

CITY OF SEATTLE

ORDINANCE _____

COUNCIL BILL _____

..title

AN ORDINANCE relating to land use and zoning, adopting a moratorium on the filing, acceptance, processing, and/or approval of applications for development in areas currently used as mobile home parks, declaring an emergency and establishing an immediate effective date; all by a 3/4 vote of the City Council.

..body

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The City Council hereby makes the following legislative findings of fact and declarations:

A. Seattle is facing increasing affordability challenges and many Seattle residents are cost-burdened;

B. Severe housing cost burdens disproportionately impact low-income households;

C. Mobile homes provide affordable shelter for a substantial number of elderly and low-income residents;

D. The few remaining mobile home parks within the city are under increased development pressure and the residents of those parks are at risk of being displaced;

E. Similar pressures within the county and region are reducing the number of available sites within and outside the city to which mobile homes can relocate; and

F. With respect to the affordable housing provided by mobile homes, current development regulations may need to be amended to better advance the housing affordability policies of the City's Comprehensive Plan; and

G. A work plan to develop alternative development regulations to encourage preservation of affordable housing provided by the market will inform how the City mitigates development pressure and potential displacement of low-income mobile home residents; and

1 H. A temporary moratorium is necessary to allow the City to develop that work plan and
2 alternative development regulations.

3 Section 2. The Council hereby adopts a moratorium on the filing, acceptance, processing,
4 and/or approval of any application to establish a new principal or accessory use, or change a
5 principal or accessory use, for any site currently used as a mobile home park, as defined in
6 Section 23.84A.032.

7 Section 3. The moratorium set forth in this ordinance shall be in effect for a period of one
8 year from the date this ordinance is effective and shall automatically expire after the one-year
9 period unless the same is extended as provided by statute, or unless terminated sooner by the
10 City Council.

11 Section 4. Pursuant to RCW 36.70A.390, the Council will hold a public hearing within
12 60 days of adoption of this moratorium to take public testimony and consider adopting further
13 findings.

14 Section 5. Under RCW 36.70A.390, the Council approves the following work plan for
15 the development of regulations to address the issues in this ordinance and directs the Office of
16 Planning and Community Development and the Seattle Department of Construction and
17 Inspections to transmit proposed legislation to the Council by September 2019.

Analyze Current Land Uses and Development Trends, Draft Legislation, and Conduct State Environmental Policy Act (SEPA) Review on Proposed Regulations	February 2019 to May 2019
Publish SEPA Threshold Determination	June 2019
Mayor Transmits Legislation to Council	September 2019
Council Deliberations and Public Hearing on Proposed Permanent Controls	October to December 2019
Permanent Controls Effective	January 2020

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1 Section 6. Under Seattle Municipal Code Section 25.05.880, the Council finds that an
2 exemption from conducting SEPA review before adopting a moratorium is necessary to prevent
3 new vesting of development rights leading to development that would displace existing mobile
4 home park tenants. SEPA review of any permanent regulations modifying existing regulations
5 will be conducted according to the work plan in Section 5.

6 Section 7. Based on the authority of RCW 36.70A.390 and the findings in Section 1 of
7 this ordinance, Section 23.76.062 of the Seattle Municipal Code is waived for the adoption of
8 this ordinance.

9 Section 8. Based on the findings of fact set forth in Section 1 of this ordinance, the City
10 Council hereby finds and declares this ordinance is a public emergency ordinance that shall take
11 effect immediately and is necessary for the protection of the public health, safety, and welfare.
12 The City Council may, in its sole discretion, renew said moratorium for one or more six month
13 period in accordance with state law.

14 Section 9. By reason of the findings set out in this ordinance, and the emergency that is
15 declared to exist, this ordinance shall become effective immediately upon its passage by a 3/4
16 vote of the Council, and its approval by the Mayor, as provided by Article 4, Subsection 1(I) of
17 the Charter of the City.

18 Section 10. The provisions of this ordinance are declared to be separate and severable.
19 The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this
20 ordinance, or the invalidity of its application to any person or circumstance, does not affect the
21 validity of the remainder of this ordinance or the validity of its application to other persons or
22 circumstances.

1 Passed by a 3/4 vote of all members of the City Council the _____ day of
2 _____, 2019, and signed by me in open session in authentication of its
3 passage this _____ day of _____, 2019.

4 _____
5 President _____ of the City Council

6 Approved by me this _____ day of _____, 2019.

7 _____
8 Jenny A. Durkan, Mayor
9 Filed by me this _____ day of _____, 2019.
10 _____

11 Monica Martinez Simmons, City Clerk

12 (Seal)