1052-ORD
11/19/08

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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5852

AN ORDINANCE of the City of Bellevue updating the school impact fee schedule for Issaquah School District No. 411; amending Section 22.18.100 of the Bellevue City Code; providing for severability; and establishing an effective date.

WHEREAS, RCW 82.02.050 authorizes the imposition of impact fees for public facilities, including schools, which are addressed by a capital facilities element of a comprehensive plan adopted pursuant to RCW 36.70A.070; and

WHEREAS, the City Council adopted the Comprehensive Plan pursuant to RCW 36.70A.070 by Ordinance No. 4800, which authorized the imposition of impact fees on development to fund new facilities needed to accommodate projected growth within portions of Bellevue served by a school district; and

WHEREAS, the City Council authorized collection of school impact fees on behalf of and for the benefit of Issaquah School District No. 411 by Ordinance No. 4801 adopted October 16, 1995; and

WHEREAS, Ordinance No. 4801 authorizing collection of school impact fees requires the fee schedule to be reviewed and updated on an annual basis after the Council receives a plan and data from the Issaquah School District demonstrating that such fees are needed to pay a proportionate share of the cost of new school facilities necessary to serve new growth and development in the City of Bellevue; and

WHEREAS, Issaquah School District No. 411 has provided the Council with the 2007 Capital Facilities Plan adopted by the School Board on July 11, 2007, and has requested the Council adjust the impact fee schedule based on data contained in the 2007 Capital Facilities Plan; now, therefore,

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

Section 1. Section 22.18.100 of the Bellevue City Code is hereby amended as follows:

22.18.100 School impact fee schedule.

School impact fees are established as follows:

A. Impact fees per single-family dwelling unit: $5495.00.

B. Impact fees per multifamily dwelling unit: $806.00.

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Section 2. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining parts of this ordinance.

Section 3. This ordinance shall take effect and be in force thirty (30) days after passage by the City Council.

Passed by the City Council this 1st day of December, 2008 and signed in authentication of its passage this 1st day of December, 2008.

(SEAL)

Grant S. Degginger, Mayor

Approved as to form:

Lori M. Riordan, City Attorney

Lacey Madeche

Lacey M. Madche, Assistant City Attorney

Attest:

Myrna L. Basich

Myrna L. Basich, City Clerk

Published December 4, 2008