

ORDINANCE 739

CITY OF LACEY

AN ORDINANCE READOPTING CHAPTER 13.32 OF THE LACEY MUNICIPAL CODE RELATING TO THE CITY'S WATER RATES AND CHARGES

WHEREAS, the City Council duly considered, passed, and published an ordinance or ordinances enacting the chapter of the Lacey Municipal Code identified in the title to this ordinance relating to the subject matter so identified, and

WHEREAS, it has been asserted that ordinances of the City should have been posted in three public places in the City rather than published in the City's official newspaper, and if said assertion is upheld, the validity of that portion of the Lacey Municipal Code identified in the title to this ordinance may be in jeopardy and the Council takes this action in readopting the substantive provisions of said chapter solely for the purpose of protecting the City and its citizens against such a contingency; now, therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Chapter 13.32 of the Lacey Municipal Code is hereby readopted to read as follows:

Chapter 13.32

WATER RATES AND CHARGES\*

Sections:

- 13.32.010 Standard service connection.
- 13.32.020 Service charge--Unmetered.
- 13.32.030 Service charge--Metered.
- 13.32.032 Reduction for low income senior citizens.
- 13.32.035 Charge not to be prorated.
- 13.32.040 Metered service--Connection charges.
- 13.32.050 Fire hydrant rental rates.
- 13.32.060 Fire hydrant charges.

13.32.010 Standard service connection. A. The construction of a standard new service connection by the city for water shall include all labor, pipe and fittings up to the property line. The charges for the labor and materials, including the meter and its installation, shall be established by resolution of the city council.

\* For the statutory provisions regarding the rates that may be charged for water services and the factors the city may take into consideration in determining those rates, see RCW 35A.80.010 and RCW 35.92.010.

B. No water connection shall be made until the person desiring the same has signed an application at the office of the city water department, and paid the charges imposed. (Ord. 666 \$26, 1982: Ord. 532 \$1, 1979: Ord. 483 \$3, 1978: Ord. 341 \$1, 1974; Ord. 151 \$1, 1970: Ord. 118 \$1, 1969: Ord. 104 \$1(B), 1968).

13.32.020 Service charge--Unmetered. For all unmetered connections to the municipal water system of the city, except as provided in Section 13.32.060, the following rates for water shall be paid:

<u>Type</u>	<u>Cost Per Month</u>
Residential	\$ 8.60
Multiple-unit dwellings	4.00 per housing unit

<u>Type</u>	<u>Cost Per Month</u>
A. Heavy water use-- water essential to operation of business; i.e. restaurants	\$95.00
B. Medium water use-- water not essential to operation of business-- 5 to 20 employees	55.00
C. Light water use-- water not essential to operation of business-- under 5 employees	8.90
Schools	95.00
(Ord. 550 \$2, 1979: Ord. 475 \$1, 1978: Ord. 307 \$1, 1973: Ord. 104 \$1(L), 1968).	

13.32.030 Service charge--Metered. Water service charges for all metered connections to the system shall be determined as follows:

A. There shall be a bimonthly base rate charge of \$2.84 levied on each bimonthly utility bill for meter reading and billing expense.

B. There shall be a bimonthly base rate charge of \$6.00 and an additional charge of \$0.60 for each 100 cubic feet of water consumed in said two-month period in excess of 1,000 cubic feet for utility debt service and capital improvement expense. From said charges, the sum of \$1.50 of the bimonthly base rate for each metered connection and the sum of \$0.15 per 100 cubic feet of water consumed in said two-month period in excess of 1,000 cubic feet shall be set aside by the city separately for the purpose of accumulating a depreciation reserve for the replacement of equipment and plant in place of the water system.

C. There shall be levied a charge of \$0.23 for each 100 cubic feet of water consumed for the maintenance and operating expenses of the utility.

The charges set forth in Section 13.32.060 shall be in addition to those rates set forth in this section. (Ord. 624 \$1, 1981: Ord. 550 \$3, 1979: Ord. 475 \$3, 1978: Ord. 307 \$2, 1973: Ord. 121 \$1, 1969: Ord. 118 \$2, 1969: Ord. 104 \$1(N), 1968).

13.32.032 Reduction for low income senior citizens. There shall be a 15 percent reduction of water charges billed directly to low income senior citizens and low income

disabled citizens pursuant to Sections 13.32.020 and 13.32-.030. A low income senior citizen for the purposes of this section is defined as a single residential occupant or head of a household who is 62 years of age or older, having a maximum annual income below \$8,000.00 if single and \$11,000.00 if married. A low income disabled citizen for purposes of this section is defined as a single residential occupant or head of a household who has been found to be currently disabled by the Social Security Administration or is a disabled veteran certified by the Veterans' Administration as having a disability of at least 40 percent and having a maximum annual income below \$8,000.00 if single and \$11,000.00 if married. (Ord. 581 §1, 1980: Ord. 557 §1, 1979).

13.32.035 Charge not to be prorated. The monthly service charge for unmetered connections set forth in Sections 13.32.020 and 13.32.060 shall apply for any month or portion thereof that service is rendered and shall not be prorated on the basis of a partial month's service. The base rate charges for metered connections set forth in Section 13.32.030 shall apply for any bimonthly billing period or portion thereof that service is rendered and shall not be prorated on the basis of service rendered only during a portion of said bimonthly period. (Ord. 475 §4, 1978: Ord. 463 §1, 1977: Ord. 448 §4, 1977).

13.32.040 Metered service--Connection charges. No charge will be made for the first or original connection of a meter on any water service to premises served by the water system that are in existence on January 1, 1969; provided, that, all connections of new services created after January 1, 1969, shall pay the metered connection as set out in Section 13.32.010. (Ord. 104 §1(O), 1968).

13.32.050 Fire hydrant rental rates. There shall be a charge in favor of the water sewer revenue fund and against the current expense fund of the city of a fire hydrant rental fee of twenty dollars per hydrant per year for all fire hydrants located within the corporate limits and connected to the municipal water system of the city; provided, the city may, as an obligation of its current expense fund, provide for the repair, replacement and maintenance of said hydrants or any number of said hydrants by contract or otherwise and the assumption of said obligation shall serve in lieu of the payment of a fire hydrant rental fee as to any hydrants so provided for. (Ord. 307 §3, 1973).

13.32.060 Fire hydrant charges. (a) There shall be added to the water utility bill computed in accordance with Section 13.32.020 or Section 13.32.030, and when applicable subsection (b) of this section, a sum equal to ten percent of the total water service bill for all customers of the municipal water system located outside the corporate boundaries of the city for the purpose of defraying the costs of repair, replacement and maintenance of fire hydrants, and the cost of administrative and capital expense not otherwise supported by the utility system.

(b) There shall be added to the rates set forth in Section 13.32.020 and to the rates set forth in Section 13.32.030 for all residential customers of the Nisqually water system the sum of two dollars per month. There shall be added to the rates set forth in Section 13.32.020 and to the rates set forth in Section 13.32.030 for all commercial customers and multi-unit residential customers of the Nisqually water system the sum of two dollars per month for the first five hundred cubic feet of water used and the sum of eleven cents per one hundred cubic feet per month for all water used over five hundred cubic feet per month; provided, however, the charges added by this subsection shall remain in effect only during such period of time as capital improvements to the Nisqually water system as outlined in the water system comprehensive plan adopted on June 26, 1975, remain unpaid from such charges. (Ord. 490 §1, 1978: Ord. 475 §5, 1978: Ord. 463 §1, 1977: Ord. 307 §4, 1973).


Section 2. It is the intent of the City Council in passing this ordinance to readopt the provisions set forth herein only if said readoption is ruled necessary. It is further the intent of the City Council to reaffirm all of the provisions of Chapter 13.32 of the Lacey Municipal Code as originally adopted and further amended by ordinances of this Council.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,  
WASHINGTON this 28th day of March, 1985.

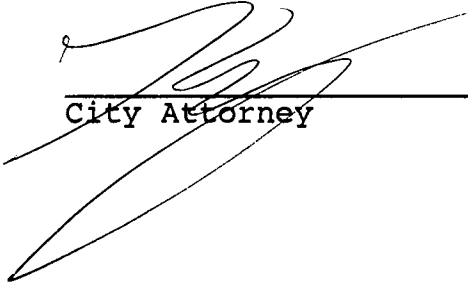
CITY COUNCIL

By   
Mayor

Attest:

  
City Clerk

Approved as to form:

  
City Attorney

Posted: March 29, 1985