



SDOT Director's Rule 3-2010

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| Applicant: CITY OF SEATTLE Seattle Department of Transportation (SDOT) | Page 1 of 2 | Supersedes: n/a |
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| Subject: Insurance requirements for vending and merchandise display in the public place as allowed by Seattle Municipal Code Chapter 15.17 | Code and Section Reference: SMC Chapter 15.17.080.D, 15.17.100.F, 15.17.150.H | |
| | Type of Rule: Legislative | |
| | Ordinance Authority: SMC 3.12.020 | |
| Index: Vending; Street Use; Merchandise Display; Insurance Requirements | Approved (signature on file) | Date 5/27/2010 |
| | Peter Hahn, Director Seattle Department of Transportation | |

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This rule governs the amount of liability insurance a permittee shall obtain in order to vend or display merchandise in a public place as allowed by Seattle Municipal Code (SMC) Chapter 15.17.

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| 1.0 | <u>REFERENCES</u> |
| 1.1 | SMC 15.17.080.D |
| 1.2 | SMC 15.17.100.F |
| 1.3 | SMC 15.17.150.H |

2.0 PURPOSE OF RULE

To establish the amount of liability insurance a permittee shall obtain in order to vend or display merchandise in a public place as allowed by SMC subsections 15.17.080.D, 15.17.100.F and 15.17.150.H.

3.0 INSURANCE REQUIREMENTS

The SMC provides that the Director of the Seattle Department of Transportation (SDOT) shall establish liability insurance requirements for permittees seeking to vend or display merchandise in a public place as allowed by SMC 15.17.080.D, 15.17.100.F, and 15.17.150.H.

The permittee shall obtain and maintain in full force and effect, at its own expense, commercial general liability (CGL) insurance that names the City of Seattle (City) as an additional insured for primary limits of liability for the purpose of protecting the City from all claims and risks of loss as a result of the permittee's activity, occupation, operation, maintenance, or use of a public place in conjunction with the permitted activity. The CGL insurance shall include:

- Premises Operations,
- Products and Completed Operations,
- Broad Form Property Damage Liability, and
- Personal Injury.

The minimum insurance requirements are CGL insurance based on the Insurance Services Office (ISO) form CG 00 01 or equivalent. The City requires insurance coverage to be placed with an insurer admitted and licensed to conduct business in Washington State or with a surplus lines carrier pursuant to Chapter 48.15 Revised Code of Washington. The CGL insurance amount shall be \$1,000,000 for each occurrence combined single limit bodily injury and property damage. Coverage shall name the "City of Seattle, its elected and appointed officers, officials, employees and agents" as additional insureds for primary and non-contributory limits of liability subject to a Separation of Insureds clause.

The permittee shall provide to the City, or cause to be provided, certification of insurance coverage consisting of the CGL declarations page, schedule of forms and endorsements, and blanket or additional insured policy provision per the ISO CG 20 12 or equivalent. The insurance coverage certification shall be delivered or sent to the Director or to the department and address as the Director may specify from time to time.

The City shall be given not less than 30 days notice of cancellation of the policy and not less than ten days notice of non-payment.

Failure to maintain the required CGL insurance coverage is grounds for permit revocation.