

ORDINANCE NO. 2002-01-002

**AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON, AMENDING CHAPTERS 15.08.230 AND 15.12.175 OF THE BELLINGHAM MUNICIPAL CODE IN REGARDS TO SEWER AND WATER CHARGES.**

**WHEREAS**, the City of Bellingham (the "City") Municipal Code currently sets forth rules regarding certain charges for sewer and water connection fees; and,

**WHEREAS**, the Bellingham Municipal Code should be revised to enhance consistency among the City's Code sections;

**NOW, THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:**

**Section 1: Chapter 15.08 of the Bellingham Municipal Code is hereby amended as follows:**

**15.08.230 – Connection Charges**

**A.** Charges imposed to connect to and receive city water service shall consist of the following:

(1) A demand charge determined pursuant to 15.08.250(C), reflecting the cost of the system.

(2) The connection fee for the specific property involved, as determined by the Department of Public Works, to insure that each connected property bears its equitable share of the cost of the system, plus interest pursuant to subsections 3 and 4, below.

(3) The connection fee herein shall include accrued interest at a rate of 7% per annum for projects constructed prior to September 21, 1987; thereafter, the interest rate shall be commensurate with the interest rate of the local improvement district bond issue most recent to the date of commencing construction of the project on which such demand charge is calculated, but in no event greater than 10% per year; fixed at the Federal Reserve rate for a ten-year Treasury Note, as determined on the recording date of the Statement of Intent to Collect;

PROVIDED, that interest shall only be accrued for a period not to exceed 10 years; and PROVIDED FURTHER, that no interest shall be collected within the first ninety (90) days of recording of the Statement of Intent to Collect; and PROVIDED FURTHER, that the aggregate amount of the interest shall not exceed the equitable share of the cost of the system allocated to a given property owner.

~~(4) Interest shall be due and payable in full-year increments only. In other words, no interest shall be collected if the affected property owner pays the connection fee within one year of the date the project is completed; one year's interest shall be collected if the property owner pays the connection fee before the end of two years from the date the project is completed, and so on.~~

An Ordinance Amending BMC 15.08 and 15.12 - 1

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City of Bellingham  
CITY ATTORNEY  
210 Lottie Street  
Bellingham, Washington 98225  
Telephone (360) 676-6903

155

(5) (4) Any applicable private latecomer charges.

B. [UNCHANGED]

**Section 2: Chapter 15.12 of the Bellingham Municipal Code is hereby amended as follows:**

A. Demand charges for new sewer service or exchange services shall be determined by the size of the water service serving the premises and shall be imposed as follows:

Water Service Type	Sewer Demand Charge
Single-Family Residential	\$ 300.00
3/4" meter	500.00
1" meter	833.00
1-1/2" meter	1,667.00
2" meter	2,667.00
3" meter	5,000.00
4" meter	8,333.00
6" meter	16,667.00
8" meter	26,667.00

For industrial connections the demand charge shall equal the anticipated peak daily flow divided by 405, times \$300.

B. The effective date of the foregoing charges shall be as of May 1, 1986.

C. ~~The connection fee herein shall include accrued interest at a rate of 7% per annum for projects constructed prior to September 21, 1987; thereafter, the interest rate shall be commensurate with the interest rate of the local improvement district bond issue most recent to the date of commencing construction of the project on which such demand charge is calculated; The connection fees hereunder shall accrue interest at the rate fixed at the Federal Reserve rate for a ten-year Treasury Note, as determined on the recording date of the Statement of Intent to Collect; PROVIDED, that interest shall only be accrued for a period not to exceed 10 years; and PROVIDED FURTHER, that no interest shall be collected within the first ninety (90) days of recording of the Statement of Intent to Collect; and PROVIDED FURTHER, that the aggregate amount of the interest shall not exceed the equitable share of the cost of the system allocated to a given property owner.~~

An Ordinance Amending BMC 15.08 and 15.12 - 2

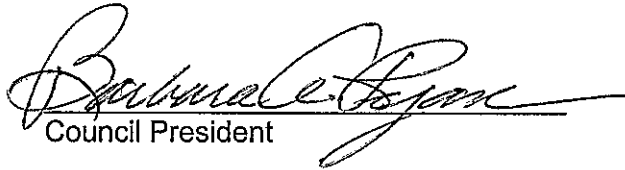
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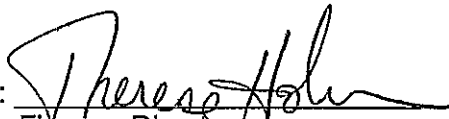
D. Interest shall be due and payable in full-year increments only. If other words, no interest shall be collected if the affected property owner pays the connection fee within one year of the date the project is completed, one year's interest shall be collected if the property owner pays the connection fee before the end of two years from the date the project is completed, and so on.


PASSED by the Council this 14TH day of JANUARY 2002.

  
Council President

APPROVED by me this 17th day of January 2002.

  
Mayor

Attest:   
Finance Director

Approved as to form:   
Office of the City Attorney

Published: 1/18/2002