

ORDINANCE NO. 231

CITY OF LACEY

AN ORDINANCE RELATING TO WATER SYSTEM CONNECTION CHARGES
AND AMENDING SECTION 13.52.010 OF THE LACEY MUNICIPAL CODE.

THE CITY COUNCIL OF THE CITY OF LACEY DOES ORDAIN AS FOLLOWS:

Section 1. Section 13.52.010 of the Lacey

Municipal Code is hereby amended to read as follows:

13.52.010 Property not previously assessed--Lien.

(a) Property abutting on but not previously assessed or not having previously contributed its proportionate share of construction costs for standard six-inch water mains, including not only those directly connected thereto, but also users connected to laterals or branches connecting thereto, except those properties abutting on water mains in existence on January 1, 1969, or installed as the result of city bonding Ordinance No. 102,* may be connected to such abutting mains upon the payment of a special connection charge equal to ~~four dollars-and-fifty-cents~~ three dollars (\$3.00) per front foot of the property to be served, which charge may be paid either in cash or in four quarterly payments over a twelve month period from date of connection. Such connection charge shall be in addition to other connection charges herein provided. If the property owner elects to make payments on a quarterly basis, he shall execute a contract in such form as prescribed by the city council to pay such charge with the provision that any unpaid balance may be paid in full on the date of any quarterly payment. Such contract shall be a covenant running with the land and shall provide that the unpaid balance of the connection charge shall be a lien upon the property to which such connection is made, superior to all other liens and encumbrances except those for general taxes and special assessments which may be foreclosed in the same manner provided by law for the foreclosure of delinquent local improvement district assessment liens. The contract shall be recorded in the office of the Thurston County auditor at the expense of the property owner and upon payment in full, a release of the lien shall be executed for the city by the mayor and attested by the city clerk. The contract shall

further provide that in the event of delinquency in the payment of such connection charge, the water superintendent may disconnect the city's water service from, and refuse to supply water to, the premises in default until said delinquent payments are paid in full. This remedy shall be concurrent with and in addition to the city's right to foreclose the lien as herein provided.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE
MAYOR this 27th day of January, 1972.

Albert E. VanCassel
MAYOR

ATTEST:

[Signature]
CITY CLERK

APPROVED AS TO FORM:

[Signature]
CITY ATTORNEY

PASSED: January 27, 1972

PUBLISHED: February 2, 1972