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LEGAL NOTICES.

RESOLUTION NO. 3070.

Proposed Amendment No. 1.

A RESOLUTION and proposition to amend Section 2 of Article VII of the City Charter, and providing for the submission of such proposed amendment to the qualified voters of the City of Seattle at the next general election.

Be it resolved by the City Council of the City of Seattle:

That Section 2 of Article VII of the City Charter be amended so as to read as follows:

Section 2. The Mayor shall appoint the chief of police after examination under civil service rules, as provided by Article XVI of this charter, and may remove him in his discretion upon filing a statement in writing of his reasons therefor with the secretary of the civil service commission. **The city council may remove the chief of police for cause in the same manner as is provided in this charter for the removal by the city council of elective officers.** All subordinate police officers, detectives and regular policemen shall be appointed by the chief of police under said civil service rules, except as otherwise in section one of this article provided. In case the chief of police shall be appointed from the classified civil service, and shall not be removed for cause, he shall, upon retirement from the office of chief of police, resume his former position in the classified civil service.

AND BE IT FURTHER RESOLVED that said proposition be submitted to the voters of the city of Seattle at the general election to be held in said city on the 7th day of March, 1911.

Passed the city council the 3rd day of January, 1911, and signed by me in open session in authentication of its passage this 3rd day of January, 1911.

WM. H. MURPHY,
President of the City Council.

Filed the 3rd day of January, 1911.

WM. J. BOTHWELL,
City Comptroller and ex-officio City Clerk.

RESOLUTION NO. 3088.

Proposed Charter Amendment No. 2.

A RESOLUTION and proposition to amend Section 11 of Article IX of the City Charter, and providing for the submission of such proposed amendment to the qualified voters of the city of Seattle at the next general election.

Be it resolved by the City Council of the city of Seattle:

That Section 11 of Article IX of the city charter of the city of Seattle be amended to read as follows:

Section 11. Fixing rate; levying taxes: The City Council shall, on or before the first Monday in December in each year, by ordinance, fix the rate of taxes to be levied, and levy the taxes upon all taxable property, both real and personal, in the city, needed to raise sufficient revenue to carry on the different departments of the municipal government for the ensuing fiscal year. No revenues raised by tax levy shall be appropriated for any other purpose than that specified in such levy, except the City Council, may, by ordinance passed by a three-fourths vote of all members elected, appropriate any necessary portion of such revenues for the preservation of the peace, health and safety, which ordinance shall declare an emergency, shall state therein the facts constituting such emergency, and shall specify that a deficiency is thereby created which shall be provided for in the next succeeding tax levy.

That said proposition be and the same is hereby submitted to the voters of the city of Seattle at the general election to be held in said city on the seventh day of March, 1911.

Passed the City Council the third day of January, 1911, and signed by me in open session in authentication of its passage this third day of January, 1911.

WM. H. MURPHY,
President of the City Council.

Filed the third day of January, 1911.

WM. J. BOTHWELL,
City Comptroller and ex-officio City Clerk.

RESOLUTION NO. 3090.

Proposed Charter Amendment No. 3.

A RESOLUTION and proposition to amend Section 1 of Article IV of the City Charter and providing for the submission of such proposed amendment to the qualified voters of the City of Seattle at the next general election.

Be it resolved by the City Council of the City of Seattle:

That Section 1 of Article IV of the City Charter of the City of Seattle be amended to read as follows:

"Sec. 1. Legislative Power, Where Vested: The legislative powers of the City of Seattle shall be vested in a mayor and city council, who shall have such powers as are provided for by this charter; but the power to propose for themselves any ordinance dealing with any matter within the realm of local affairs or municipal business, and to enact or reject the same at the polls, independent of the mayor and city council, is also reserved by the people of the City of Seattle, and provision made for the exercise of such reserved power; and there is further reserved by and provision made for the exercise by the people of Seattle of the power, at their own option, to require submission to the vote of the qualified electors and thereby to approve or reject at the polls any ordinance, or any section, item or part of any ordinance dealing with any matter within the realm of local affairs or municipal business, which may have passed the city council and mayor, acting in the usual prescribed manner as the ordinary legislative authority.

Initiative and Referendum; How Exercised; Petition; Comptroller to Verify Signatures; Completion of Petition, Consideration in Council: The first power reserved by the people is the initiative and referendum. It may be exercised on petition of a number of qualified voters equal to not less than ten (10) per cent. of the total number of votes cast for the office of mayor at the last preceding municipal election, proposing and asking the enactment as an ordinance of a bill or measure, the full text of which shall be included in the petition. Any initiative petition shall be filed with the city comptroller, who shall verify the sufficiency of the signatures to the petition, and transmit it, together with his report thereon, to the city council at a regular meeting not more than twenty (20) days after the filing of the petition, and such transmission shall be the introduction of the initiative bill or measure in the city council. If the comptroller shall find any petition to be insufficient in signatures, he shall notify the principal petitioners, and an additional twenty (20) days shall be allowed them in which to complete such petition to the required percentage. Its consideration shall take precedence over all other business before the city council, except appropriation bills and emergency measures necessary for the immediate preservation of the public peace, health or safety.

Council May Enact or Reject But Not Modify; Council May Pass Substitute: The city council may enact, or reject, any initiative bill or measure, but shall not amend or modify the same. It may, however, after rejection of any initiative bill or measure, propose and pass a different one dealing with the same subject.

When Rejected Measure and Substitute Submitted to People; General and Special Elections: If the city council shall have rejected any initiative measure, or shall during thirty (30) days after receipt thereof have failed to take final action thereon, or shall have passed a different measure dealing with the same subject, the said rejected initiative measure and such different measure dealing with the same subject, if any has been passed, shall be taken in charge by the city comptroller and submitted to the qualified electors for approval or rejection at the next regular election; but the city council may in its discretion provide for a special election at which the vote shall be taken.

When Special Election Required: And if the initiative petition in any case shall be signed by a number of qualified voters equal to not less than twenty (20) per cent. of the total number of votes cast for the office of mayor at the last preceding municipal election, or shall at any time be strengthened in qualified signatures up to said percentage, then the city council shall provide for a special election upon said subject, to be held within forty (40) days from the proof of sufficiency of the percentage of signatures.

Notice and Conduct of Election: Official publication shall be made, notices of election given, and the manner and conduct of election, the preparation of the official ballots, the counting and canvassing of the votes, and the certifying of the returns of the election, shall be done as is provided for the submission to the vote of the people of amendments to the city charter.

Measures Adopted to Become Ordinances, When: Any measure thus submitted to the vote of the people, which shall receive in its favor a majority of all the votes cast for and against the same, shall become an ordinance of the City of Seattle, and be in full force and effect from and after proclamation by the mayor, which shall be made, and published in the city official newspaper, within five (5) days after the election.

Submission of Substitute and Initiative Measures; If Both Approved, That Having Highest Vote Adopted: In case the city council shall, after rejection of the initiative measure, have passed a different measure, dealing with the same subject, it shall be submitted at the same election with the initiative measure and the vote of the qualified electors also taken for and against the same, and if both such measures be approved by a majority vote, if they be conflicting in any particular, then the one receiving the highest number of affirmative votes shall thereby be adopted and the other shall be considered as rejected.

Power of Simple Referendum as to Ordinances; Exceptions; by Petition or by Council: The second power reserved by the people is the simple referendum, and it may be exercised and ordered (except as to ordinances necessary for the immediate preservation of the public peace, health or safety, **and except as to ordinances providing for the approval of local improvement assessment rolls and providing for the issuance of local improvement bonds**) as to any ordinance which has passed the city council and mayor (acting in their usual prescribed manner as the ordinary legislative authority of the city), either upon a petition signed by a number of qualified voters equal to not less than eight (8) per cent. of the total number of votes cast for the office of mayor at the last preceding municipal election, or by the city council itself without petition.

Emergency Measures, What to Contain; Vote Required to Pass:—When an emergency exists in which it is necessary for the immediate preservation of the public peace, health or safety, that an ordinance shall become effective without delay, such emergency and necessity, and the facts creating the same, shall be stated in one section of the bill, and it shall not become an ordinance unless on its final passage by the city council at least three-fourths (¾) of all the members elected vote in its favor (the vote being taken by yeas and nays, and the names of those voting for and against being entered in the journal), and it shall have been approved by the mayor, whereupon it shall be officially published and of full force and effect.

Referendum by Petition; Effect of; Verification of Signatures: The referendum may be invoked by petition bearing the signatures of the required percentage of qualified voters as to any non-emergency law or ordinance, or any section, item or part of any such law or ordinance, which petition shall be filed with the city comptroller before the day fixed for the taking effect of the said law or ordinance, which shall in no case be less than thirty (30) days after the final favorable action thereon by the mayor and city council, acting in their usual prescribed manner as the ordinary legislative authority of the city, and the filing of such referendum petition as to any such ordinance or section, item or part thereof, shall operate to suspend the taking effect of the same, or any further action thereon, except as hereinafter provided, viz.: The city comptroller shall verify the sufficiency of the signatures to the petition and transmit it, together with his report thereon, to the city council at a regular meeting not less than twenty (20) days after the filing of the petition.

Submission at General or Special Election: The city council shall thereupon provide for submitting the said ordinance or section, item or part thereof, to the vote of the qualified electors for ratification or rejection, either at the next regular municipal election, or at a special election, as the city council in its discretion may provide.

Notice and Conduct of Election: Official publication shall be made, notices of election given, and the manner and conduct of election, the preparation of the official ballots, the counting and canvassing of the votes, and the certifying of the returns of the election, shall be done substantially as provided in the case of submission to vote of the people of amendments to the city charter.

If Ordinance Approved, When to Take Effect: If the ordinance thus submitted to the referendum shall receive in its favor a majority of all the votes cast for and against the same, it shall be in full force and effect from and after the proclamation by the mayor, which shall be made and published in the city official newspaper, within five (5) days after the election; Provided, however, that if the ordinance itself shall designate a subsequent date for taking effect, the proclamation shall name the said date as the time for taking effect. If the ordinance shall fail to receive the majority vote in its favor, it shall be considered as rejected, and shall be of no force and effect.

Charter Provisions Superseded: Any provision in this charter, and particularly any provisions in Section 14 and paragraph "Forty-first" of Section 18 of this article, insofar as they are in conflict with the provisions of this section, are hereby superseded.

AND BE IT FURTHER RESOLVED, that said proposition be submitted to voters of the City of Seattle at the general election to be held March 7, 1911.

Passed the City Council the third day of January, 1911, and signed by me in open session in authentication of its passage this third day of January, 1911.

WM. H. MURPHY,
President of the City Council.

Filed the third day of January, 1911.

WM. J. BOTHWELL,
City Comptroller and ex-officio City Clerk.

TO THE HONORABLE MAYOR OF THE CITY OF SEATTLE, JOHN F. MILLER, AND THE HONORABLE BODY, CITY COUNCIL OF THE CITY OF SEATTLE, COUNTY OF KING AND STATE OF WASHINGTON.

The undersigned, qualified voters of the City of Seattle, and representing more than ten per cent of the total number of votes cast for the office of Mayor at the last preceding election, asks the enactment as an ordinance of the following measure:

AN ORDINANCE regulating the installation, maintenance, use and operation of electrical wires, appliances and apparatus in, along, over, across or about buildings, streets, alleys and public places in the City of Seattle, and providing a penalty for the violation thereof.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The word "person," wherever used in this ordinance, shall be held and construed to mean and include natural persons of either sex, all associations, co-partnerships, firms and corporations. The singular shall be held to include the plural, the plural shall be held to include the singular, and the masculine pronoun shall be held to include the feminine. The words "Superintendent of Public Utilities," wherever used in this Ordinance, shall be held and deemed to mean and include the Superintendent of Public Utilities of the City of Seattle, and any and all of his deputies, and any and all other persons authorized by him to do and perform any act in furtherance of this ordinance, and all and every other person or officer now authorized by any ordinance, or hereafter to be authorized by any ordinance of the City of Seattle, to do and perform any act or thing herein referred to.

Section 2. SPACING OF WIRES. It shall be unlawful for any person:

First: Run, place, erect, maintain, use or operate in, upon, along, over, across or about any street, alley or public place in the City of Seattle, any wire or cable used to conduct or carry any current of electricity of six hundred (600) volts or less on any pole, or on any cross-arm, or bracket, or other appliance attached to any such pole, within the distance of thirteen (13) inches from the center line of said pole; provided, that the foregoing provision shall not apply to wires or cables in cases where the same are run underground and placed vertically on poles, or to "bridle" or "jumper" wires on any pole which are attached to or connected with "signal" wire on the same pole, or to any "aerial" cable as between such cable and any pole on which it originates or terminates, or to any wire or cable where the same is attached to the top of the pole, as between it and the said pole.

Second: Run, place, erect, maintain, use or operate in, upon, along, over, across or about any street, alley or public place in the City of Seattle, in the vicinity of any pole (and not attached thereto), within the distance of thirteen (13) inches from the center line of said pole, any wire or cable used to conduct or carry any current of electricity of six hundred (600) volts or less, or to run, place, erect, maintain, use or operate any pole to which is attached any wire or cable used to conduct or carry any current of electricity of six hundred (600) volts or less within the distance of thirteen (13) inches (measured from the center line of any such pole) from any wire or cable used to conduct or carry any current of electricity; provided, that as between any wire or cable and any pole mentioned in this subdivision or this section the wire or cable or pole last in point of time run, placed, erected or maintained shall be held to be in violation of this subdivision.

Third: Run, place, erect, maintain, use or operate in, upon, along, over, across or about any street, alley or public place in the City of Seattle, above ground, within the distance of three (3) feet from any wire or cable conducting or carrying any current of less than six hundred (600) volts of electricity, any wire or cable which conducts or carries at any time any current of more than six hundred (600) volts of electricity, or to run, place, erect, maintain, use or operate within a distance of three (3) feet from any wire or cable that conducts or carries at any time a current of more than six hundred (600) volts of electricity, any wire or cable conducting or carrying any current of less than six hundred (600) volts of electricity; provided, that the foregoing provisions of this subdivision shall not be held to apply to any wire or cable conducting or carrying "secondary" current attached to or connected with any "transformer" within the distance of three (3) feet (measured along the line of said wire or cable) from the point where such wire or cable is attached to or connected with such transformer or to electric wires or cables within buildings or structures, or to wires or cables in cases where the same are run from the ground and placed vertically on poles, or to any "lead" wire or cable between the point where the same is made to leave any pole for the purpose of entering any building or structure; and provided, further, that as between any two wires or cables or any wire and any cable, the one last in point of time run, placed, erected or maintained shall be held to be in violation of the provisions hereof.

Fourth: Run, place, erect, maintain, use or operate in, upon, along, over, across or about any street, alley or public place in the City of Seattle, any "guy" wire or "guy" cable attached to any pole or appliance to which is attached any wire or cable used to conduct or carry any current of electricity without causing said "guy" wire or "guy" cable to be efficiently insulated at all times at the distance of not less than eight (8) feet nor more than ten (10) feet (measured along the line of said wire or cable) from each end thereof. Each guy to anchor rods shall have at least one insulator.

Fifth: Run, place, erect, maintain, use or operate in, upon, along, over, across or about any street, alley or public place in the City of Seattle, vertically on any pole, any wire or cable used to conduct or carry any electricity, without causing such wire or cable to be at all times wholly incased in a casing of wooden material of not less than one and one-half (1½) inches in thickness.

Sixth: Run, place, erect, maintain, use or operate, in, upon, along, over or about any street, alley or public place in the City of Seattle, on any pole or on any cross-arm or other appliance attached to said pole, which carries or upon which is placed any electric arc lamp or arc light, any transformer for the purpose of altering the voltage of any current of electricity.

Section 3. Telephone, telegraph, district messenger and all call bell circuits, fire and burglar alarm and all other similar systems must, as far as possible, be separated from electric light and power wires by occupying independent lines of poles. But where the above referred to lines are necessarily crowded together upon the same side of a street or alley, the joint use of poles, under certain restrictions, will be allowed, and all cases where such wires cross over electric light, power or trolley wires, a suitable guard shall be maintained between such wires and such electric light, power or trolley wires.

Section 4. TRANSFORMERS. First: Where transformers are to be connected to high voltage circuits, the secondary system may be permanently grounded, and provision shall be made for it when the transformers are built.

Second: Transformers shall not be placed on roofs of buildings or on walls of wooden buildings.

Third: They shall not be attached to the outside of buildings unless separated therefrom by substantial supports, and shall, where practicable, be placed on poles rather than on buildings.

Fourth: All transformers used for low potential distribution in the City of Seattle shall conform in insulation material, method of insulating, construction, reconstruction and repair to the latest standard practice, and shall be subject to break-down tests between the primary and secondary coils and cases at three times the highest normal voltage alternating. Said test to be made by the owner, constructor or repairer of said transformers, as the case may be, who shall provide himself or themselves with step-up transformers or other means of procuring the required test electromotive force, and said tests shall be made in the presence of and under the direction of the Superintendent of Public Utilities when so required.

Section 5. In all cases where a wire or cable originates or terminates on insulators attached to any pin or other appliance, said wire shall be attached to at least two such insulators; provided, however, that this section shall not apply to service wires to buildings, or wires originating or terminating on strain insulators or circuit breakers.

Section 6. ROOF FIXTURES. Fixtures for the support of wires on roofs of buildings shall be of some form approved by the Superintendent of Public Utilities, and of sufficient strength to withstand all strains to which they will be subjected, and shall be of such height and so placed that all of the wires supported by them shall be at least seven (7) feet above the highest point of roofs and less than one-quarter (¼) pitch, and not less than one foot above the ridge of roofs of more than one-quarter (¼) pitch, over which they pass or to which they may be attached. All roof fixtures shall be suitably painted and shall be distinctly marked with the owner's name, initials or trade mark, and in case any person has a wire or cable on the roof fixtures owned by another person, all such wires shall be suitably tagged at each fixture with easily discernible metallic tags, all such part of each fixture or arm used shall be suitably marked with the name, initials or trade-mark of the owner. No roof fixture shall be so placed that it will interfere with the free passage of persons upon, over, to and from the roof. All brackets, service boxes, cable boxes and all single wire supports used on roofs or wall fixtures shall be marked with the name, initials or trade-mark of the owner.

Section 7. First: All poles shall be of such form and dimension and so set as to comply with the requirements of the Superintendent of Public Utilities.

Second: All poles along which shall be run vertically any wire or cable used to conduct or carry any current of electricity of two hundred (200) volts or more, shall be provided with steps. And no steps shall be placed nearer the ground than eight (8) feet.

Third: All poles shall be at all times kept free from all nails and tacks, and no poster or advertising matter of any character shall be posted thereon.

Fourth: All poles now standing or hereafter erected shall be suitably painted, throughout their entire length with a neutral or inconspicuous color, and except poles carrying trolley wires shall be stenciled, painted or marked with the owner's name, initials or trade-mark, together with the words "no posting," at a point from five (5) to seven (7) feet above the ground, and each group of cross-arms or single cross-arms or support of a single wire of different ownership, shall be clearly distinguished by some characteristic paint, mark or fastening, as may be designated by the Superintendent of Public Utilities.

Fifth: All abandoned poles shall be removed as soon as the service is discontinued.

Sixth: No poles shall be set within ten (10) feet of any gas lamp unless local conditions are such as to make this impracticable; and no gas lamp hereafter shall be placed within ten (10) feet of any electric light, power, telephone or telegraph pole, excepting at street intersections.

Seventh: No pole shall be set nearer than four feet from any fire plug.

Section 8. PINS. All pins or appliances to which any insulator may be attached for the purpose of supporting any wire or cable used to conduct or carry any current of electricity which shall at any time exceed six hundred (600) volts, shall at all times be kept painted a bright red color of at least two coats of good weatherproof paint.

Section 9. First: The grounding of low potential circuits under the following regulations shall be allowed only when circuits are so arranged that under normal conditions of service there will be no passage of current over the ground wires.

Second: Transformer secondaries of distributing systems may be grounded, and when grounded, the following rules shall be complied with:

(a) The ground wire shall be kept outside of the buildings, but may be directly attached to the building or pole. The wire shall be carried in as nearly a straight line as possible, and kinks, coils and sharp bends shall be avoided. Provided, no secondary ground wire shall be placed on corner pole.

(b) The grounding shall be made at the neutral point or wire whenever a neutral point or wire is accessible.

(c) Where no neutral point or wire is accessible, one side of the secondary circuit may be grounded, provided the maximum difference of potential between the grounded point and any other point in the circuit does not exceed two hundred fifty (250) volts.

(d) The grounded connection shall, when practicable, be at the transformer. The Superintendent of Public Utilities may require any further grounding which he may deem necessary.

(e) The ground wire in direct current, three (3) wire systems, shall not at central stations be smaller than the neutral wire, and not smaller than No. 6 B. & S. gauge elsewhere.

(f) The ground wire in alter-current systems shall never be less than No. 6 B. & S. gauge.

Section 10. Any and all wires or other apparatus or material used for electrical purposes, which, in the opinion of the Superintendent of Public Utilities, shall at any time become defective so as to likely cause fires or accidents, or endanger persons or property, shall be condemned by the Superintendent of Public Utilities, and upon such condemnation the person or persons owning or using the same shall immediately cause the same to be put in a safe condition. In case any person or persons owning or using any electric wires or other electrical apparatus or material of any nature whatsoever which have been condemned by the Superintendent of Public Utilities shall fail to have the same put in safe condition and accepted by the Superintendent of Public Utilities within forty-eight (48) hours after the same has been condemned, or within such other reasonable length of time as shall be prescribed by the Superintendent of Public Utilities, then it shall be the duty of the Superintendent of Public Utilities to cut the wires or by other means completely disconnect the condemned wires, apparatus or material from the sources of electrical energy, and when any electrical wires or apparatus or material of any nature whatsoever have been in any manner disconnected and rendered inoperative by the Superintendent of Public Utilities, as set forth in the foregoing provisions of this section, it shall be unlawful for any person or persons to in any manner re-construct or re-connect the same, or cause the same to be re-constructed or re-connected, to any source of electrical energy, or to use the same as a part of any electrical system, until they have been put in safe condition and a certificate of acceptance has been issued by the Superintendent of Public Utilities.

Section 11. First: It shall be unlawful for any person or persons other than the owner or the authorized representatives of the owner of any electrical installation, or the proper officers or employes of the City of Seattle, to in any manner interfere with, trespass upon, disturb, change, damage, occupy or use any said electrical installation, or any part thereof, without the written consent of the owner, except as reserved or provided for in any grant, franchise, license or ordinance, heretofore passed by the City of Seattle.

Second: Any person except the duly authorized agent of the Company owning, maintaining or operating such electrical wires, or the duly authorized Superintendent of Public Utilities, who shall cut, disturb, alter, change or cause to be cut, altered or changed, any electrical wire, apparatus or material in such manner as to render the same inoperative or not in accordance with the provisions of this ordinance, shall be subject to the penalty provided in Section 14 hereof for the violation of this ordinance.

Section 12. This ordinance shall not be held to apply to any person operating any electrical railway insofar as it affects "direct current" wires used exclusively for the transmission of electric power for electric railway purposes on such railway; provided, however, that such person shall not in any case run, place, erect, maintain or use such direct current wires within the distance of thirteen (13) inches from the center line of any pole used by any other person for supporting any wire or cable carrying a current of electricity.

Section 13. All wires, cable, poles, electrical fixtures or appliances of every kind and nature used or operated in the City of Seattle by any person or persons at the time of the passage of this ordinance for any of the purposes specified in this ordinance, shall be changed and made to conform to the provisions of this ordinance on or before three (3) years from the date of its passage.

Section 14. Any person who shall violate any of the provisions of this ordinance or fail to comply with any of the terms and requirements thereof, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten (10) dollars, and not more than five hundred (500) dollars, or by imprisonment in the city jail for any time not exceeding six months, or by both such fine and imprisonment, and provided, that each day upon which this ordinance shall be violated shall be held and deemed to be a separate and distinct offense, and punishable as provided in this section.

Section 15. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 16. This ordinance shall take effect and be in force from and after its passage, approval and publication.

ORDINANCE NO. 26016, PASSED BY THE CITY COUNCIL AND SUBMITTED UNDER AUTHORITY OF SECTION 1 OF ARTICLE IV, OF THE CITY CHARTER, THE SAME BEING A DIFFERENT MEASURE DEALING WITH THE SAME SUBJECT AS A PROPOSED ORDINANCE SET FORTH IN INITIATIVE PETITION, CITY CLERK'S FILE NO. 39172.

ORDINANCE NO. 26016.

AN ORDINANCE regulating the installation, maintenance, use and operation of electrical wires, appliances and apparatus in, upon, along, over, across or about the buildings, streets, alleys and public places in the City of Seattle, and providing a penalty for the violation thereof.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. The word "person," wherever used in this ordinance, shall be held and construed to mean and include natural persons of either sex, all associations, co-partnerships, firms and all public and private corporations. The singular shall be held to include the plural, and the plural shall be held to include the singular, and the masculine pronoun shall be held to include the feminine. The words "Superintendent of Public Utilities," wherever used in this ordinance, shall be held and deemed to mean and include the Superintendent of Public Utilities of the City of Seattle, and any and all of his deputies and any and all other persons authorized by him to do and perform any act in furtherance of this ordinance, and all and every other person or officer now authorized by any ordinance, or hereafter to be authorized by any ordinance of the City of Seattle, to do and perform any act or thing herein referred to.

Section 2. SPACING OF WIRES. It shall be unlawful for any person to:

First: Place, erect or maintain in the City of Seattle any wire or cable used to conduct or carry any current of electricity of six hundred (600) volts or less, on any pole, or on any cross-arm or bracket or other appliance attached to any such pole, within the distance of thirteen (13) inches from the center line of said pole; provided, that the foregoing provisions shall not apply to such wires or cables in cases where the same are run from underground and placed vertically on poles, or to "bridle" or "jumper" wires on any pole which are attached to or connected with "signal" wire on the same pole, or to any "Aerial" cable as between such cable and any pole on which it originates or terminates, or to any wire or cable where the same is attached to the top of the pole as between it and the said pole, or to telephone or telegraph cables attached to poles on which only telephone or telegraph wires or cables are carried, or in case not more than one such cable is attached to a pole, or ring construction for insulated telephone service drops, said ring attachment to be placed on same side of pole as cable and not more than one foot therefrom.

Second: Place, erect or maintain in the City of Seattle in the vicinity of any pole (and not attached thereto) within the distance of thirteen (13) inches from the center of said pole, any wire or cable used to conduct or carry any current of electricity of six hundred (600) volts or more, or to place, erect or maintain, use or operate any pole to which is attached any wire or cable used to conduct or carry any current of electricity of six hundred (600) volts or more, within the distance of thirteen (13) inches (measured from the center line of any such pole) from any wire or cable used to conduct or carry any current of electricity; provided, that as between any wire or cable, and any pole mentioned in this subdivision of this section, the wire or cable or pole last in point of time placed, erected or maintained, shall be held to be in violation of this subdivision.

Third: Place, erect or maintain in the City of Seattle, above ground, within the distance of three (3) feet from any wire or cable conducting or carrying any current of less than six hundred (600) volts of electricity, any wire or cable which conducts or carries at any time a current of more than six hundred (600) volts of electricity, any wire or cable conducting or carrying any current of less than six hundred (600) volts of electricity; provided, that the foregoing provisions of this subdivision shall not be held to apply to any wire or cable conducting or carrying a "secondary" current and attached to or connected with any "transformer" within the distance of three (3) feet (measured along the line of said wire or cable) from the point where such wire or cable is attached to or connected with such transformer, or to electric wires or cables within buildings or structures, or to wires or cables in cases where the same are run from the ground and placed vertically on poles, or to any "lead" wire or cable between the point where the same is made to leave any pole for the purpose of entering any building or structure; and provided further, that as between two wires or cables or any wire and any cable, the one last in point of time placed, erected and maintained shall be held to be in violation of the provisions hereof.

Fourth: Place, erect or maintain in the City of Seattle any "guy" wire or "guy" cable attached to any pole or appliance to which is attached any wire or cable used to conduct or carry any current of electricity without causing said "guy" wire or "guy" cable to be efficiently insulated at all times at the distance of not less than eight (8) feet nor more than ten (10) feet (measured along the line of said wire or cable) from each end thereof, and each guy to anchor rods shall have at least one insulator; provided that the provisions of this subdivision do not apply to guys from grounded cables unless such guys are above electric light or power wires.

Fifth: Place, erect or maintain in the City of Seattle vertically on any pole any wire or cable used to conduct or carry any electricity without causing such wire or cable to be at all times efficiently insulated and encased; provided, that in no case shall any metallic casing connected with the ground or any appliance leading thereto be extended upward to a point higher than four (4) feet below the lowest cross-arm bearing wires which carry electric current exceeding six hundred (600) volts.

Section 3. No wire or cable used for telephone, telegraph, district messenger and call bell circuits, fire and burglar alarm, or any other similar systems, except municipal fire alarm and police signal, shall be placed, maintained or operated on any pole at a distance less than four (4) feet from any wire or cable carrying three hundred or more volts of electricity used for any purpose, and in all cases where such wires cross over electric light, power or trolley wires, a suitable guard or such other method as may be approved by the Superintendent of Public Utilities shall be maintained between such wires and such electric power, light or trolley wires, and said guard or method shall be installed by the person owning the wires last placed or erected.

Section 4. TRANSFORMERS. All pole or underground lead transformers used for low potential distribution in the City of Seattle shall be subject to break down tests between the primary and secondary coils and cases at three times the highest normal voltage alternating. Said test to be made by the owner, constructor or repairer of said transformers, as the case may be, who shall provide himself or themselves with step-up transformers or other means of procuring the required test electromotive force, and said tests shall be made in the presence of and under the direction of the Superintendent of Public Utilities when so required; provided, however, that all manufacturers' certificates of inspection accompanying new transformers shall be accepted as complying with the provisions of this ordinance.

Section 5. In all cases where a wire larger than No. 14 B. W. & G. gauge or cable originates or terminates on insulators attached to any pin or other appliance, said wire shall be attached to at least two such insulators; provided, however, that this section shall not apply to service wires to buildings, or wires originating or terminating on strain insulators or circuit breakers.

Section 6. POLES. First: All poles shall be of such form and dimension and so set as to comply with the requirements of the Superintendent of Public Utilities.

Second: All poles along which shall be run vertically any wire or cable used to conduct or carry any current of electricity of two hundred (200) volts or more, shall be provided with steps. And no iron steps shall be placed nearer the ground than eight (8) feet.

Third: It shall be unlawful for any person to place any poster or advertising matter of any character upon any pole or drive any nails or tacks thereon; provided, however, that the provisions of this section shall not prohibit the placing of any traffic or street signs upon said poles.

Fourth: All poles now standing or hereafter erected upon graded streets shall be suitably painted in such manner and as directed by the Board of Public Works, and all poles, except those carrying trolley wires only, shall be stenciled, painted or marked with the owner's name, initials or trade mark, at a point from five to seven feet above the ground.

Fifth: All abandoned poles shall be removed when directed by the Superintendent of Public Utilities.

Sixth: No poles, except "intersecting poles" shall be set at a less distance than ten (10) feet from any existing gas light, cluster light pole or other decorative pole.

Seventh: No pole shall be set nearer than five (5) feet from any fire plug.

Section 7. The neutral wire of all alternating current, three wire distributing system, shall be grounded with not less than a No. 6 B. & S. gauge wire at a distance not exceeding 150 feet from the neutral point of each transformer or bank of transformers. The Superintendent of Public Utilities may require any further grounding which he may deem necessary.

(a). The wire shall be carried in as nearly a straight line as possible, and kinks, coils and sharp bends shall be avoided; provided, no secondary ground wire shall be placed vertically on corner pole or transformer pole.

(b). Where no neutral point or wire is accessible, one side of the secondary circuit may be grounded, provided the maximum difference of potential between the grounded point and any other point in the circuit does not exceed two hundred fifty (250) volts.

Section 8. Any and all wires or other apparatus or material used for electrical purposes, which shall at any time become defective so as likely to cause fires or accidents or endanger persons or property, shall be condemned by the Superintendent of Public Utilities, and upon such condemnation the person or persons owning or using the same shall immediately cause the same to be put in a safe condition. In case any person or persons owning or using any electrical wires or other electrical apparatus or material of any nature whatsoever which have been condemned by the Superintendent of Public Utilities shall fail to have the same put in a safe condition within forty-eight hours after the same has been condemned, or within such other reasonable length of time as shall be prescribed by the Superintendent of Public Utilities, then it shall be the duty of said Superintendent of Public Utilities to cut the wires or by other means completely disconnect the condemned wires, apparatus or material from the sources of electrical energy, and when any electrical wires or electrical apparatus or material of any nature whatsoever have been in any manner disconnected and rendered inoperative by the Superintendent of Public Utilities, as set forth in the foregoing provisions of this section, it shall be unlawful for any person or persons to in any manner re-connect the same or cause the same to be re-connected to any source of electrical energy or to use the same as a part of any electrical system until they have been put in a safe condition.

Section 9. First: It shall be unlawful for any person or persons other than the owner or the authorized representatives of the owner of any outside electrical installation or the proper officers or employes of the City of Seattle to in any manner interfere with, trespass upon, disturb, change, damage, occupy or use any said electrical installation or part thereof without the written consent of the owner, except as reserved or provided for in the grant, franchise, license or ordinance heretofore passed by the City of Seattle.

Second: Any person except the duly authorized agent of the company owning, maintaining or operating such electrical wires, or the duly authorized Superintendent of Public Utilities, who shall cut, disturb, alter, change or cause to be cut, altered or changed any outside electrical wire, apparatus or material in such manner as to render the same inoperative or not in accordance with the provisions of this ordinance, shall be subject to the penalty provided in Section 14 hereof for the violation of this ordinance.

Section 10. This ordinance shall not be held to apply to any person operating any electrical railway insofar as it affects "direct current" wires used exclusively for the transmission of electric power for electric railway purpose on such railway; provided, however, that such person shall not in any case run, place, erect, maintain or use such direct current wires within the distance of thirteen (13) inches from the center line of any pole used by any other person for supporting any wire or cable carrying a current of electricity.

Section 11. First: It shall be unlawful for any person to install, maintain, use and operate electrical wires, appliances and apparatus, except service connections in, upon, along, over, across or about the streets, alleys and public places, without having first obtained a permit from the Board of Public Works so to do.

Second: In order to obtain the permit provided for in the preceding subdivision, the party desiring to do such work shall file with the Board of Public Works, through the office of the Superintendent of Public Utilities, a written application, clearly and distinctly specifying the work proposed to be done, to, in case of the erection of poles and when otherwise required by the Board of Public Works, be accompanied by a plat or plan drawn to an accurate scale, showing the location and character of the work.

Third: Before granting any permit the Board of Public Works shall require such modification or changes as may be necessary in the plans and details of work proposed to be done, to make the same in all respects conform to the terms of this ordinance or the franchise, and to thoroughly protect the public safety and convenience, and shall in said permit, if same be granted, fix the time or times within and during which said work shall be done.

Fourth: And if the nature of the work be such as, in the judgment of the Board of Public Works, requires inspection on behalf of the City during the progress of the same, the Board may, before granting any permit, require the deposit of such reasonable amount of money as it shall estimate to be sufficient to cover the cost of such inspection.

Section 12. ROOF FIXTURES. Fixtures for the support of wires on roofs of buildings shall be of some form approved by the Superintendent of Public Utilities, and of sufficient strength to withstand all strains to which they will be subjected, and shall be of such height and so placed that all of the wires supported by them shall be at least seven (7) feet above the highest point of roofs less than one-quarter (¼) pitch, and not less than one foot above the ridge of all roofs of more than one-quarter (¼) pitch, over which they pass or to which they may be attached. All roof fixtures shall be suitably painted, and shall be distinctly marked with the owner's name, initials or trade mark, and in case any person has any wire or cable on the roof fixtures owned by another person, all such wires shall be suitable tagged at each fixture with easily discernible metallic tags, all such part of each fixture or arm used shall be suitably marked with the name, initials or trade mark of the owner. No roof fixture shall be so placed that it will interfere with the free passage of persons upon, over, to and from the roof. All brackets, service boxes, cable boxes and all single wire supports used on roofs or wall fixtures shall be marked with the name, initials or trade mark of the owner.

Section 13. All wires, cables, poles, electrical fixtures or appliances of every kind or nature, being used or operated in the City of Seattle, by any person or persons, at the time of the passage of this ordinance, for any of the purposes specified in this ordinance, shall be changed and made to conform to the provisions of this ordinance on or before five (5) years from the date of its passage; provided, however, it shall be lawful to place additional wires, cables, electrical fixtures or appliances upon existing poles or cross arms so long as the same shall be made to conform with the provisions of this ordinance on or before five (5) years from the date of its passage.

Section 14. Any person, after having forty-eight (48) hours' notice, who shall violate any of the provisions of this ordinance, or fail to comply with any of the terms or requirements thereof, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten (10) dollars and not more than five hundred (500) dollars, or by imprisonment in the city jail for any time not exceeding six (6) months, or by both such fine and imprisonment and provided that each day upon which this ordinance shall be violated after such notice shall be held and deemed to be a separate and distinct offense, and punishable as provided in this section.

Section 15. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed the City Council the 27th day of December, 1910, and signed by me in open session in authentication of its passage this 27th day of December, 1910.

WM. H. MURPHY,
President of the City Council.

Approved by me this 31st day of December, 1910.

H. C. GILL,
Mayor.

Filed by me this 31st day of December, 1910.

Attest:
WM. J. BOTHWELL,
City Comptroller and Ex-Officio City Clerk.
(Seal.)

THE FOLLOWING IS AN ORDINANCE PASSED BY THE CITY COUNCIL AND SUBMITTED UNDER AUTHORITY OF SECTION 1 OF ARTICLE IV, OF THE CITY CHARTER, AND PURSUANT TO REFERENDUM PETITION CITY CLERK'S FILE NO. 35517.

ORDINANCE NO. 19077.

AN ORDINANCE granting to the National District Telegraph Company of Seattle, its successors and assigns, the right to establish and conduct in the City of Seattle, an electrical protection system, and to lease from other persons or corporations, wires or conduits for the operation of such system, and to construct and maintain wires upon poles owned by any corporation or person upon obtaining the consent of such corporation or person, and to operate such system for the assistance of the fire and police departments of the City of Seattle.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That there be and is hereby granted to the National District Telegraph Company of Seattle, Washington, a corporation created under the laws of the State of Washington, and having its principal place of business in the City of Seattle, and to its successors and assigns, under the conditions and limitations prescribed in this ordinance, up to and until the 31st day of December, 1934, unless sooner terminated as by this ordinance provided, the right, privilege and authority to establish and conduct in the City of Seattle, a system of electrical protection, and to that end to lease electrical wires or conduits for wires in the streets and public ways of the City of Seattle from persons or corporations now or hereafter having or maintaining the same, and to make the necessary connection with such wire or wires, conduit or conduits, and to construct and maintain wires upon poles owned by any corporation or person upon obtaining the consent of such corporation or person.

Section 2. There is also granted to said company, its successors and assigns, the right to operate said electrical protection system for the following specific purposes, to-wit: for burglar alarm, combined night watch and fire alarm, temporary burglar alarm, manual fire alarm, automatic fire alarm, and sprinkler supervisory and valve alarm, and generally for other similar forms of protection service now known or hereafter to be discovered or devised.

Section 3. That said company, its successors and assigns, is also granted the right, at its own expense, to connect its central office with the headquarters of the fire department of the City of Seattle with such devices, and installed in a manner satisfactory to the Superintendent of Public Utilities of the City of Seattle, but only upon permit from the Board of Public Works, and by such connection to transmit to the headquarters of the fire department of the City of Seattle all signals of fire received by said grantee over its circuits or from its signal devices hereafter established within the City of Seattle. For the service so rendered, however, the grantee, its successors or assigns, shall receive no compensation whatsoever from the City of Seattle.

Section 4. That said company, its successors and assigns, is also authorized to connect its central office in the City of Seattle with the headquarters of the police department of the City of Seattle, and to transmit to such police department any alarms of burglary received by it over its said circuits or from its said signal devices hereafter established within the City of Seattle, which may require or call for the aid of the police department, but without compensation for so doing from the City of Seattle. The aforesaid connection with the police headquarters shall be made under the directions and subject to the control of the Superintendent of Public Utilities of the City of Seattle, and only upon permit issued by the Board of Public Works therefor.

Section 5. In consideration of the rights herein granted, said National District Telegraph Company of Seattle, its successors and assigns, hereby agree to pay to the City Treasurer of the City of Seattle, for the use and benefit of the City of Seattle, on or before the 15th day of January in each year, two per cent (2 per cent) of the gross earnings of said company from the business hereinbefore specified for the year next preceding, and for the purpose of accounting hereunder, the City Comptroller or other accounting officer of the City of Seattle shall have access to its books of accounts to verify the same. The payment of these percentages shall be in addition to other taxes and assessments.

Section 6. That said grantee, its successors and assigns, by its acceptance of this franchise, does agree for itself, its successors and assigns, to protect and save harmless the City of Seattle from all claims, actions, or damages of every kind and description which may accrue to or be suffered by any person or persons by reason of any defective construction or maintenance or improper occupation of the streets or other public places, or by reason of the negligent operation by said grantee, its successors or assigns, of its or their system over any of the streets or public places of the City of Seattle; and in case suit or action is commenced against said city for damages arising out of or by reason of the defective construction or maintenance or improper occupation or of negligent operation, said grantee, its successors or assigns, will, upon notice to it, its successors or assigns, of the commencement of said action, defend the same at its or their sole cost and expense, and, in case judgment shall be rendered against the City of Seattle in such suit or action, will fully satisfy such judgment within ninety days after the said suit or action shall have been fully determined, if determined adversely to said City; and said grantee, for itself and its successors and assigns, further agrees to furnish to the City of Seattle and keep in force a bond in the penal sum of five thousand dollars ($5,000.00) with surety to be approved by the mayor of the city, conditioned for the faithful performance of the agreements in this section contained.

Section 7. The grantee, its successors or assigns, shall, at all times during the period of this franchise, keep on deposit in the city treasury to the credit of the Board of Public Works, the sum of one hundred dollars ($100.00), to be designated as an "Emergency Fund," and whenever, in the opinion of the Board of Public Works, an emergency exists for the immediate repair of or alteration to any part of the system installed under this ordinance over or under any part of any street, alley, avenue or public place, and the said grantee, its successors or assigns, has failed on notice to immediately repair or alter the same, the said Board of Public Works shall cause said repair or alteration to be made at once, and if the said grantee, its successors or assigns, shall not promptly pay the bill for the cost of such repair or alteration, when made out and presented at the office of said grantee, its successors or assigns in the City of Seattle, then the said Board may, on the order of the City Council, draw the amount of such bill from the "Emergency Fund," which fund shall be reimbursed by said grantee, its successors or assigns, without delay, and kept up to the same amount of One hundred dollars ($100.00) as aforesaid. This provision as to an "Emergency Fund" is in addition to all other provisions in the city ordinances intended to regulate the installation and operation of such work as contemplated by this franchise, and is not intended to modify or change any other provision or penalty concerning the same.

Section 8. The grantee, its successors and assigns, shall keep on file, in the office of the Superintendent of Public Utilities of the city, forms of all contracts used with customers, and the said superintendent shall have the right to inspect at any time the books of account of the grantee, its successors and assigns.

Section 9. The installation and service of the system hereby authorized shall be subject to the supervision of the Board of Public Works of the City of Seattle, not only as to work upon the streets and alleys of the city, but also as to work in the interior of private buildings, and the reasonable cost of inspection by said board of said system or any extension of it shall be paid to the city by the grantee, its successors and assigns, upon demand.

Section 10. That the rights and privileges by this ordinance granted are not in any way or sense exclusive, and the right is hereby reserved to the City of Seattle to grant to any other person or persons, corporation or corporations, or to itself exercise, the same right and privileges as are granted by this ordinance.

Section 11. That the rights and privileges herein granted shall continue in force until midnight of December 31, 1934, at which time the same shall cease and determine; and within ninety (90) days thereafter said grantee, its successors and assigns, shall have removed from all streets, avenues and public places in the City of Seattle, any and all apparatus which it or they may have installed in pursuance of the rights and privileges hereby granted.

Section 12. There is hereby reserved to the City Council of the City of Seattle, and to the people of the City of Seattle, acting for themselves by the initiative and referendum, the right to repeal, amend or modify the rights in this ordinance granted, with due regard to the rights of the grantee and the interest of the public, and to cancel, forfeit or abrogate any such grant if the franchise granted thereby is not operated in full accordance with its provisions or at all, and at any time during the grant to acquire by purchase or condemnation for the use of the city itself, all the property of the grantee, its successors and assigns, within the limits of the public streets of the City of Seattle, at a fair and just value, which shall not include any valuation of the franchise itself, which shall thereupon terminate.

Section 13. That the said grantee, its successors or assigns, shall, within thirty (30) days after the passage of this ordinance, file with the City Comptroller as City Clerk of the City of Seattle, its written acceptance of this ordinance with all of its provisions; and in case said grantee, its successors or assigns, shall fail to file proper acceptance of this ordinance within said period of thirty days, then and in that case this ordinance shall be absolutely null and void and of no effect whatsoever, and it shall, without any declaration upon the part of the City of Seattle, cease and determine.

Section 14. That this ordinance shall take effect and be in force at the expiration of thirty (30) days from and after its passage and approval by the Mayor.

Passed the City Council this 27th day of July, 1908, and signed by me in open session in authentication of its passage this 27th day of July, 1908.

H. C. GILL,
President of the City Council.

I hereby certify that the foregoing Council Bill No. 5614, after passage by the City Council, was duly presented to the Mayor, and having been by him disapproved and returned by him to the City Council with his objections thereto in writing, the said objections of the Mayor thereto were duly entered at large on the Journal of the Council, and published in the City official newspaper, and thereafter the City Council did on the 8th day of September, 1908, the same being not less than five (5) days after such publication, and within thirty (30) days after said bill had been so returned, duly reconsider and vote upon said Council Bill, and that upon such reconsideration said Council Bill was, on said last mentioned date, again duly passed by said Council by the affirmative vote of more than two-thirds of all the members elected to said City Council, and I hereby certify said facts upon said Council Bill.

Signed by me in open session as aforesaid in authentication of its passage this 8th day of September, 1908.

H. C. GILL,
President of the City Council.

Filed by me this 8th day of September, 1908.

H. W. CARROLL,
City Comptroller and ex-officio Clerk.

Published September 11, 1908.

H. W. CARROLL,
City Comptroller and ex-officio Clerk.

By R. L. WARSON,
Deputy.