ORIGINAL

1059C
12/06/90

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4197

AN ORDINANCE establishing revised sewerage service charges for the Waterworks Utility of the City of Bellevue; and repealing Ordinance No. 4106 effective January 1, 1991.

WHEREAS, METRO has approved a rate increase to sewer agencies from $11.60 to $13.20 per month per residential equivalent; and

WHEREAS, a rate increase is necessary to offset METRO's rate increase; and

WHEREAS, it is therefore necessary and in the public interest to establish the following amended schedule of rates for sewerage service for the Waterworks Utility of the City of Bellevue; now, therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Charges Established - Effective Date. There are hereby established and shall be collected from each user of sewerage service provided by the Waterworks Utility of the City of Bellevue sewerage service charges as hereinafter provided. The charges hereby established shall apply to sewerage service provided on and after January 1, 1991 and shall supersede all existing schedules of charges as of said date.

Section 2. Single-Family and Two-Family Residential Structures.

A. The service charge for single-family and two-family residential structures located outside the city or town limits of Bellevue, Clyde Hill, Hunts Point, Medina and Yarrow Point shall be $32.62 per bimonthly billing period for each dwelling unit.

B. The service charge for single-family and two-family residential structures located inside the city or town limits of the following cities and towns shall be determined by multiplying the appropriate charge as determined under Subsection A above by the percentage indicated below for that city or town:

Bellevue	104.9101%
Clyde Hill	113.7200%
Hunts Point	107.2506%
Medina	103.7777%
Yarrow Point	105.4856%

Section 3. Multifamily Residential Structures or Facilities.

A. The service charge for each multifamily residential structure or facility located outside the city or town limits of Bellevue, Clyde Hill, Hunts Point, Medina and Yarrow Point shall be $25.24 per bimonthly billing period for each dwelling unit, plus $1.98 per 100 cubic feet of water consumed by such structure or facility in excess of 1,300 cubic feet per dwelling unit during each bimonthly billing period.

B. The service charge for multifamily residential structure or facility located inside the city or town limits of the following cities and towns shall be determined by multiplying the appropriate charge as determined under subsection A above by the percentage indicated below for that city or town:

Bellevue	104.9101%
Clyde Hill	113.7200%
Hunts Point	107.2506%
Medina	103.7777%
Yarrow Point	105.4856%

For the purposes of this Section 3, "multifamily residential structure or facility" shall mean any residential structure or facility containing three or more dwelling units, including but not limited to triplexes, apartment buildings, trailer parks, and parcels containing three or more separate dwelling units, but shall not include hotels and motels.

Section 4. Nonresidential Structures or Facilities.

A. The service charge for nonresidential structures or facilities, located outside the city or town limits of Bellevue, Clyde Hill, Hunts Point, Medina and Yarrow Point shall be based on water consumption by each structure or facility and shall be computed as follows:

$2.01 per 100 cubic feet of water consumption, up to and including 100,000 cubic feet of consumption per bimonthly billing period.

$1.78 per 100 cubic feet of water consumption in excess of 100,000 cubic feet of consumption per bimonthly billing period.

Provided, there shall be a minimum charge of $32.62 per bimonthly billing period.

B. The service charge for nonresidential structures or facilities located inside the city or town limits of the following cities and towns shall be determined by multiplying the appropriate charge as determined under Subsection A above by the percentage indicated below for that city or town:

Bellevue	104.9101%
Clyde Hill	113.7200%
Hunts Point	107.2506%
Medina	103.7777%
Yarrow Point	105.4856%

Provided, there shall be a minimum charge of $29.42 multiplied by the appropriate percentage above per bimonthly billing period.

For purposes of this Section 4, "nonresidential structure or facilities" shall mean any structure or facility not governed by Section 2 or Section 3 of this ordinance and shall include, but not be limited to, any commercial, industrial, business, trade, school or municipal structure or facility.

Section 5. METRO Charges. In addition to these rates and charges for sewerage service established in this ordinance, or otherwise established by the City, the following METRO charges are imposed to ensure compliance with Section 204 of Public Law 92-500 (22 U.S.C. 1251) CFR Part 35, Subpart E:

A. A "surcharge" in an amount to be determined as provided in METRO Resolution Nos. 2315 and 2557, as now constituted or hereafter amended, said charge to be added to the customer's regular bill.

B. An "ICR" charge in an amount to be determined as provided in METRO Resolution Nos. 2556 and 3374, as now constituted or hereafter amended, said charge to be billed separately to qualifying industrial customers on an annual basic.

Section 6. Records. The City of Bellevue, in cooperation with METRO, shall maintain such records as are necessary to document that its sewerage charges comply with the above-cited federal laws and regulations and METRO regulations.

Section 7. Severability. If any section of this ordinance, or any portion of any section of this ordinance, or its application to any person or circumstance, is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances, shall not be affected.

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Section 8. Ordinance No. 4106, passed by the City Council December 18, 1989, is repealed as of January 1, 1991.

Section 9. Effective Date. This ordinance shall take effect and be in force on January 1, 1991.

PASSED by the City Council this 10th day of December, 1990, and signed in authentication of its passage this 10th day of December, 1990.

(SEAL)

Terry Lukens, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Scott McKee, Assistant City Attorney

Attest:

Marie K. O'Connell, City Clerk

Published December 14, 1990