

ORDINANCE NO. C 34392

An ordinance relating to obstruction of public right-of-way; and amending SMC section 12.02.0730.

WHEREAS, the City of Spokane is required under RCW 36.70A.040(4)(D) to implement the goals and policies of the City's Comprehensive Plan by adoptions of implementing land use regulations; and

WHEREAS, there is a need to make changes to chapter 12.02 SMC Obstruction, Encroachment of Public Ways, Article IV: Obstruction of Public Right-of-way, SMC 12.02.0730 Permits – Sidewalk Special Use so that it is consistent with the sign code chapter 17C.240 SMC of the Spokane Municipal Code; -- Now, Therefore,

The City of Spokane does ordain:

Section 1. That SMC section 12.02.0730 is amended to read as follows:

12.02.0730 Permits – Sidewalk Special Use

- A. Upon plans and specifications approved by the city council, the director may issue a permit for the placing in or upon the sidewalks of the City, plantings, ornamentals, or other beautification as the council may approve, or racks, stalls, or brackets for the parking, storage, or securing of bicycles or similar vehicles. Sidewalk cafes are permitted as provided in ~~((Chapter))~~ chapter 10.28 SMC. Signs are permitted as provided in chapter 17C.240 SMC.
- B. Before a sidewalk special use permit shall be issued, the person proposing to make such installation shall furnish proof of liability insurance coverage for such sidewalk use and the proposed installation, wherein the City is a named insured, for liability limits of not less than one hundred thousand dollars for any one personal injury, three hundred thousand dollars for all personal injury claims in any one accident and twenty-five thousand dollars for property damage.
- C. The director may reduce or increase the amounts of required insurance coverage as the public interest requires, depending on the size and nature of the permitted activity.

ADOPTED BY THE CITY COUNCIL ON _____

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor
Bab1-20-09

Date

Effective Date