

ORDINANCE NO. 2010-01-005

AN ORDINANCE OF THE CITY OF BELLINGHAM RELATED TO LEASING OF CITY-OWNED PROPERTY, AMENDING BMC SECTION 4.88.015 TO REFLECT OWNERSHIP CHANGES IN PROPERTIES, AND ADD THE FEDERAL BUILDING LEASES TO THE EXEMPTION SECTION.

WHEREAS, the City of Bellingham leases City-owned commercial property in the normal course of its business; and

WHEREAS, in recognition of this business activity the City Council passed Ordinance No. 10753 in 1996 to allow certain leases for City-owned property to be exempt from the cumbersome and time consuming procedures of BMC 4.88; and

WHEREAS, since 1996 there have been some changes in ownership of certain properties; to-wit: the City no longer owns the building at 200 E. Chestnut Street, does not lease space in the Mt. Baker Theatre itself, nor does the City lease to the Food Bank; and

WHEREAS, in 2004 the City of Bellingham acquired ownership of the Federal Building located at 104 W. Magnolia, from the Federal government; and

WHEREAS, the City routinely leases tenant spaces in the Federal Building for commercial purposes and these leases should also be exempt from the requirements of BMC 4.88.015 so that they can be managed and leased in the normal course of business; and

WHEREAS, due to these changes in ownership, several sections of BMC 4.88.015 need to be updated;

NOW, THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:


SECTION 1. A new subsection, BMC 4.88.015 A. 7. is added to the Bellingham Municipal Code to read as follows:

4.88.015 – Exemptions

- A.**
- 1.** Leases for commercial space in the City's Parkade, and other facilities owned or managed by the City's Parking System.
 - 2.** Leases for commercial space in the Mt. Baker Theater Building.
 - 3.** [Unchanged]


4. Leases for residential or lodging facilities in City parks.
5. Leases which have a value over the term of the lease of not more than \$10,000.
6. Leases for commercial space in the Federal Building located at 104 W. Magnolia.

PASSED by the Council this 25th day of January, 2010.




Council President

APPROVED by me this 27th day of January, 2010.



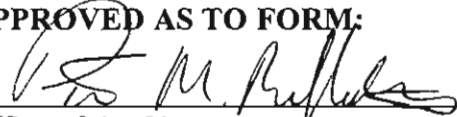
Mayor

ATTEST:



Finance Director

APPROVED AS TO FORM:



Office of the City Attorney

Published:

January 29, 2010