

1
2
3
4
5 **BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**
6

7)
8 **In the Matter of the Application of**)
9 **SEATTLE FERRY SERVICE, L.L.C. d/b/a**) **APPLICATION NO. B078945**
10 **“SEATTLE FERRY SERVICE”**)
11) **PETITION TO INTERVENE BY**
12 **For a Certificate of Public Convenience and**) **THE CITY OF SEATTLE**
13 **Necessity to Operate Commercial Ferry Service**)
14)
15)

16 **1. Name and address of Petitioner.**

17 THE CITY OF SEATTLE
18 12th Floor, Municipal Building
19 600 Fourth Avenue
20 Seattle, WA 98104
21 Phone: (206) 684-4000

22 **2. Name and address of the attorney, if any, representing the petitioner.**

23 GORDON B. DAVIDSON (WSBA No. 3271)
Assistant City Attorney
Seattle City Attorney’s Office
10th Floor, Municipal Building
600 Fourth Avenue
Seattle, WA 98104
Phone Number: (206) 684-8239

1

2 **3. If the Petitioner is an organization:**

3 **a. State the number of members in the organization:**

4 The City of Seattle, a municipal corporation of the first class in the State of Washington
5 operating under its own charter, has a population of approximately 525,000.

6 **b. State the name of the person authorized to sign this petition for the organization:**

7 Gordon B. Davidson, Assistant City Attorney

8 **c. Attach a copy of the document authorizing participation in this case or state the
9 basis for the authorization.**

10 Under the Charter of The City of Seattle, the City Attorney is given authority over any
11 litigation in which the City of Seattle is involved.

12 **d. State the purpose of the organization:**

13 The City of Seattle is organized to provide local governance to the geographic area
14 known as Seattle and to exercise all powers vested in it under its charter and the laws of
15 the State of Washington pertaining to first class cities.

16 **4. The Petitioner has participated in the following UTC cases in the last two years:**

17 **Date: Docket No.: Title of Proceeding:**

18 Ongoing UE-951270 In the Matter of the Proposal by PUGET SOUND POWER & LIGHT
19 COMPANY To Transfer Revenues from PRAM Rates to General
20 Rates

21 Ongoing UE-960195 In the Matter of the Application of PUGET SOUND POWER &
22 LIGHT COMPANY and WASHINGTON NATURE GAS
23 COMPANY For an Order Authorizing Merger of WASHINGTON
ENERGY COMPANY and WASHINGTON NATURAL GAS
COMPANY with and into PUGET SOUND POWER & LIGHT
COMPANY, and Authorizing the Issuance of Assumptions of
Obligations, Adoption of Tariffs, and Authorizations in Connection
Therewith.

1	10/11/1999	B078811	In the Matter of the Application of SEATTLE FERRY SERVICE,
2	through		LLC, d/b/a SEATTLE FERRY SERVICE For a Certificate of Public
3	6/29/2000		Convenience and Necessity to Operate Commercial Ferry Service
4	10/11/1999	B078822	In the Matter of the Application of SEATTLE HARBOR TOURS
5	through		LIMITED PARTNERSHIP For a Certificate of Public Convenience
6	6/29/2000		and Necessity to Operate Commercial Ferry Service
7	12/19/2000	B078937	In the Matter of the Application of DUTCHMAN MARINE, LLC,
8	and		d/b/a "LAKE WASHINGTON FERRY SERVICE" For a Certificate
9	currently		of Public Convenience and Necessity to Operate Commercial Ferry
10	on-going		Service

5. The Petitioner has the following interest in this proceeding:

The area identified in the application of Seattle Ferry Service L.L.C. (Application B078937) as the proposed Seattle terminal for the commercial ferry service that is the subject of these proceedings includes not only the site of the former U. S. Naval Reserve Training Center on the south shore of Lake Union (property that has now been acquired by The City of Seattle for its "Maritime Heritage Center") but also numerous street ends and waterways that are under the jurisdiction of The City of Seattle. While The City of Seattle supports and encourages the development of alternative modes of transportation within the City as a means of reducing automobile traffic and congestion and increasing the mobility of residents and others, the City has concerns about where Seattle Ferry Service may dock its commercial ferry(ies) within the specified terminal area, and the potential adverse impact any such commercial use may have upon property that is either to be devoted to park and recreation or is currently devoted to other municipal uses. The City also has concerns about both the impact on the South Lake Union neighborhood of increased vehicular traffic and parking pressures that are likely to result from the proposed commercial ferry operation, and an increased demand for parking enforcement, police protection, signage, and other, related, municipal services.

6. The Petitioner will raise the following issues in this case:

1. Can the applicant demonstrate that:
 - (a) arrangements have been made with King County (METRO) and with other public or commercial transportation service providers regarding the delivery of transportation

1 service between the proposed ferry landing point in Seattle and other transportation
2 service hubs or access points?

3 (b) reasonable parking lot space is in the vicinity of the proposed Seattle terminal to
4 lessen the potentially adverse impacts that are likely to result from increased vehicular
5 traffic and parking demands on neighborhood streets?

6 (c) additional financial burdens will not be imposed upon Seattle as a consequence of
7 the commencement of commercial ferry service to and from the identified Seattle
8 terminal for the proposed ferry service, including but not limited to the cost of signage
9 and other improvements to the municipal infrastructure that may be required by increased
10 vehicular traffic in that vicinity and increases in municipal services including but not
11 limited to parking enforcement and police protection?

- 12
- 13 2. In the absence of the applicant's demonstration that adverse impacts on the municipal
14 infrastructure have been addressed to the reasonable satisfaction of Seattle, should any
15 certificate of operating authority be conditioned so that Seattle's concerns are reasonably
16 addressed?
- 17 3. Can this applicant operate any commercial ferry operation on Lake Washington without a
18 public subsidy, or at least a subsidy from The City of Seattle?
-

19 **7. The Petitioner intends to:**

20 X **a. Submit written testimony and exhibits of the following people:**

21 One or more representatives of City governmental agencies including but not
22 limited to Seattle Transportation, and the Parks and Recreation Department.

23 Others yet to be identified.

X **b. Call the following witnesses to testify:**

One or more representatives of City governmental agencies including but not
limited to Seattle Transportation, and the Parks and Recreation Department.

Others yet to be identified.

X **c. Cross-examine the witness called by other parties.**

X **d. submit written arguments and/or motions.**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

8. I submit this Petition to Intervene and request authorization to participate in this proceeding.

Gordon B. Davidson
Assistant City Attorney
City Attorney's Office
The City of Seattle

Date

STATE OF WASHINGTON)
) ss.
KING COUNTY)

I, Gordon B. Davidson, affirm that this petition is true and complete to the best of my knowledge and belief.

Signature of attorney for Petitioner