Density Incentives

15.26 Mobile, Manufactured and Modular Homes

15.27 Annexations

15.28 Special District Overlay

15.30 Environmentally Sensitive Areas

15.32 Code Enforcement

The text of Title 15 is attached hereto, marked as Exhibit "A" and is incorporated herein by this reference as if fully set forth, a copy of which is on file with the City Clerk.

2. That the Planning Commission is empowered and authorized to establish a planning task force comprised of citizens and affected members of the business community to evaluate and further study the

economic impacts of sign code regulation and research landscape-parking lot requirements, and make recommendations through the Planning Commission to the City Council for any proposed amendments or alterations of those portions of the zoning code.

3. That the fee for a conditional use permit in connection with the location of a mobile/manufactured home on single family lots be set in the amount of Two Hundred Dollars (\$200.00), and that the fee for sign permits be waived for period of six months following the adoption of this Ordinance, and that the fee schedules of the City be amended accordingly.

4. That should any part of this Ordinance or its application to any person or circumstance be declared to be unconstitutional or otherwise invalid for any reason, the remainder of this Ordinance or its application to other persons or circumstances shall not be affected.

5. That is Ordinance shall be in full force and effect thirty (30) days after adoption and publication of an Ordinance Summary pursuant to law.

ADOPTED by the City Council on this day of

1992, and signed in authentication thereof this day of

, 1992.

CITY OF
SEATAC

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1042

An ORDINANCE of the City Council of the City

of SeaTac, Washington creating a new chapter 2.47 of the SeaTac Municipal Code, relating to a Solid Waste Advisory Board

WHEREAS, the City of SeaTac, Washington, has had a curbside recycling program in place since November 1991; and,

WHEREAS, in March, 1992, the SeaTac City Newsletter published a survey requesting input from the public about the curbside recycling program; and,

WHEREAS, the survey included a sign-up space for citizens who were interested in serving on a Solid Waste Advisory Board to analyze solid waste program options and provide citizen input to city staff and to the City Council; and,

WHEREAS, the creation and establishment of a Solid Waste Advisory Board would be beneficial to the City Council and would be in the best interests of the city.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new chapter 2.47 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

2.47**SOLID WASTE ADVISORY BOARD****2.47.010 Solid Waste Advisory Board Created.**

There is hereby created an advisory body to be known as "The Solid Waste Advisory Board of the City of SeaTac."

2.47.020 Membership.

There shall be seven (7) members of the Solid Waste Advisory Board. At least five (5) of the members shall be residents of the City. Other members shall own, operate or be employed by business entities located within the City.

2.47.030 Appointment.

The members of the Solid Waste Advisory Board shall be appointed by the Mayor, subject to confirmation by the City Council.

2.47.040 Terms of Office.

The members of the Solid Waste Advisory Board shall serve for terms of three years, provided, however, that the terms of the members who shall be initially appointed to the Board shall include the following: two (2) members of the Board shall be appointed for a term of one (1) year; two (2) members of the Board shall serve for a period of two (2) years; and three (3) members of the Board shall serve for terms of three (3) years. All subsequent appointments of members to the Board shall be for periods of three (3) years. If a member of the Solid Waste

Advisory Board shall be absent, without prior notification or excuse, from three consecutive, regularly scheduled meetings of the Board, the Chairperson of the Solid Waste Advisory Board may declare the position held by that member vacant and a new member may be appointed in the manner set forth at Section 3 of this Resolution.

2.47.050 Rules of Procedure.

At the first meeting of the year of the Solid Waste Advisory Board, the members shall elect a chairman among their number to preside at the Board meetings for the remainder of that year. A majority of the members of the Solid Waste Advisory Board shall constitute a quorum for the transaction of business. The Solid Waste Advisory Board is authorized to adopt rules of procedure to conduct its business, subject to approval by the City Council.

2.47.060 Compensation.

The members of the Solid Waste Advisory Board shall serve without compensation.

2.47.070 Expenses.

The City Council may appropriate a budget for use of the Solid Waste Advisory Board, and the city shall provide adequate space and facilities and necessary supplies to facilitate the official business of the Board.

2.47.080 Meetings.

The Solid Waste Advisory Board shall meet, regularly, at least once per month, unless there is no business to be considered by the board. Special meetings may be called by the chairperson or by three (3) members of the Board. The Waste Management Coordinator of the city or such other person as is designated by the Public Works Director shall attend each meeting of the Board, and shall take and publish minutes of the meetings, and shall provide copies of the minutes to each member of the Solid Waste Advisory Board and to each member of the City Council and to the City Manager.

2.47.090 Joint Meetings Authorized.

The Solid Waste Advisory Board may hold joint meetings with one or more city or county solid waste commission or board, and may engage in regional solid waste planning activities.

2.47.100 Board Responsibilities.

The Solid Waste Advisory Board shall make reports and recommendations to the City Council concerning solid waste issues and shall discharge the following responsibilities:

(a) Review and recommend solid waste needs assessments and needs assessment updates.

(b) Develop recommendations for the City Council on

priorities of solid waste needs within the community.

(c) Review and recommend solid waste plans and policies, including the solid waste services element of the City's comprehensive plan.

(d) Evaluate funding requests and make recommendations on solid waste funding.

(e) Participate in collaborative planning efforts involving businesses that recycle "hard to recycle"

goods, not for profit recyclers, and area garbage haulers, which contribute to enhanced coordination of programs.

(f) Review City actions which may affect the accessibility or quality of solid waste services available to City residents.

(g) Conduct other solid waste research, review and advocacy as requested by the City Council in response to emerging solid waste management issues.

2.49.110 Conflicts of Interest.

If any member of the Solid Waste Advisory Board concludes that such member has a conflict of interest with respect to a matter pending before the Board, that member shall disqualify himself or herself from participating in the deliberations and decision-making process with respect to that matter.

2.47.120 Annual Reports of Progress.

The Solid Waste Advisory Board shall annually provide to the City Council a report on progress made in carrying out the Board's responsibilities and on the status of solid waste policies and procedures within the City.

2. That should any part of this Ordinance or its application to any person or circumstance be declared to be unconstitutional or otherwise invalid for any reason, the remainder of this Ordinance or its application to other persons or circumstances shall not be affected.

3. That this Ordinance shall be in full force and effect thirty (30) days after adoption and publication of an Ordinance Summary pursuant to law.

ADOPTED by the City Council on this day of

1992, and signed in authentication thereof this day of

, 1992.

**CITY OF
SEATAC**

Deputy Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1043

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 2.22.020 and creating a new Section 2.22.110 of the SeaTac Municipal Code relating to the Human Relations Commission

WHEREAS, the City Council of the City of SeaTac, Washington, created and established a Human Relations Commission by Ordinance No. 92-1024; and,

WHEREAS, the provisions of that ordinance did include mechanisms whereby the Human Relations Commission would communicate and report to the City Council regarding its suggestions, recommendations, meetings and activities, but the ordinance provisions did not include specific mention of a requirement for annual reports of progress; and,

WHEREAS, consistent with the reporting provisions for other City boards and commissions, it would be appropriate for the Human Relations Commission to also provide annual reports of progress to the City Council; and,

WHEREAS, it would also be appropriate to amend the language of the City Code so as to provide for language identifying membership of the Human Relations Commission consistent with the code language for other Boards and Commissions, requiring that at least three of the five members shall be residents of the City, with other members owning, operating or being employed by businesses within the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That a new Section 2.22.110 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

2.22.110 Annual Reports of Progress.

The Human Relations Commission shall annually provide to the City Council a report on progress made in carrying out the Commission's responsibilities. Additional reports may be submitted when deemed appropriate by the Commission or when requested by the City Council.

2. That Section 2.22.020 of the SeaTac Municipal Code be, and the same hereby is amended to read as follows:

2.22.020 Membership.

There shall be five (5) members of the Human Relations Commissions. At least three of the members shall be residents of the City. Other members shall own, operate or be employed by business entities located within the City.

3. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1044

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 3.25.050 of the SeaTac Municipal Code relating to Gambling Tax.

WHEREAS, the current provisions of the SeaTac Municipal Code provide that the regulatory responsibilities for the gambling tax, including, enforcing payments, collecting and remitting gambling taxes and providing for audit procedures for gambling taxpayers' records shall be vested in the City Clerk; and,

WHEREAS, since the Ordinance designating those gambling tax responsibilities was adopted, the City developed a comprehensive finance department; and,

WHEREAS, in keeping with the audit controls and standard budgetary procedures, it would be more fitting for those gambling tax responsibilities to be vested in the finance department.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 3.25.050 of SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

3.25.050 Additional rules.

The ~~City Clerk~~ Director of Finance shall have authority to adopt rules and regulations not inconsistent with the provisions of this chapter, for carrying out and enforcing payment, collection and remittance of the taxes herein levied. Such rules and regulations may include the form of tax return required to be filed with the City at the time of payment of the tax on gambling activities, and procedures for auditing of the taxpayer's records. A copy of the rules and regulations so adopted shall be on file and available for public examination in the Clerk's office.

2. That this Ordinance shall be in full force and effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1045

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Sections 5.05.130 and 5.05.140 of the SeaTac Municipal Code regarding Business Licenses and Regulations-Time Lines for Applications

WHEREAS, the current language of the SeaTac Municipal Code provides that applications for business licenses or renewals thereof shall be prior to December 31, of the applicable tax year; and,

WHEREAS, the Examiner from the Washington State Auditors Office, in the City's recent audit, proposed some recommended changes to the City's code sections to address concerns regarding the City making business license financial obligations retroactive rather than prospective, and difficult to enforce; and,

WHEREAS, the amendment to Section 5.05.130 of the SeaTac Municipal Code, as indicated above, presents the opportunity to correct the reference to the Director of Finance which was incorrectly referred to as the Director of Financing.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 5.05.130 of the SeaTac Municipal Code be, and the same hereby is amended to read as follows:

5.05.130 Renewal of license.

All business licenses shall be renewed on or before ~~December 31~~ January 1 of the tax year of issuance, if the business is to be continued. Application for renewal shall be made on forms prescribed by the Director of ~~Financing~~ Finance. Each application for renewal shall be accompanied by the license renewal fee for the ensuing tax year as prescribed by an annual resolution of the City Council establishing fees and charges. Applications for renewal shall be processed by the City commencing on November 01 of each tax year for the ensuing tax year.

2. That Section 5.05.140 of the SeaTac Municipal Code be, and the same hereby is amended to read as follows:

5.05.140 Penalty for late application.

Any applicant or licensee who shall fail to make application for an original business license, or for renewal of an existing business license, prior to ~~December~~ January 31 of the applicable tax year, shall be subject to a penalty, computed as follows, which shall be added to the prescribed fee:

A. Delinquent from one (1) to fifteen (15) days, inclusive: a penalty of five percent (5%) of the prescribed fee or five dollars (\$5.00), whichever is greater.

B. Delinquent from sixteen (16) to thirty (30) days, inclusive: a penalty of ten percent (10%) of the prescribed fee or ten dollars (\$10.00), whichever is greater.

C. Delinquent from thirty-one (31) to forty-five (45) days, inclusive: a penalty of fifteen percent (15%) of the prescribed fee or fifteen dollars (\$15.00), whichever is greater.

D. Delinquent from forty-six (46) to sixty (60) days, inclusive: a penalty of twenty percent (20%) of the prescribed fee or twenty dollars (\$20.00), whichever is greater.

E. Delinquent for more than sixty (60) days: a penalty equal to one hundred percent (100%) of the prescribed license fee.

3. That this Ordinance shall be in full force and effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1046

AN ORDINANCE of the City Council of the City of SeaTac, Washington adding a new Section 3.30.370 of the SeaTac Municipal Code, adopting the "Common Rule for Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments" by reference

WHEREAS, the City Council of the City of SeaTac, Washington, adopted code provisions for its purchasing system and applicable regulations by its Ordinance No. 90-1032, codified as Chapter 3.30 of the SeaTac Municipal Code; and,

WHEREAS, the Examiner from the Washington State Auditor's Office recently recommended that the City adopt as a part of its purchasing system the "Common Rule for Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments"; and,

WHEREAS, the City's Finance Department is of the position that the "Common Rule" as it relates to purchasing and procurement, would be advantageous to the City of SeaTac.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That a new Section 3.30.70 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

3.30.370 Common Rule for Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments [Common Rule].

The City hereby adopts as a part of its purchasing system the "Common Rule for Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments" as it relates to purchasing and procurement, established by the Office of Management and Budget (OMB) on March 11, 1988, and set forth in the OMB Circular A-102 published in the March 11, 1988 Federal Register, pages 8034-8103, which is adopted herein by reference. A copy of the Common Rule for Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments as it relates to purchasing and procurement shall be on file with the Office of the City Clerk.

2. That this Ordinance shall be in full force and effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1047

AN ORDINANCE of the City Council of the City of SeaTac, Washington, adopting a new Section 8.05.730 of the SeaTac Municipal Code, providing for the crime of Stalking

WHEREAS, the Washington State Legislature recently passed a new stalking law, as set forth in Section 1, Chapter 186, Laws of the State of Washington, 1992; and,

WHEREAS, this new law provides for criminal penalties for a person who intentionally and repeatedly follows another person, intimidates and harasses another person and puts that person in reasonable fear or intimidation; and,

WHEREAS, it would be appropriate for the City of SeaTac to adopt language similar to the new state stalking law so as to allow the police and prosecuting authorities a vehicle to protect citizens and residents of the City from the conduct which the legislature sought to address in this new law.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That a new Section 8.05.730 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

8.05.730 Stalking.

A. A person commits the crime of stalking if, without lawful authority and under circumstances not amounting to a felony attempt of another crime, and under circumstances whereby the defendant is not guilty of a felony offense of stalking because the stalker has previously been convicted in the State of Washington or in any other state of the crime of Harassment as defined in Section 9A.46.060 of the Revised Code of Washington, of the same victim or members of the victim's family or household, or any other person specifically named in a No-Contact Order or No-Harassment Order; or the person violated a court order issued pursuant to Section 9A.46.040 of the Revised Code of Washington protecting the person being stalked; or the stalker has previously been convicted of a gross misdemeanor or felony stalking offense for stalking another person:

(1) He or she intentionally and repeatedly follows another person to that person's home, school, place of employment, business, or any other location, or follows the person while the person is in transit between locations; and,

(2) The person being followed is intimidated, harassed, or placed in fear that the stalker intends to injure the person or property of the person being followed or of another person. The feeling of fear, intimidation, or harassment must be one that a reasonable person in the same situation would experience under all the circumstances; and,

(3) The stalker either:

(a) intends to frighten, intimidate or harass the person being followed; or

(b) knows or reasonably should know that the person being followed is afraid, intimidated, or harassed even if the stalker did not intend to place the person in fear or intimidate or harass the person.

B. (1) It is not a defense to the crime of stalking under sub-section A. (3)(a) of this section that the stalker was not given actual notice that the person being followed did not want the stalker to contact or follow the person; and,

(2) It is not a defense to the crime of stalking under sub-section A. (3)(b) of this section that the stalker did not intend to frighten, intimidate or harass the person being followed.

C. It shall be a defense to the crime of stalking that the defendant is a licensed private detective acting within the capacity of his or her license as provided by Chapter 18.165 of the Revised Code of Washington.

D. Attempts to contact or follow the person after being given actual notice that the person does not want to be contacted or followed constitutes prima facie evidence that the stalker intends to intimidate or harass the person.

E. A violation of this section is a gross misdemeanor punishable by a fine up to five thousand (\$5,000) dollars or a jail sentence of up to one year, or both.

2. That this Ordinance shall be in full force and in effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1048

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 2.40.060 of the SeaTac Municipal Code relating to the Library Board

WHEREAS, the City Council of the City of SeaTac, Washington, created and established a Library Board by its Ordinance No. 90-1050; and,

WHEREAS, the provisions of that Ordinance did include a membership of five (5) people on the Library Board, but did not, specifically, identify any residency requirements for the Library Board; and,

WHEREAS, it would be appropriate to amend the language of the City Code to include membership residency requirements consistent with that which is provided for other Boards and Commissions, requiring that at least three of the five members shall be residents of the City with other members owning, operating or being employed by businesses within the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 2.40.060 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

2.40.060 Membership.

There shall be five (5) members of the Library Board. At least four (4) of the members shall be residents of the City. Other members shall own, operate or be employed by business entities located within the City.

2. That this Ordinance shall be in full force and effect thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Deputy Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1049

AN ORDINANCE of the City Council of the City of SeaTac, Washington adopting the 1993 Budget

WHEREAS, State law, Chapter 35A.33 RCW requires the City to adopt an annual budget and provides procedures for the filing of estimates, a preliminary budget, deliberations, public hearings, and final fixing of the budget; and,

WHEREAS, a preliminary budget for the fiscal year 1993 has been prepared and filed; a public hearing has been held for the purposes of fixing the final budget; and the City Council has deliberated and has made adjustments and changes deemed necessary and proper; and,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

SECTION 1. Adoption By Reference.

The 1993 budget for the City of SeaTac, covering the period from January 01, 1993 through December 31, 1993, with regular revenues and unencumbered fund balances of \$28,052,748.00 and expenditures and ending fund balances of \$28,052,748.00, is hereby adopted.

SECTION 2. Summary of Revenues and Appropriations.

The budget sets forth totals of estimated revenues and expenditures of reach separate fund, and the aggregate totals for all such funds, as summarized below:

REVENUE SUMMARY - ALL FUNDS

(All Figures in Thousands of Dollars)

Fund Name:	Fund	Beginning	Operating	Other	Total
------------	------	-----------	-----------	-------	-------

	No. :	Fund Balance	Revenues	Financing Sources	
General:					
City Street:					
Arterial					
Street:					
Contingency:					
Surface Water					
G.O. Fire					
Series 1984					
Building					
Reserve:					
Fire Equip					
Reserve:					
Fire Bldg.					
Reserve:					
Equipment					
Rental:					
Total:					

EXPENDITURE SUMMARY - ALL FUNDS

(All Figures in Thousands of Dollars)

Fund Name:	Fund No.:	Ending Fund Balance	Operating Expenditures (Uses)	Other Financing (Uses)	Total (Uses) Available
General: City Street: Arterial Street: Contingency: Surface Water G.O. Fire Series 1984 Fire Equip Reserve: Fire Bldg. Reserve: Building Reserve: Equipment Rental: Total:					

SECTION 3. Copies of Budget to be Filed.

A complete copy of the final budget as adopted herein shall be transmitted to the Division of Municipal Corporations in the Office of the State Auditor, and to the Associations of Washington Cities. Three complete copies of the final budget as adopted herein shall be filed with the City Clerk and shall be available for use by the public.

SECTION 4. Effective Date.

That this Ordinance shall be in full force and effect thirty (30) days after publication of the Ordinance as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1050

AN ORDINANCE of the City Council of the City SeaTac, Washington, amending Section 13.16.030 of the SeaTac Municipal Code relating to marking of fire lanes

WHEREAS, the current language of the SeaTac Municipal Code describes the marking requirements for fire lane signs, but the text of that language contains a mistake which causes some confusion about the sign requirements; and,

WHEREAS, it is the City's intent to provide in the municipal code that fire lanes shall be marked by vertical curbs painted red on the top and side, extending the length of the designated fire lane unless no curb exists, in which case the outer edge of the fire lane shall be marked with a 6-inch-wide red stripe; and by the top of the red curb, or the flat surface of the red striping being marked at 50-foot intervals with the words, "NO PARKING - FIRE LANE". These words shall be printed in white letters, 3 inches in height; and with fire lane signs being installed along the designated fire lane, spaced 50 feet or portion thereof apart, on or immediately adjacent to the curb, and with the top of fire lane signs being not less than 4 feet nor more than 6 feet from the ground, and providing that signs may be placed on a building when approved by the Fire Chief, or designee, and provided that when posts are required they shall be a minimum of 2-inch galvanized steel or 4-inch x 4-inch pressure treated wood, and with signs being placed so they face the direction of the vehicular travel; and that fire lane signs shall be constructed with specifications as follows: The words "No Parking" shall be 3 inches in height; The words "Fire Lane" shall be 2 inches in height; Fire lane signs shall be reflective; The background shall be white and the letters shall be red; and Fire lane signs shall measure 18 inches in height and 12 inches in width; and,

WHEREAS, the above requirements should be cumulative, not exclusive alternatives.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That Section 13.16.030 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

13.16.030 Marking of fire lanes.

All designated fire lanes shall be clearly marked in ~~one of~~ the following manners:

A. Vertical curbs shall be painted red on the top and side, extending the length of the designated fire lane. If no curb exists, the outer edge of the fire lane shall be marked with a 6-inch-wide red stripe.

B. The top of the red curb, or the flat surface of the red striping shall be marked at 50-foot intervals with the words, "NO PARKING - FIRE LANE". These words shall be printed in white letters, 3 inches in height.

C. Fire lane signs shall be installed along the designated fire lane, shall be spaced 50 feet or portion thereof apart, and shall be posted on or immediately adjacent to the curb. The top of fire lane signs shall be not less than 4 feet nor more than 6 feet from the ground. Signs may be placed on a building when approved by the Fire Chief, or designee. When posts are required they shall be a minimum of 2-inch galvanized steel or 4-inch x 4-inch pressure treated wood. Signs shall be placed so they face the direction of the vehicular travel.

D. Fire lane signs shall be constructed pursuant to the following illustration

and specifications:

Letters Specifications:

The words "No Parking" shall be 3 inches in height.

The words "Fire Lane" shall be 2 inches in height.

Sign Specifications:

Fire lane signs shall be reflective.

The background shall be white and the letters shall be red.

Fire lane signs shall measure 18 inches in height and 12 inches in width.

2. That is Ordinance shall be in full force and effect thirty (30) days after adoption and publication of an Ordinance Summary pursuant to law.

ADOPTED by the City Council on the day of

—

1992, and signed in authentication thereof on this day of

, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1051

AN ORDINANCE of the City Council of the City SeaTac, Washington, amending Section 8.05.380 of the SeaTac Municipal Code relating to the Criminal Code and Controlled Substances

WHEREAS, the current language of the SeaTac Municipal Code incorporates and adopts by reference certain sections of the Revised Code of Washington relative to crimes involving controlled substances; and,

WHEREAS, one section of the state statutes which was not initially included among those sections adopted by reference was the section addressing prohibitions for possessing drug paraphernalia; and,

WHEREAS, it would be appropriate to incorporate into the SeaTac Municipal Code the statute prohibiting possession of drug paraphernalia, not only in terms of indicating the City's position on drug crimes, but also to allow the police to utilize a common forum for filing drug related crimes.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That Section 8.05.380 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

8.05.380 Controlled substances.

The following sections of Title 69 RCW now in effect, and as may subsequently be amended, are hereby adopted by reference to establish regulations and crimes regarding controlled substances under the SeaTac Criminal Code:

69.50.101 Definitions.

69.50.401(e) Possession of forty grams or less of marihuana a misdemeanor.

69.50.412(1) Drug Paraphernalia Prohibited.

69.50.420 Violations - Juvenile driving privileges.

69.50.505 Seizure and forfeiture.

2. That is Ordinance shall be in full force and effect thirty (30) days after adoption and publication of an Ordinance Summary pursuant to law.

ADOPTED by the City Council on the day of

1992, and signed in authentication thereof on this day of

, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1052

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 12.10.225 of the SeaTac Municipal Code relating to the Surface Water Management Rate Structure

WHEREAS, the current provisions of the SeaTac Municipal Code include language establishing and setting forth a Surface Water Management system, including a rate structure for the Surface Water Management system charges; and,

WHEREAS, in connection with corollary rates by King County, when the King County rates increased from \$29.89 to \$85.02 commencing in 1992, the City Council of the City of SeaTac elected to not increase its rates until further study of the rate structure and Surface Water Management system needs was completed, even though that move resulted in the City of SeaTac subsidizing the costs in the interim; and,

WHEREAS, the Public Works Department concluded a Surface Water Management system review and evaluation of its rate structure; and,

WHEREAS, in order to meet the needs of the Surface Water Management system, it is necessary that the rates reflect an amount consistent with the costs of the system within the City, and it is appropriate that the rates of the Surface Water Management system be increased to cover those costs.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 12.10.225 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

12.10.225 Rate structure.

A. Surface Water Management service charges shall be based on the relative contribution of increased surface and storm water runoff from a given parcel to the surface and storm water management system. The percentage of impervious surfaces on the parcel and the total parcel acreage will be used to indicate the relative contribution of increased surface and storm water runoff from the parcel to the surface and storm water management system. The relative contribution of increased surface and storm water runoff from each parcel determines that parcel's share of the service charge revenue needs. The service charge revenue needs of the program are based upon all or any part, as determined by the Council with advice of the Department of Public Works, of the cost and expense within the service area of maintaining and operating storm water control facilities, all or any part of the cost and expense of planning, designing, establishing, acquiring, developing, constructing, and improving any of such facilities, or to pay or secure the payment of all or any portion of any issue of general obligation or revenue bonds issued for such purpose.

B. The Department of Public Works shall determine the service charge for each parcel within the service area by the following methodology: Residential and very light nonresidential parcels shall receive a flat rate. Parcels shall be classified into the appropriate rate category in subsection C of this section by their percentage of impervious surface coverage. Land use codes and data collected from parcel investigations will be used to determine each parcel's

percentage of impervious surface coverage. After a parcel has been assigned to the appropriate rate category, the service charge for the parcel will be calculated by multiplying the total acreage of the parcel times the rate of that category.

C. There is imposed upon all developed properties in the service area annual service charges as follows:

Class Percentage Rate

Residential (R) * NA \$~~26.07~~ 45.00 /parcel/year

Very Light (VL) 0 - 10% \$~~26.07~~ 45.00 /parcel/year

Light (L) 10 - 20% \$~~60.83~~ 91.58 /acre/year

Moderate (M) ** 20 - 45% \$~~126.01~~ 189.71 /acre/year

Moderately Heavy

(MH) ** 45 - 65% \$~~243.33~~ 366.34 /acre/year

Heavy (H) ** 65 - 85% \$~~308.51~~ 464.47 /acre/year

Very Heavy (VH) ** 85 - 100% \$~~404.10~~ 608.38 /acre/year

State Highways n/a ***

* The charge for a Parcel which is owned by and is the personal residence of a person or persons determined by the King County Assessor as qualified for a low income senior citizen rate adjustment or a low income disabled citizen rate adjustment pursuant to Section 9.08.080 of the King County Code or as the same may hereafter be amended property tax exemption under RCW 84.36.381, shall be exempt from the service charge and the annual flat rate charge set forth in subsection D of this section shall be \$29.89, rather than the rates set forth above.

** The minimum service charge shall be \$~~26.07~~ 45.00 /parcel/year. The maximum annual service charge for mobile home parks shall be \$~~29.89~~ 45.00 (the minimum service charge) times the number of mobile home spaces.

*** The rate charged to the Washington State Department of Transportation will be determined in accordance with RCW 90.03.525.

~~D. An additional flat rate charge of \$3.82 per year will be added to each service charge bill to pay for the operation of the billing system, except for mobile home parks spaces.~~

~~E. The City Council, by ordinance, may supplement or alter charges within specific basins or subbasins of the service area so as to charge properties or parcels of one basin or subbasin for improvements, studies, or maintenance which the Council deems to provide service or benefit the property owners of one or more basin(s) or subbasin(s).~~

2. That, effective January 1, 1994, Section 12.10.225 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

12.10.225 Rate structure.

A. Surface Water Management service charges shall be based on the relative contribution of increased surface and storm water runoff from a given parcel to the surface and storm water management system. The percentage of impervious surfaces on the parcel and the total parcel acreage will be used to indicate the relative contribution of increased surface and storm water runoff from the parcel to the surface and storm water management system. The relative contribution of increased surface and storm water runoff from each parcel determines that parcel's share of the service charge revenue needs. The service charge revenue needs of the program are based upon all or any part, as determined by the Council with advice of the Department of Public Works, of the cost and expense within the service area of maintaining and operating storm water control facilities, all or any part of the cost and expense of planning, designing, establishing, acquiring, developing, constructing, and improving any of such facilities, or to pay or secure the payment of all or any portion of any issue of general obligation or revenue bonds issued for such purpose.

B. The Department of Public Works shall determine the service charge for each parcel within the service area by the following methodology: Residential and very light nonresidential parcels shall receive a flat rate. Parcels shall be classified into the appropriate rate category in subsection C of this section by their percentage of impervious surface coverage. Land use codes and data collected from parcel investigations will be used to determine each parcel's percentage of impervious surface coverage. After a parcel has been assigned to the appropriate rate category, the service charge for the parcel will be calculated by multiplying the total acreage of the parcel times the rate of that category.

C. There is imposed upon all developed properties in the service area annual service charges as follows:

Class Percentage Rate

Residential (R) * NA \$ 60.00 /parcel/year

Very Light (VL) 0 - 10% \$ 60.00 /parcel/year

Light (L) 10 - 20% \$ 122.11 /acre/year

Moderate (M) ** 20 - 45% \$ 252.95 /acre/year

Moderately Heavy

(MH) ** 45 - 65% \$ 488.45 /acre/year

Heavy (H) ** 65 - 85% \$ 619.29 /acre/year

Very Heavy (VH) ** 85 - 100% \$ 811.17 /acre/year

State Highways n/a ***

* The charge for a Parcel which is owned by and is the personal residence of a person or persons determined by the King County Assessor as qualified for a low income senior citizen rate adjustment or a low income disabled citizen rate adjustment pursuant to Section 9.08.080 of the King County Code or as the same may hereafter be amended shall be

\$29.89, rather than the rates set forth above.

** The minimum service charge shall be \$60.00/parcel/year. The maximum annual service charge for mobile home parks shall be \$60.00 (the minimum service charge) times the number of mobile home spaces.

*** The rate charged to the Washington State Department of Transportation will be determined in accordance with RCW 90.03.525.

D. The City Council, by ordinance, may supplement or alter charges within specific basins or subbasins of the service area so as to charge properties or parcels of one basin or subbasin for improvements, studies, or maintenance which the Council deems to provide service or benefit the property owners of one or more basin(s) or subbasin(s).

3. That this Ordinance shall be in full force and effect thirty (30) days after publication of the Ordinance Summary as required by law and on the day of

, 199_.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1053

AN ORDINANCE of the City Council of the City of SeaTac, Washington relating to ad valorem property taxes; establishing the amount to be raised in 1993 by taxation on the assessed valuation of the property of the City; and setting the levy rate for the year 1993

WHEREAS, State law, RCW 35A.33.135, requires the City Council to consider the City's total anticipated financial requirements for the ensuing fiscal year, and to determine and fix, by ordinance, the amount to be raised by ad valorem taxes; and,

WHEREAS, the said statute further requires that, upon fixing of the amount to be so raised, the City Clerk shall certify the same to the Clerk of the King County Council; and,

WHEREAS, the King County Assessor, as ex officio assessor for the City pursuant to RCW 35A.84.020, has now certified the assessed valuation of all taxable property situated within the boundaries of the City at \$1,932,638,297.00.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

SECTION 1. Estimated Amount to be Raised by Ad Valorem Taxation.

The amount of revenue to be raised by the City in the fiscal year 1993 by taxation on the assessed valuation of all taxable property situated within the boundaries of the City is estimated to be the sum of \$5,991,179.00.

SECTION 2. Levy Rate Fixed.

The regular ad valorem levy for the fiscal year 1993 is hereby set at \$3.10 per thousand dollars of assessed value of all taxable property situated within the boundaries of the City.

**SECTION 3.
Effective
Date.**

That this Ordinance shall be in full force and effect five (5) days after publication of the Ordinance as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1054

AN ORDINANCE of the City Council of the City SeaTac, Washington, creating and establishing a new Section 9.05.060 of the SeaTac Municipal Code relating to parking wide vehicles on certain streets

WHEREAS, there occasionally exists situations where individuals with large/wide vehicles park those vehicles along certain City streets so that the vehicles cause a disturbance, an inconvenience or possible hazard

to the residents of the neighborhoods in which the vehicles are parked; and,

WHEREAS, other than for brief loading or making delivering to residents, or emergencies, it would be appropriate to designate in the City Code which City Streets should not be used for the parking of wide vehicles, and to provide for penalties for violation such parking restriction.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new Section 9,05.060 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

9.05.060 Parking wide vehicles on certain streets.

It is a traffic infraction for any person to park any vehicle as defined in RCW 46.04.670 which is ninety (90) inches wide or wider on or along any city street, road, alley or right-of-way other than 12th Place South between 16th Avenue South and 12th Avenue South, 12th Avenue South between 12th Place South and South 192nd Street, South 192nd Street between 12th Avenue South and 16th Avenue South, and 16th Avenue South between South 192nd Street and 12th Place South; PROVIDED That this section shall not apply to momentary stops and parking for loading, unloading and making deliveries to residences and businesses in the vicinity, or instances when an emergency exists and the vehicle is parked no longer than necessary. It is further provided that this section shall not be construed to grant any person a right to park any vehicle in any location in the city, and this section does not relieve the driver or operator of any vehicle of the responsibility to park a vehicle in a safe manner and in accordance with applicable traffic codes.

The penalty for a violation of this section shall be thirty-five dollars (\$35.00).

2. That is Ordinance shall be in full force and effect thirty (30) days after adoption and publication of an Ordinance Summary pursuant to law.

ADOPTED by the City Council on the day of

—
1992, and signed in authentication thereof on this day of

, 1992.

CITY OF SEATAC

MAYOR

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1055

An ORDINANCE of the City Council of the City

of SeaTac, Washington amending section 2.47.040 of the SeaTac Municipal Code, relating to the term of office of Solid Waste Advisory Board members

WHEREAS, the City of SeaTac, Washington, recently adopted an ordinance establishing a Solid Waste Advisory Board, to wit: Ordinance No. 92-1042; and,

WHEREAS, in that Ordinance, and specifically in Section 2.47.040 of the SeaTac Municipal Code, reference was made to procedures for the appointment of replacement members of the Board, referring to section three of the resolution, rather than to the third section of the new chapter, 2.47.030 of the City Code; and,

WHEREAS, in order to avoid any confusion, should any occur, it would be appropriate to amend Section 2.47.040 of the City Code to make the reference to Section 2.47.030 of the City Code.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That section 2.47.040 of the SeaTac Municipal Code be, and the same hereby is, created to read as follows:

2.47.040 Terms of Office.

The members of the Solid Waste Advisory Board shall serve for terms of three years, provided, however, that the terms of the members who shall be initially appointed to the Board shall include the following: two (2) members of the Board shall be appointed for a term of one (1) year; two (2) members of the Board shall serve for a period of two (2) years; and three (3) members of the Board shall serve for terms of three (3) years. All subsequent appointments of members to the Board shall be for periods of three (3) years. If a member of the Solid Waste Advisory Board shall be absent, without prior notification or excuse, from three consecutive, regularly scheduled meetings of the Board, the Chairperson of the Solid Waste Advisory Board may declare the position held by that member vacant and a new member may be appointed in the manner set forth in Section 2.47.030 of the City Code.

2. That this Ordinance shall be in full force and effect thirty (30) days after adoption and publication of an Ordinance Summary pursuant to law.

ADOPTED by the City Council on this day of

1992, and signed in authentication thereof this day of

, 1992.

**CITY OF
SEATAC**

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1056

AN ORDINANCE of the City Council of the City of SeaTac, Washington amending Section 13.30.050 of the SeaTac Municipal Code relating to Environmental Rules and Procedures -- Time Frame for Threshold Determinations

WHEREAS, in connection with the Washington State Environmental Protection Act, and the rules and procedures required of local jurisdictions such as those set out in Chapter 13.30 of the SeaTac Municipal Code, the Washington State Legislature recently adopted as Engrossed Substitute Senate Bill 5728, an amendment to Chapter 43.21C of the Revised Code of Washington which requires local jurisdictions to make threshold determinations on completed SEPA applications within ninety (90) days after the application and supporting documentation are complete, and providing that the applicant may request an additional thirty (30) days for the threshold determination; and,

WHEREAS, even though the City's procedural handling of SEPA applications conforms to the responsible official making those determinations within the time frame set forth in the new legislation, it would be appropriate to include in the city code, as a better procedural control and so as to provide better notice to applicants, the ninety-day time frame for threshold determinations.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON DO ORDAIN as follows:

1. That Section 13.30.050 of the SeaTac Municipal Code be, and the same hereby is, amended to read as follows:

13.30.050 Timing of Environmental Review.

A. Subject to the provisions of paragraph B of this Section, the timing of environmental review shall be determined by the responsible official on a case-by-case basis, consistent with the requirements of SEPA and the SEPA rules. In general, the environmental review process shall take place at the conceptual stage of a project, rather than at the detailed design stage. If the City's only action will be a decision on a building permit or other license that requires detailed project plans and specifications, the applicant or perspective applicant shall be given the opportunity for environmental review under SEPA prior to submittal of such detailed project plans and specifications. An applicant or prospective applicant wishing to take advantage of the opportunity for pre-application environmental review shall submit a completed environmental check list to the department, except as otherwise provided by WAC 197-11-315(a).

B. At the latest, the City shall begin the environmental review process when a completed application for City approval of a non-exempt action has been received. The official responsible shall make a threshold determination on a completed application within ninety (90) days after the application and supporting documentation are complete and received. The applicant may request an additional thirty (30) days for the threshold determination.

2. That this Ordinance shall be in full force and effect

thirty (30) days after publication of the Ordinance Summary as required by law.

ADOPTED this day of , 1992, and signed in authentication thereof on this day of , 1992.

CITY OF SEATAC

Frank Hansen, Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney

ORDINANCE NO. 92-1057

An ORDINANCE of the City Council of the City

of SeaTac, Washington creating a new Chapter 3.65 of the SeaTac Municipal Code, establishing an Open Space Reserve Fund

WHEREAS, in order for the City of SeaTac, Washington to be able to address its real property needs, it is appropriate for the City to establish a fund for that purpose; and,

WHEREAS, in the 1993 Budget, funds were designated to go to the City's Open Space Reserve Fund; and,

WHEREAS, in connection with the establishment of the Open Space Fund it is appropriate to define the purposes for which the fund may be used.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, DO ORDAIN as follows:

1. That a new Chapter 3.65 of the SeaTac Municipal Code, establishing the Open Space Reserve Fund be, and the same hereby is, created to read as follows:

CHAPTER 3.65

OPEN SPACE RESERVE FUND

3.65.010 Fund Created.

There is hereby established a fund to be known as the "Open Space Reserve Fund" into which may be paid such moneys from general and unrestricted revenues of the City as the City Council may deem appropriate to meet the needs of the City for any and all real property, including acquisition, improvement and development of real property and permanent structures and fixtures attached thereto, whether through lease, purchase, joint venture, or other device or vehicle, as well as real property and siting evaluations and studies, real property needs assessments and any other expenditures related, directly or indirectly, to the City's real property needs. Moneys in the fund shall be withdrawn and transferred or expended as determined by majority vote of the City Council, in furtherance of the purposes of the Fund.

2. That this Ordinance shall be in full force and effect thirty (30) days after adoption and publication of an Ordinance Summary pursuant to law.

ADOPTED by the City Council on this day of

1992, and signed in authentication thereof this day of

, 1992.

**CITY OF
SEATAC**

Mayor

ATTEST:

Nacelle J. Heuslein, City Clerk

Approved as to Form:

Daniel B. Heid, City Attorney