

ORDINANCE NO. 2003-08-056

AN ORDINANCE OF THE CITY OF BELLINGHAM, WASHINGTON, AMENDING BELLINGHAM MUNICIPAL CODE SECTION 15.12.040 TO MODIFY WHEN SEWER SERVICE MAY BE PROVIDED.

WHEREAS, the Bellingham Municipal Code currently requires property to abut upon a City of Bellingham sewer main to apply for sewer service; and,

WHEREAS, this requirement can create a detrimental delay to an applicant when the City is in the process of constructing a sewer main when an applicant applies for service; and,

WHEREAS, the Code should be revised to change this situation;

NOW, THEREFORE, THE CITY OF BELLINGHAM DOES ORDAIN:

Section 1: Chapter 15.12 of the Bellingham Municipal Code is amended to read as follows:

15.12.040 - Sewer Service-When Provided.

- A.** When the premises abuts upon a street or City-owned utility easement through which there is a City sewer main, the owner may apply for service. Upon approval of the service application, the Department of Public Works shall issue a permit authorizing the premises to be connected to the system.
- B.** When the premises for which service is sought does not abut upon a street or City-owned utility easement through which there is a City sewer main, the application for service shall be rejected. However, when the City of Bellingham has begun constructing a City sewer main that will allow an applicant's premises to abut upon a street or City-owned utility easement through which there will be a City sewer main and the applicant has a commercial, multi-family or industrial project on the premises, the Department of Public Works may, in its sole discretion, accept the application and issue a permit authorizing the premises to be connected to the system; PROVIDED, a Certificate of Occupancy shall not be issued for the premises until the sewer connection is functioning and providing sewer service to the premises.
- C.** When the premises for which service is sought is within a critical service area, the application shall be rejected.
- D.** When the premises for which service is sought will discharge more waste than the available capacity of the sewer main, as determined by the Department of Public Works, the application for service shall be rejected.

City of Bellingham
CITY ATTORNEY
210 Lottie Street
Bellingham, Washington 98225
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An Ordinance Amending BMC 15.12.040 (1)

PASSED by the Council this 25th day of August, 2003.

Tony Bomenani
Council President

APPROVED by me this 8th day of Sept., 2003.

Mark Asundson
Mayor

Attest: Theresa Hol
Finance Director

Approved as to form:

Les E. Reedley
Office of the City Attorney

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An Ordinance Amending BMC 15.12.040 (2)