

1 AN ORDINANCE relating to historic preservation, imposing
2 controls upon the statue, "Seattle, Chief of
3 Suquamish" a Landmark designated by the Landmarks
4 Preservation Board under Chapter 25.12 of the Seattle
5 Municipal Code (Ordinance 106348).

6 WHEREAS, the Landmarks Ordinance, Chapter 25.12 of the
7 Seattle Municipal Code, establishes a procedure for
8 the designation and preservation of structures and
9 areas having historical, cultural, architectural,
10 engineering or geographic importance; and

11 WHEREAS, The Landmarks Preservation Board after a public
12 hearing on September 7, 1983, voted to approve the
13 nomination of the statue, "Seattle, Chief of
14 Suquamish" at the intersection of Fifth Avenue, Denny
15 Way and Cedar Street in Seattle as a Landmark under
16 Code Chapter 25.12; and

17 WHEREAS, after a public hearing on October 5, 1983 the
18 Board voted to approve the designation of the statue,
19 "Seattle, Chief of Suquamish" as a Landmark under Code
20 Chapter 25.12; and

21 WHEREAS, on December 21, 1983 the Board and the owners of
22 the designated property agreed to controls and
23 incentives; and

24 WHEREAS, the Board recommends to the City Council approval
25 of controls and incentives; Now, Therefore,

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

27 Section 1. That the designation by the Landmarks
28 Preservation Board of the statue, "Seattle, Chief of
Suquamish" more particularly described as:

Tillikum Place/Tillicum Place at the intersection
of Fifth Avenue, Denny Way and Cedar Street

as a Landmark based upon satisfaction of the following
criteria of SMC Section 25.12.350:

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- 2) It is associated in a significant way with the life of a person important in the history of the city, state, or nation; and

- 6) Because of its prominence of spatial location, contrasts of siting, age, or scale, it is an easily identifiable visual feature of its neighborhood or the city and contributes to the distinctive quality or identity of such neighborhood or the city.

is hereby acknowledged.

Section 2. The following controls upon alteration of the Landmark are hereby imposed:

A Certificate of Approval must be obtained or the time for denying a Certificate of Approval must have expired before the owner may make alterations to the entire sculpture, the base, the fountain and the portion of the park site on which the above elements are located.

Any in-kind maintenance and repair of the above features and characteristics shall be excluded from the Certificate of Approval requirement.

Section 3. The following incentives are hereby noted as potentially available to the owner although the listing shall not be construed as inclusive:

- 1) Section 24.74.020, of the Seattle Municipal Code entitled Special Exceptions; and SMC Sections 23.44.26; or 23.45.124 Administrative Conditional Uses, certain incentives are available, on an application basis, to authorize, under certain circumstances, uses in a designated Landmark that are not otherwise permitted in the zone in which the Landmark is located.

- 2) Building and Energy Code exceptions on an application basis.

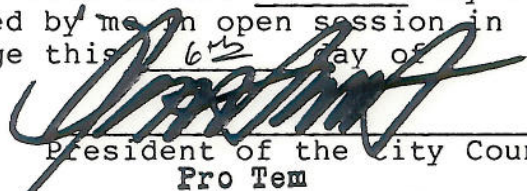
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Section 4. Enforcement of this Ordinance and penalties for its violation shall be as provided in Section 25.12.910 of the Seattle Municipal Code.

Section 5. The City Clerk is hereby directed to record this Ordinance with the King County Director of Records and Elections, deliver two copies to the City Historic Preservation Officer, 400 Yesler Building, and deliver one copy to the Director of the Department of Construction and Land Use.

Section 6. This ordinance shall take effect and be in force thirty days from and after its passage and approval by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the City Charter.

PASSED by the City Council the 6th day of May, 1985, and signed by me in open session in authentication of its passage this 6th day of May, 1985.


President of the City Council
Pro Tem

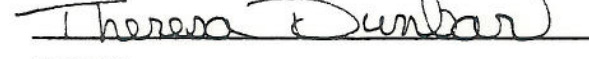
Approved by me this 16th day of May, 1985.


Mayor

Filed by me this 16th day of May, 1985

ATTEST:


City Comptroller and City Clerk

By: 
Deputy

(SEAL)

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