

ORDINANCE 794

CITY OF LACEY

AN ORDINANCE ESTABLISHING INTERIM STORM AND SURFACE WATER UTILITY CHARGES IN THE CITY OF LACEY AND ADDING A NEW CHAPTER, 13.70, TO THE LACEY MUNICIPAL CODE

WHEREAS, an expanding population and increased development of land has led to drainage and storm and surface water run-off problems which are not being effectively solved by current storm and surface water control systems; and

WHEREAS, the city has carried on a coordinated effort among the local governmental jurisdictions in north Thurston County to plan for the design, construction, operation and maintenance of effective storm and surface water solutions and facilities; and

WHEREAS, it is necessary that a drainage basin study be completed, including the development of data upon which decisions can be made for the establishment of permanent storm and surface water utility rates; and

WHEREAS, it is necessary that interim storm and surface water utility charges be established for the operation of the storm water utility, including the completion of the drainage basin study, the establishment of permanent rates, construction of facilities and the operating expenses of said utility, now, therefore

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

Section 1. There is hereby added to the Lacey Municipal Code a new chapter, 13.70 to read as follows:

"13.70.010. Definitions. The following words for purposes of this chapter shall have the meaning set forth in this section unless the context clearly indicates otherwise:

"A. "Parcel" shall mean any area of land which is listed as a parcel by the Thurston County Assessor whether said parcel is publicly or privately owned.

"B. "Single Family Residential Parcel" shall mean a parcel which has been developed and constructed for the purpose of providing a dwelling for one family and which parcel continues to be used for that purpose and no other purpose except a qualified home occupation.

"C. "Two Family Residential Parcel" shall mean a parcel which has been developed and constructed for the purpose of providing a two family dwelling and continues to be used for that purpose and no other purpose except a qualified home occupation.

"D. "Commercial, Industrial, or Multi-Family Parcel" shall mean any parcel which has been developed for any purpose other than a single or two family dwelling unit.

"E. "Undeveloped Parcel" shall mean a parcel which contains no structures or substantial impervious surfaces and is not used for any residential, commercial, industrial, public or other purpose.

"13.70.020. Storm and Surface Water Utility Charge. There is imposed on every parcel of land within the City of Lacey a storm and surface water utility charge in the amount set forth in

Section 13.70.030. All charges for developed parcels shall be billed and become due as provided in Section 13.44.030 of this code. Charges levied upon undeveloped parcels shall not be currently billed but shall accumulate from the effective date of this ordinance until said parcels are developed. The nature of said parcel for purposes of determining the rate of the accumulated service charge shall be classified the same as in its developed state. The accumulated charges for said parcels shall be paid prior to the issuance of any construction permits, business licenses or other approvals by the City.

"13.70.030. Service Charge Rate. The interim rate of storm and surface water utility charges which rates shall be in effect only until permanent rates based upon further study are enacted, shall be as follows:

- | | |
|---------------------------------------|--|
| "A. Single Family Residential Parcels | \$ 1.45 per month |
| "B. Two Family Residential Parcels | \$ 2.90 per month
(\$1.45 per unit) |
| "C. All other parcels | \$14.50 per month |

"13.70.040. Deposit and Use of Service Charges. All service charges received shall be deposited into the Storm Water Utility Fund created by Chapter 3.52 of this Code and used for the purposes specified therein.

"13.70.050. Lien for Delinquent Charges. The city shall have a lien for all storm and surface water utility charges and penalties not paid in accordance with the provisions of Section 13.44.030 of this Code, and may, in addition to enforcing the lien by the procedure set forth in RCW 35.67.210 through 35.67.280

enforce the lien by shutting off the city's water service to the parcel for which such storm and surface water utility charges are owing until said charges together with all penalties are paid."


Section 2. This ordinance shall take effect on January 1, 1987.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,
WASHINGTON, this 4th day of December, 1986.

CITY COUNCIL

BY 
Mayor

Attest:


City Clerk

Approved as to form:


City Attorney

Published: 12-11-86