

# Waterfront Park

## Park Rules

### **A: General Provisions**

Waterfront Park is a series of parks, park boulevards, and public spaces on Seattle's Central Waterfront, connected by a park promenade that runs along Alaskan Way from King to Pine Streets. These parks, boulevards, and public spaces include newly rebuilt parks at Piers 58 and 62, the Overlook Walk connecting Pike Place Market to the Seattle Aquarium, and specific elements including the Washington Street Boat Landing and Pergola, the Pioneer Square Habitat Bench, and widened sidewalks along the east side of Alaskan Way. The City's established goal with Waterfront Park is to create a high-quality park experience for a diverse range of users, and to create a safe, welcoming and dynamic environment that supports a range of recreational, cultural and other programming to serve the public

The Superintendent of Parks and Recreation intends to delegate responsibility for maintenance and enforcement of Waterfront Park Rules to the Seattle Center Director. The Waterfront Park Rules described below are applied from the adopted Seattle Center Rules, except for the addition of specific rules intended to address unique waterfront assets, which are noted in *Italics*.

### **B: Purpose and Findings**

These rules are intended to provide, preserve, and protect Waterfront Park as a public space for the safe enjoyment of all that Seattle's Central Waterfront has to offer. Prohibited and inappropriate behavior diminishes precious assets and deprives citizens of the full use and enjoyment of the natural beauty, recreational opportunities, and peaceful repose that parks are intended to preserve in an urban setting.

In addition to more serious criminal acts that threaten personal injury and property damage, a wide range of illegal and/or disorderly behavior can transform a park into an unwelcoming, unattractive and ultimately unsafe public space requiring increased expenditures for public safety and maintenance.

Compliance with these Waterfront Park Rules will be enhanced by the immediate administrative sanction of excluding from the Waterfront Park those who violate these Rules. In addition, for repeat offenders and for more serious offenses, exclusion for extended periods of time will provide a necessary additional remedy to protect Waterfront Park and the public.

### **C: Superintendent's Authority – Rulemaking – Enforcement**

The Seattle Parks and Recreation (SPR) Superintendent may, in accordance with [Chapter 3.02](#) adopt, amend, and rescind rules and regulations in order to manage and control Waterfront Park including rules that:

- A. Clarify, interpret, or apply Waterfront Park Rules;
- B. Regulate the use and conduct;

- C. Designate restricted areas;
- D. Establish times for opening and closing to public use and/or for entry or use by motor vehicles;
- E. Restrict and/or prohibit the use of any skateboard, roller skates, coaster, or other similar device on Waterfront Park. This prohibition shall not apply to a person with a disability, who uses wheeled equipment in order to be ambulatory;
- F. Impose a speed limit on use of any or all park paths, promenade, boardwalk, piers, improved and unimproved. Such speed limit may apply to pedestrians and/or those persons using roller skates, skateboards, coasters, bicycles, carts, or any similar device or conveyance.

The provisions of these Rules apply to Waterfront Park as defined in Section D.A.17. To the extent that other Rules generally applicable to Seattle Parks conflict with the provisions of these Rules, these Rules shall control.

#### **D: Definitions**

- A. Unless clearly inconsistent with the context in which used, the following definitions apply:
  - 1. "Adequate leash" means a leash of 8 feet in length or shorter
  - 2. "At Large" means a dog or other animal inside Seattle, off the premises of the owner, and not under control by adequate leash.
  - 3. "Buildings" means the Washington Street Boat Landing Pergola, Pier 58 Restroom, and Overlook Walk Pavilion, and any other interior spaces that are provided within the footprint of waterfront park on a permanent or temporary basis.
  - 4. "Camp" means to erect a tent or other shelter; or to use sleeping equipment such as sleeping bags, blankets, cardboard, tarps, a vehicle, or a trailer camp, for the purpose of sleeping or in such a way as will permit remaining overnight.
  - 5. "Commercial activity" means any activity conducted for monetary or commercial gain including the sale of all goods, liquids, edibles (including food vending), or services, and the marketing of those goods or services. "Commercial activity" includes, but is not limited to, providing individual or group lessons, classes, or activities that have a fee or other monetary barrier to entry. Commercial activity also includes any lesson, class, or commercial activity taking place on City property that is associated with any trade, occupation, profession, business, or franchise or are offered to promote products or services. "Commercial activity" does not include activities conducted on the City's behalf or in conjunction with the City, such as those provided pursuant to a concession agreement or agreement for services. Examples of commercial activity include but are not limited to boot camps, running clubs, and workout groups offered only to paying participants.
  - 6. "Exclusion Notice" means that the recipient is no longer invited, licensed, permitted, or otherwise privileged to remain on the premises of which they were ordered to leave.

7. "Exclusion Warning" means a written notice to a person that there is probable cause to believe that the person has violated these Waterfront Park and Public Space Rules
8. "Knowingly" means to act when:
  - a. One is aware of a fact, facts, circumstances, or result described by a statute or ordinance defining an offense; or
  - b. One has information that would lead a reasonable person in the same situation to believe that facts exist, which facts are described by a statute or ordinance defining an offense.
9. "License" or "Permit" means a written authorization for a person or entity to engage in a specific use or activity on a portion or all of the Waterfront Park.
10. "Off-leash area" means an area designated in subsection [18.12.080.B](#) where dogs, and no other animal, shall be allowed to run at large.
11. "Park rule" means those rules or codes of conduct the Superintendent has adopted and designated, by rule, as those for which a violation may lead to exclusion from a park.
12. "Protected Speech" means verbal or written communication intended to convey a non-commercial political, religious, and philosophical or other similar message to the public, and includes distributing literature, seeking petition signatures, picketing, demonstrating, carrying signs, artistic performances, or other activities recognized by courts as entitled to protection under the Federal or Washington constitutions.
13. "Reviewing Officer" means the designated staff who shall have the authority to waive, reduce, maintain or extend the Exclusion Notice based upon evidence during the review.
14. "Superintendent" means the Superintendent of Seattle Parks and Recreation and authorized agents of the Superintendent.
15. "Use" means the exercise of dominion or control over or occupation of all or part of a public place, or the right to do so. It includes constructing, storing, erecting, placing upon, or maintaining, operating any inanimate thing or object in, upon, over or under any public place. "Use" includes the placement of a table, equipment, or other similar object. "Use" does not include the placement of an inanimate object in such a location and for such a limited duration of time that, under the circumstances, no reasonable person could conclude that the public's right to use or enjoy the public space, in whole or in part, has been or potentially could be interfered with.
16. "Violation" means an act or omission or combination thereof that is contrary to any park rule or any civil or criminal provision of the Revised Code of Washington or the Seattle Municipal Code, or other applicable law.

17. "Waterfront Park" means the Habitat Bench, the Washington Street Boat Landing, Pier 58, Pier 62, and the Waterfront Park Boulevard established under Ordinance 126444.
18. "Weapon" means any firearm or any instrument designed or intended to propel a missile of any kind, or any knife having a blade of three inches or more, or any straight-edge razor, spring stick, metal knuckles, blackjack, bat, club or other bludgeon-type instrument, or any flailing instrument consisting of two or more rigid parts connected in such a manner as to allow them to swing freely, such as nun chahkas, nunchakus or shurikens, or chains, or whips, or stars, or darts, or stun gun, or any disc having at least two points or pointed blades which is designed to be thrown or propelled.
19. "Weapon violation" means possession or use of a weapon in violation of Chapter 9.41 of the Revised Code of Washington or [Chapter 12A.14](#) of the Seattle Municipal Code, or other applicable statute or ordinance.

#### **E. Waterfront Park Hours of Operation**

The pedestrian promenade/sidewalks, roadways, and cycle tracks are open 24 hours/day to preserve the transportation function of the boulevards, Overlook Walk and other areas under the jurisdiction of SPR and accommodate the free passage of pedestrians and vehicles.

General hours of operation for Waterfront Park are as follows: 7am-10pm.

Waterfront Park may be opened different hours seasonally, for special events or closed completely for maintenance, private events or public safety reasons. Signage will be posted accordingly.

#### **F. Licenses, Permits, and Concessions Commercial activities** (*\*current City process*)

1. The following activities require a license, permit, or other written authorization prior to engaging in the activity within Waterfront Park:
  - a. Conducting any Commercial Activity on the grounds or in any buildings
  - b. Festivals, programs, performing, and other events
  - c. Reserving all or a portion of Waterfront Park
  - d. Using any outdoor electrical power outlet; or laying cables or extending wires in or over a park; or using any park or facility during the hours it is closed to the public;
  - e. Posting, placing, or erecting any unattended signs, posters, and notices in or on the waterfront requires prior written approval.
  - f. Sound-amplifying devices and equipment, other than battery-powered equipment as provided in section G(3).
  - g. The placement of a table, stand, or other structure
  - h. Storage of any belongings, supplies, equipment
  - i. The use of any flammable liquids
  - j. Any other activities that constitute an exercise of dominion or control over a portion of the Waterfront Park, thereby limiting the general public's use.

## **2. Terms and Conditions of Licenses and Permits**

The Seattle Parks and Recreation Superintendent may condition a license or permit to impose such terms and conditions as appropriate to protect the health, safety, and welfare of the public and/or Waterfront Park; to protect property; to avoid or limit unnecessary interference with other uses or users of the waterfront to minimize disturbance of the surrounding neighborhood, and require the user to leave the area in a condition after the activity or event as it was beforehand. For this purpose, the Superintendent may require the user to furnish public liability and property damage insurance, naming the City of Seattle as an additional insured, in such amounts as reasonably necessary to provide recompense for personal injury or death or property damage that results from the event or activity, and/or to make a reasonable security and damage deposit, or provide a bond. The Superintendent shall have authority to immediately suspend or terminate a license or permit without prior notice upon violation of an applicable law, a Waterfront Park Rule, or any other material term or condition of the license or permit.

The Superintendent may temporarily suspend a license or permit during activities or events that have been granted exclusive use rights to Waterfront Park. Exclusive use activities and events can include festivals, sporting events, programming, City of Seattle co-sponsored events, or other exclusively licensed activities.

All licenses shall be wholly of a temporary nature, shall vest no permanent right, and may be revoked for convenience upon seven (7) days' notice, or if the license so states, upon shorter notice. This does not apply to Waterfront Park Operating Licensee, as terms are outlined in the Management Agreement.

## **3. License Fees**

The Superintendent is authorized to charge fees for licensed activities. Fees can be based solely upon or in combination with a percentage of gross sales, a one-time flat fee, a fee per each instance the licensed activity is exercised, or the recovery of the City's costs or those of its Operating Partner associated with the license issuance and authorized activities (or such other fee structure as may be negotiated). Issuance of a license shall also be subject to payment of fees, taxes, or charges as required by ordinance or authorized by resolution of the Seattle City Council, or pursuant to King County of State of Washington requirements, or all applicable laws.

## **4. Permit Fees**

The Superintendent may establish, and charge application fees and permit fees as provided in other applicable laws or rules.

## **5. Refund of Deposits and Fees**

The Superintendent is authorized to refund fees, on a prorated basis, upon cancellation of a license or permit and to return all or any portion of any security and damage deposit no longer needed or after costs that may be charged against the license or permit have been paid.

## 6. Non-Transferability of Licenses & Permits

Licenses and permits are, unless provided otherwise in the license or permit, non-transferable. Trading, selling, or transferring permits is prohibited and may result in immediate revocation of a permit.

## G. Protected Speech Activities

1. Certain Protected Speech Activities do not require a permit and are allowed without any advance notice to Seattle Parks and Recreation. These activities include the following.

- a. Leafleting and Gathering Signatures

No permit is required to engage in political speech activities such as the distribution of literature or the gathering of signatures unless the activity is accompanied by conduct that requires a permit under these rules. Leafleting and signature gathering must not interfere with normal passage of people or vehicles, unless otherwise permitted by the Superintendent.

- b. Carrying Signs

The carrying of signs or placards is allowed at Waterfront Park so long as it is done in a manner consistent with these rules and all applicable laws. Unattended signs or placards are prohibited without a permit or license. Those engaged in protected speech activities may request and receive voluntary donations, which are not considered commercial activity under these rules. A voluntary donation means a person may participate in the activity or receive an offered item of value without regard to whether or not they make a donation. Solicitation of donations may not impede pedestrian or vehicle traffic.

- c. Amplified Sound

Except as authorized by the Superintendent for specific events and times, or except as necessary for the preservation of public peace or safety, it is unlawful to use any public address system, loudspeaker or other sound-amplifying device. It is unlawful to exceed noise levels prescribed by [Section 25.08.520](#).

2. Applicability of Speech Rules to Major Events

- a. Gated Events or Exclusive Use

Inside reserved or gated areas, the event organizers may control speech activities, both commercial and protected, and all commercial activities. Individuals who wish to engage in commercial activities, or commercial speech activities inside gated, or reserved areas should contact the event organizers for permission.

3. Designated Protected Speech Locations

The Superintendent may designate locations for protected speech activities that would otherwise require a permit (use of table, equipment, or structure, amplification, as provided in these Rules). Each location has a capacity based on factors such as its size, location, and common other nearby uses.

- a. Designated locations are available on a first come, first serve basis with no permit required.
- b. The Superintendent may establish additional designated locations, either temporarily or indefinitely.
- c. Signage will designate protected speech locations with the maximum capacity of speakers and audience and maximum equipment size at that particular location. The Superintendent may modify the maximum capacity of a specific designated location, based upon factors such as other authorized uses in the vicinity or anticipated congestion or mobility problems.
- d. In designated protected speech locations, the Superintendent shall allow the use of battery powered portable amplification without a permit. Such equipment must not be operated at a volume that exceeds the noise levels prescribed in SMC 25.08.520.
- e. In designated protected speech locations the Superintendent shall allow one small (no greater than 3 feet by 3 feet by 3 feet high) structure may be placed in conjunction with related protected speech activities, so long the structure is 1) not left unattended; and 2) is not placed in a way as to interfere with passersby or other Waterfront Park uses.
- f. A map of the designated protected speech locations, along with each location's permissive uses and limitations, will be available to the public.
- g. A schedule will be published that shows which areas are unavailable because of permitted activities.
- h. If all designated sites are occupied, a person may request that the Superintendent approve a temporary location. Factors used to evaluate the request include other authorized uses in the vicinity, anticipated congested or mobility problems, and public safety.

## **G. Property Regulations** (*\*current City process*)

1. No-Trespassing Areas – Removal or Destruction of Property – Structure or Obstructions
  - a. It is prohibited for any person except as duly authorized Seattle Parks and Recreation employee, or agent or other person duly authorized pursuant to law, to enter or go upon any area which has been designated and posted by the Superintendent as “no admittance”, “no trespassing”, “not open to the public,” or other similarly designated area.

- b. It is prohibited for any person except a duly authorized Seattle Parks and Recreation employee or agent or other person duly authorized pursuant to law, to remove, destroy, damage, mutilate or deface any structure, spray paint or paint, lawn, fountain, wall, railing, vehicle, bench, shrub, tree, plant, flower, lighting system, sprinkling system, bollard, barricade, lock, art installation, play equipment or other property lawfully in Waterfront Park.
- c. It is prohibited for any person other than a duly authorized employee or agent of the Seattle Parks and Recreation Department to place or erect a structure or obstruction of any kind without a license from the Superintendent.

#### **H. Rules of Conduct:**

##### **1. Aggressive Behavior** (*\*current City Rule*)

No person shall treat any person in an aggressive, menacing, or abusive manner that would place a reasonable person in fear for their property or personal safety.

##### **2. Liquor Offenses and Controlled Substances** (*\*current City Rule*)

Possession or consumption of liquor/alcohol is prohibited at Waterfront Park to consume, as defined in SMC Section 12A.24.010 C, or other applicable law, except as authorized by a Waterfront Seattle License, Permit, or other agreement and a Permit issued by the Washington State Liquor Control Board or its succession.

Possession, sale, or use of illegal drugs in violation of RCW 69.50, the Uniform Controlled Substances Act, is prohibited.

##### **3. Animals** (*\*current City Rule*)

Animals are allowed at Waterfront Park if they fall under the following.

- a. American with Disabilities Act (ADA) service animals, defined as an animal that provides a medically necessary support for the benefit of a person with a disability.
- b. Animals on the waterfront are on adequate leashes and under the control of an individual physically able to restrain the animal. Any person with an animal in their possession shall be responsible and liable for the conduct of the animal, shall carry equipment for removing feces, and shall place feces deposited by such animal in appropriate receptacle.
- c. Horses or dogs used by public law enforcement agencies and under the control of a law enforcement officer
- d. Animals that are a part of Seattle Parks and Recreation or licensed/sponsored activities.

Major Events Exception (*\*current City Rule*)



For the safety of both patrons and animals, the Superintendent may prohibit all animals, except ADA service animals, from Waterfront Park during high traffic events such as, but not restricted to, ticketed events, festivals and concerts, major sporting fanfare events.

4. *Weapons (\*current City Rule)*

It is prohibited to, unless used as a tool for work by Waterfront Park employees or their authorized agents, to carry concealed on his/her/their person any weapon. Waterfront Park employees are subject to the City's Firearm Policy.

- a. It is prohibited for any person to possess or display a firearm unless permitted by applicable law.

5. *Contraband (\*current City Rule)*

The following items are prohibited at Waterfront Park: illegal drugs, weapons, explosive devices, spray paint, lasers.

6. *Urinating or Defecating Prohibited Except in Restrooms (\*current City Rule)*

Urinating or defecating, except in facilities specifically provided for the purpose is in violation of [Section 12A.10.100](#) shall be subject to punishment as provided in [Section 12A.02.080](#).

7. *Stickers (\*current City Rule)*

It is prohibited to distribute stickers or adhere stickers to any building, structure, or other surface along the Waterfront Park without the expressed authorization of the Superintendent.

8. *Wheeled Devices*

*Wheeled devices such as bicycles, skateboards, roller skates, inline skates, and scooters, are allowed in the cycle track for transportation purposes. The use on the waterfront promenade of all wheeled devices, is prohibited except for:*

1. *Wheeled equipment used by disabled individuals to be ambulatory*
2. *Children's strollers*
3. *Programmed activities or events*
4. *Other uses expressly authorized by the Superintendent*

9. *Vehicular Access*

*Vehicular access for Waterfront Park requires express authorization.*

- a. *Exceptions*
  1. *In designated parking areas.*
  2. *Authorized by an unload/load pass.*

3. *Supply deliveries and vehicle support services to organizations and businesses on the waterfront are allowed from curb zones based on curb zone designations or pier aprons*
4. *Support vehicles to programming/activations to the promenade and Piers.*
5. *City support and maintenance vehicles performing work along the promenade and Piers.*
6. *If vehicle support is needed for building or pier maintenance a permit is required, and vehicles must not exceed a 30-foot single unit vehicle (SU30). Larger vehicles must use the street*
7. *Emergency services such as police or fire do not require a permit.*
8. *Otherwise specifically authorized by the Superintendent.*

b. *Areas Closed to General Vehicular Access (\*current City Rule)*

Except as authorized by the Superintendent, it is prohibited to drive, operate or park a motor vehicle in an area which is designated as being closed to general vehicle traffic access, including all landscaped areas, social intersections, pedestrian walkways and in all other areas not specifically authorized for vehicular traffic.

10. *Littering – Trash (\*current City Rule)*

It is prohibited to throw or deposit any refuse or other material, except in designated receptacles. It is also prohibited for any person(s) to dig in, rummage in, in anyway disturb trash in any receptacle.

11. *Smoking (\*current City Rule)*

Smoking is prohibited within all publicly accessible portions of Waterfront Park. “Smoke”, or “Smoking” means the carrying, holding, or smoking of any kind of lighted pipe, cigar or cigarette or any other lighted smoking equipment and *includes electronic smoking devices.*

12. *Motorized Models (\*current City Rule)*

It is prohibited to operate any motorized model aircrafts, drone, dirigible, vehicle or motorized model watercraft, unless expressly authorized by the Superintendent or their designee.

13. *Fires (\*current City Rule)*

It is prohibited to ignite or maintain any fire or to participate in igniting, maintaining or using any fire unless expressly authorized by the Superintendent.

14. *Camping (\*current City Rule)*

It is prohibited to camp on any portion of Waterfront Park.

15. *Operation or landing of watercraft*

*It is prohibited to moor or otherwise attach any boat, float, raft or other watercraft at Pioneer Square Habitat Beach, to Pier 58, Pier 62 and/or the floating dock associated with Pier 62 unless approved in writing by the Superintendent for such purposes.*

*Launching of any craft, hand powered or otherwise, is not permitted.*

*This prohibition does not apply to Treaty Tribes when exercising their recognized Tribal fishing rights in their usual and accustomed places.*

#### 16. *Diving and Swimming in the Harbor*

*No diving or swimming is allowed at Waterfront Park unless part of a licensed or permitted program or event.*

#### 17. *Fishing*

##### a. *Commercial Fishing (\*current City Rule)*

It is unlawful at any park boat launch ramp or parking area associated with any park boat launch ramp to engage in or attempt to engage in any fishing activities for "commercial purposes" as defined by RCW 75.04.080, including handling, processing or otherwise disposing of or dealing in food fish or parts thereof for profit, or by sale, barter or trade, or in commercial channels, or to have, keep, launch, land or operate any boat equipped with gear unlawful for fishing for personal use as specified by the State Director of Fisheries pursuant to RCW Title 75; provided that this section shall not be applied to impair the exercise of any right protected by the Treaty of Point Elliott (12 Stat. 927 (1859)).

Commercial fishing associated with a licensed or permitted event or programs are permissible.

##### b. *Recreational fishing*

*Fishing is permissible subject to any local, state, and Federal regulations, prohibitions, closures and/or license requirement(s).*

*Fishing equipment must be always attended to. Fishing equipment adhered to park property or left unattended will be removed and disposed of. Fishing is not allowed at the Washington Street Boat Landing or Pioneer Square Habitat Beach.*

#### 18. *Violations of These Rules or other Applicable Law*

A violation of these rules or of other applicable laws may, in addition to any applicable civil or criminal penalties, result in the revocation of a person's permission to remain on the any or all of Waterfront Park.

## I. **Waterfront Park Exclusion** (*\*current City process*)

### 1. Exclusion Warning

- a. The Superintendent may deliver an Exclusion Warning to any person who violates any provisions of these rules or any other applicable Waterfront Park Rules, any provision of the Seattle Municipal Code, the Revised Code of Washington, or other applicable law. The Warning shall state that there is a probable cause to believe that the person has committed a violation, shall clearly identify such law or rule, shall state the date, time and location of the violation, and shall describe the facts and circumstances relating to the violation. The Exclusion Warning shall state that the person shall be subject to exclusion from Waterfront Park and Public Spaces for a period from 1 to 365 days for any repeat violation. The Exclusion Warning shall be signed by the Superintendent. The person receiving such Exclusion Warning shall sign an acknowledgement that they have received and been apprised of the contents of the Warning, but failure of the person to sign shall not affect the effectiveness of the warning.
- b. If the conduct that results in an Exclusion Warning creates a significant risk of personal injury or property damage, then the person may be removed and excluded from Waterfront Park for the remainder of the day that the violation occurred.

### 2. Exclusion Notice

The Superintendent may, by delivering an Exclusion Notice to the offender, exclude from Waterfront Park for a period of 1 to 365 days, anyone who, after receiving a written Exclusion Warning citing a violation of any provision of these rules or any other applicable Waterfront Park Rules, any provision of the Seattle Municipal Code, the Revised Code of Washington, or other applicable law, repeats the same or similar violation while at Waterfront Park.

- a. The Superintendent is authorized to adopt guidelines that may:
  - 1) Include a matrix of violations and the range of exclusion periods corresponding to those violations, including repeat violations; and
  - 2) Designate in writing who may issue exclusions, for which offenses, or for what periods of time.
- b. The individual need not be charged, tried, or convicted of any crime or infraction in order for an Exclusion Notice to be issued or effective. The Exclusion may be based upon activities observed by the Superintendent, a Waterfront Park employee, or upon the sort of civilian reports that would ordinarily be relied upon by police officers in the determination of probable cause.

- c. Upon such Notice being given, the recipient shall no longer be invited, licensed or otherwise privileged to remain within Waterfront Park.
- d. If the Exclusion Notice is for more than seven (7) days, the person being excluded is entitled to an administrative review of the Exclusion Notice. The Superintendent shall designate a Reviewing Officer who shall have the authority to waive, reduce, maintain or extend the Exclusion Notice based upon evidence during the review.
- e. A request for an administrative review must be emailed to \_\_\_\_\_ or mailed to below address, postmarked within ten (10) days of the Exclusion Notice. The request must include: the name and return address or alternate means of contacting the person being excluded; and the date and time the Exclusion Notice was issued. The person seeking the review shall include in the request any written documents they seek to have considered in the review process. The Exclusion Notice shall remain in effect pending administrative review.
- f. Administrative reviews are typically confined to the written record and generally do not include witnesses or sworn testimony. The Reviewing Officer may, at his or her discretion, allow the excluded individual the opportunity to meet with the Reviewing Officer to orally present their side of the story. If applicable, a date and time for an in-person hearing shall be determined and communicated back to the person being excluded. The terms of the Exclusion Notice shall be temporarily waived on the date and time of the in person hearing but shall otherwise remain in effect unless the Exclusion is waived, reduced, or otherwise altered by the Reviewing Officer such that it shall no longer be in effect.
- g. Requests for an administrative review shall be mailed to:

Waterfront Operations at Seattle Center  
305 Harrison St  
Seattle, WA 981069

The Exclusion Notice shall be in writing and shall contain the date of issuance. The Exclusion Notice shall specify the length and places of exclusion. The issuing individual shall sign it. Warning of the consequences for failure to comply shall be prominently displayed on the notice. The receipt will be given the opportunity to sign the original Exclusion Notice, but a refusal to sign does not invalidate the Exclusion.

### **Trespass**

Criminal Trespass for Waterfront Park shall include any person who knowingly:

1. Enters or remains at Waterfront Park without permission or from which they have been excluded during any period covered by an Exclusion Warning or an Exclusion Notice pursuant to these rules.

2. Enters, remains, or is otherwise present within the premises of Waterfront Park during hours within which the Waterfront Park is not open to the public, or within an area not open to the public, unless the person is present to participate in an activity either conducted by Waterfront Park Operators or conducted pursuant to the terms of a license or permit issued by the City.

#### Discrimination prohibited

1. It is the policy of the City of Seattle, in the exercise of its police powers for the protection of the public health, safety and general welfare, and for the maintenance of peace and good government, to assure equal opportunity for full enjoyment and use of the Waterfront Park and its facilities for all persons, free from restrictions because of race, color, sex, marital status, sexual orientation, gender identity, political ideology, age, creed, religion, ancestry, national origin or the presence of any sensory, mental or physical handicap.
2. It is prohibited for any person occupying or using the Waterfront Park for any program, activity or event open to the public, whether or not under a license or permit and whether or not an admission or entrance fee is charged, to deny to any other person the full use and enjoyment of such program, activity, or event because of race, creed, sex, marital status, sexual orientation, gender identity, political ideology, age, religion, ancestry, national origin or the presence of any sensory, mental or physical handicap.