

ORDINANCE 877

CITY OF LACEY

AN ORDINANCE RELATING TO BUILDING SEWERS, SIDE SEWERS, INTERIM SEWERAGE FACILITIES AND THE CONDITIONS AND CONNECTION CHARGES FOR CITY WATER SERVICE; AMENDING SECTION 13.04.160, REPEALING CHAPTER 13.12 AND AMENDING SECTIONS WITHIN CHAPTERS 13.30, 13.32 AND 13.52, ALL OF THE LACEY MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, AS FOLLOWS:

Section 1. Section 13.04.160 of the Lacey Municipal Code is hereby amended to read as follows:

"Side sewer" or "building sewer" shall be as defined in 14.06.015. means-the-extension-from-the-building-drain-beginning two-feet-outside-the-outer-foundation-wall-of-the-building-to-the property-line-or-right-of-way-line,-or-the-public-sewer-located within-an-easement."

Section 2. Chapter 13.12 of the Lacey Municipal Code relating to side sewers is hereby repealed.

Section 3. The following Sections within Chapter 13.30 of the Lacey Municipal Code relating to interim sewerage facilities are hereby amended to read as follows:

"13.30.010 Interim sewerage facilities. In those areas where connection to a permanent public sewerage system is not feasible, as determined by criteria set forth from time to time by the director

of public works of the city, the following requirements for sewage collection and disposal shall be met:

"(1) Where existing approved community interim treatment and disposal facility capacities are available, extension of and connection of collection sewers to the existing facilities may be required. Sewer systems so constructed shall be dedicated to the city. The systems shall be maintained and operated by the department of public works of the city. A monthly sewer service charge shall be levied as provided for in Chapter 13.16.

"(2) Where approved existing community interim facilities are not available, and yet where soil permeability will permit subsurface disposal of settled sewage effluent in conformance with the standards of the Thurston County Health Department Thurston-Mason County-health-district, or where there is some other means of safe disposal of effluent, as approved by the director of public works of the city, the State Department of Ecology, the State Health Department and the Thurston County Health Department Thurston-Mason-County health-district, construction of sewerage systems utilizing interim means of treatment and disposal which meet design criteria and construction standards may be required. All collection sewers, permanent pumping stations and all other sewer appurtenances shall conform with the applicable basin sewerage general plan. The systems shall be dedicated to and maintained and operated by the city, for

which service a monthly sewer service charge shall be levied as provided for in Chapter 13.16 of the Lacey Municipal Code. Plans must be submitted to the Lacey director of public works for approval before construction of an interim sewer system, and these plans must include written approval of the Thurston County Health Department ~~Thurston-Mason-County-health-district~~ and the Washington State Department of Ecology.

"(3) Interim individual waste water disposal units (septic tanks) may be permitted where soil conditions will allow conformance with Thurston County Health Department ~~Thurston-Mason-County-health district~~ standards for subsurface disposal; provided there is concurrent construction of, or provision for, a collection sewer (dry sewer) which meets prescribed design criteria for future extension and connection to a major drainage basin sewerage system together with construction of the building sewer to the property line. Subject to other zoning restrictions, the minimum lot size permitted under this condition of development will be twelve thousand square feet.

"Where it is deemed by the director of public works of the city to be impractical, uneconomical or otherwise imprudent to require concurrent construction of the above required collection sewer system, the payment of all applicable sewerage general facilities charges ~~charges-in-lieu-of-assessment~~, as may be established by the city council, shall constitute adequate provision for the required

collection sewer system. Operation and maintenance of an interim individual waste water disposal system shall be the responsibility of the owner.

"13.30.020 Interim sewerage facility inspection fees. All sewers constructed by any property owner outside the boundaries of any utility local improvement district shall be constructed and installed at the sole expense of the property owner under the supervision of the city, and after installation such sewer lines, other than building sewers extending from the structure to the property line or to a public sewer, shall be conveyed to the city free and clear of all liens or encumbrances, together with duly executed and acknowledged easements for all portions of such sewer lines located upon private property, all at no cost to the city. ~~The property owner shall furnish the city "as-built" drawings covering such sewer lines so constructed and installed.~~

"For all extensions to existing city sewer facilities or for interim sewer systems being constructed in advance of the availability of trunk sewers, plan check and inspection fees in an amount established by resolution of the city council ~~an interim facility inspection fee~~ shall be charged. ~~The interim facility inspection fee shall provide for all costs of services performed by the public works department relating to engineering review of plans, legal services, inspection of construction and all other technical and administrative services provided relative to extensions to the existing~~

~~sewer-system-or-to-interim-sewer-facilities-constructed-by-a-developer.--The-interim-facility-inspection-fee-shall-be-fixed-by-resolution-of-the-city-council.~~

"13.30.030 Charges-in-lieu-of-assessment. Connection fees.

~~The-charges-in-lieu-of-assessment~~ The connection fee for all properties connecting to a community interim sewerage facility shall be equal to the reserve capacity charge set forth in Section 13.16.025 and sewerage general facilities extension-capacity charge levied pursuant to Section 13.16.027, together with the estimated costs of running a public collection system past the development if the construction will be necessary and the estimated cost of connecting the interim system to the public system. The city may also require the filing of a waiver of protest of a future ULID for sewerage services.

"The required connection fees ~~charges-in-lieu-of-assessment~~ must be paid in full before construction on the interim sewerage facilities is commenced. The city may, in an appropriate case, waive the advance payment of a portion of the required fees on the basis that such fees will be included in a ULID assessment.

"13.30.040 Connection of interim systems to permanent facilities. Ultimate extension and connection of community interim sewerage facilities provided for herein and incorporation of interim sewerage facilities with a permanent public sewerage system will be the responsibility of the city, subject to satisfactory payment of ~~charges-in-lieu-of-assessment-and~~ all other applicable fees and

charges as set forth in this chapter. Connection of individual facilities to the community facility is the responsibility of the individual property owner.

"13.30.050 Connection to permanent system required. Within one year after a permanent public sewerage system is available as described in Section 13.08.030, the community interim sewerage facilities shall be connected to the same.

"13.30.060 Applicability. This chapter shall apply within the city and/or the county with the approval of the Thurston County governing body, to all properties platted-subdivisions,-proposed-mobile home-developments,-multiple-residential-buildings-or-building-complexes-which-exceed-twelve-dwelling-units,-or-commercial-and-industrial-developments which require sewer service.

"The city may defer any obligation to own, operate or maintain any sewer facility which is determined to be excessively remote or inaccessible as to permit effective and economical operation of the facilities by forces of the city, or which, in the opinion of the director of public works, will not be connected to permanent sewer facilities within a five year period.

"13.30.070 Sewerage facilities design and construction standards. Sewerage facilities design, and construction and materials standards shall be those specified in Section 14.20.010. as-prescribed-in-Standard-Specifications-for-Municipal-Public-Works-Construction,-1969,-as-prepared-by-the-Washington-State-chapter-of-the-American-Public-Works-Association-modified-and-supplemented-by

~~standards-established-by-the-Lacey-director-of-public-works-and-ap-
proved-by-the-city-council-by-resolution.~~

"13.30.080 Cumulative reserve fund. There is created a special fund to be known and designated as the cumulative reserve fund for the design and construction of permanent public sewer facilities. All ~~charges-in-lieu-of-assessment~~ sewerage general facilities charges and connection fees collected pursuant to Section 13.30.010 and Section 13.30.030 shall be paid into the fund and a separate accounting and record shall be kept of all moneys paid into the fund designating their source and the location of the property for which the charges have been paid. The moneys in the fund may be allowed to accumulate from year to year until the city council determines to expend the moneys in the fund for the design and construction of permanent public sewer facilities. ~~and-the-moneys-accruing-to-the fund-shall-never-be-expended-for-any-other-purpose-without-an-approving-vote-by-a-majority-of-the-electors-of-the-city-at-a-general-or-special-election-voting-on-a-proposal-to-allow-other-specified uses-to-be-made-of-the-fund.--In-addition, charges-paid-into-the fund-for-a-particular-parcel-or-parcels-of-property-may-be-used-only for-the-design-and-construction-of-permanent-public-sewer-facilities which-shall-serve-in-whole-or-in-part-the-property-or-properties.~~

Section 4. Section 13.32.005 of the Lacey Municipal Code is hereby amended to read as follows:

"There is established a general facilities charge to be paid prior to the connection to the city's water system for all

connections made on or after April 1, 1987. ~~The city council shall establish the rate of such general facilities charge by resolution, but until such time as a resolution is passed establishing such rate,~~ ~~†~~The rate during the calendar year 1990 shall be \$250.00 for each service connection. The rate of said charge shall be increased on January 1 of each calendar year subsequent to 1990 by an amount equal to the increase in the Engineering News Record Construction Cost Index or by 6 percent, whichever rate of increase is higher. No water connection shall be made until the charge together with all other fees and charge have been paid."

Section 5. Section 13.32.010 of the Lacey Municipal Code is hereby amended to read as follows:

"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.

"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.

"C. As a condition of service, all service lines from the building to the water meter shall be inspected by the city building department to insure compliance with all the requirements of the Uniform Plumbing Code as adopted in Chapter 14.08 of this code. No

part of the water piping shall be covered, concealed or water meter installed until it has been tested, inspected and accepted."

Section 6. Section 13.52.015 of the Lacey Municipal Code is hereby amended to read as follows:

"The special connection charge required by Section 13.52.010 shall be at the rate ~~established by resolution of the city council~~ during the calendar year 1990 of \$11.80 per foot. The rate of said charge shall be increased on January 1 of each calendar year subsequent to 1990 by an amount equal to the increase in the Engineering News Record Construction Cost Index or by 6 percent, whichever rate of increase is higher."

Section 12. The summary of this ordinance, which is attached hereto, is approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, this 8th day of February, 1990.

CITY COUNCIL

BY Kay M. Boyd
Mayor

Attest:

Charlotte M. Taylor
City Clerk

Approved as to form:

[Signature]
City Attorney

Published: February 12, 1990

SUMMARY FOR PUBLICATION
ORDINANCE NO. 877

CITY OF LACEY

The City Council of the City of Lacey, Washington, passed, on FEBRUARY 8TH, 1990, Ordinance 877 entitled "AN ORDINANCE RELATING TO BUILDING SEWERS, SIDE SEWERS, INTERIM SEWERAGE FACILITIES AND THE CONDITIONS AND CONNECTION CHARGES FOR CITY WATER SERVICE; AMENDING SECTION 13.04.160, REPEALING CHAPTER 13.12 AND AMENDING SECTIONS WITHIN CHAPTERS 13.30, 13.32 AND 13.52, ALL OF THE LACEY MUNICIPAL CODE."

A section by section summary of this Ordinance is as follows:

Section 1 amends Section 13.04.160 of the Lacey Municipal Code to conform the definition of "side sewer" or "building sewer" to that definition contained in the Uniform Plumbing Code adopted by Lacey Municipal Code 14.06.015.

Section 2 repeals Lacey Municipal Code Chapter 13.12, since those provisions are now covered by the Uniform Plumbing Code.

Section 3 amends several sections within Lacey Municipal Code Chapter 13.30 relating to interim sewerage facilities. The purpose of the amendments is primarily to modify the language to make referrals to current departments, funds and charges adopted in other portions of the city's ordinances and regulations. The amendments also bring the regulations on interim sewerage facilities into conformance with the policies of the city adopted as part of the city's Comprehensive Sewerage Plan.

Section 4 amends Lacey Municipal Code 13.32.005 to provide that the general facilities charge for the city's water system will increase each year after 1990 by an amount equal to the Engineering News Record Construction Cost Index or 6 percent, whichever rate of increase is higher.

Section 5 amends Lacey Municipal Code 13.32.010 to specify that water service lines from the building to the water meter must meet the requirements of the Uniform Plumbing Code and will be inspected by the city's building department for compliance.

Section 6 amends Lacey Municipal Code 13.52.015 to provide that the front footage water connection charge shall be \$11.80 for 1990

and shall increase each year thereafter by an amount equal to the increase in the Engineering News Record Construction Cost Index or by 6 percent, whichever rate of increase is higher.

Section 7 approves this summary.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: February 12, 1990.