

indicate approval or disapproval as to form, and return the same to the Department of Administrative Services within seventy-two hours of receipt.

(Ord. 109128 § 2, 1980: Ord. 107252 § 1, 1978.)

20.88.020 Rental not to exceed fair market value—Determination.

The rental payments provided by the terms of any lease agreement shall not exceed the fair market rental. Fair market rental shall be deemed to mean the rental payments which such property would bring on the open rental market, and shall be determined: (A) by a formal appraisal to establish the fair market rental for a particular property whenever it is anticipated that the monthly rental of such property will exceed Three Thousand Dollars (\$3,000.00) per month or whenever in the judgment of the Director of Administrative Services such an appraisal will be in the interest of the city; or (B) by an informal review and determination by the Director of Administrative Services or the Director's designee of the market rentals in the general vicinity in which the property is located.

(Ord. 109128 § 3, 1980: Ord. 108125 § 1, 1979: Ord. 107252 § 2, 1978.)

20.88.040 Rental payments—Annual adjustment.

Any rental payment specified in any lease may be made subject to an annual adjustment based upon the expenditure class "Rent, residential" in the Urban Wage Earners and Clerical Workers (1967 = 100) of the Consumer Price Index for the Seattle area as compiled by the Bureau of Labor Statistics, United States Department of Labor, and any rent which is so adjusted may exceed the limits imposed by Section 20.88.030 upon rental payments provided in leases entered into by the Director of Administrative Services pursuant to the authority granted in Section 20.88.010.

(Ord. 109128 § 4, 1980: Ord. 107252 § 4, 1978.)

20.88.050 Department or agency responsibility.

No lease shall be entered into by the Director of Administrative Services pursuant to the authority of Section 20.88.010 unless the department or agency which is to occupy the

premises to be leased shall have available to it funds which it is duly authorized to use to pay the Department of Administrative Services for its anticipated billing for the use of such space, during the balance of the current budget year. Funds paid by the departments and agencies using space leased by the Director of Administrative Services pursuant to the authority of Section 20.88.010 shall be deposited in the Administrative Services Fund.

(Ord. 109128 § 5, 1980: Ord. 107252 § 5, 1978.)

Title 21

UTILITIES

Subtitle I Water

Chapter 21.04

WATER RATES AND REGULATIONS

Sections:

21.04.100 Connection—Minimum size—Fees and charges.

21.04.120 Special tap charge—Computation and payment.

21.04.140 Repealed.

21.04.220 Repealed.

21.04.430 Rates inside city.

21.04.440 Rates outside city.

21.04.100 Connection—Minimum size—Fees and charges.

A. No service connection less than three-fourths inch in size shall be installed.

B. The fees for the installation of water service as hereinbefore provided shall be the actual cost of labor and material plus overhead charges to be determined by the Superintendent of Water in laying such a service, installing the meter, and replacing the pavement.

C. The Superintendent of Water may establish standard charges based on a review of prevailing actual costs for the installation of the various sizes of service including the meter. Such standard charges shall be subject to annual review.

D. In such cases and in cases of connections

extending along a street on which there is no main, the cost of material and labor shall be estimated by the Superintendent and the estimated cost shall be paid to the City Treasurer by the person applying for such installation before the work of connecting the main with the property is begun; provided, that whenever the estimated cost is not sufficient to cover the total expense for labor and material the deficit shall be charged to the property for which such installation was made and to the owner thereof, and provided further, that any excess payment shall be returned to the person applying for the installation.

(Ord. 108837 § 1, 1979; Ord. 104062 § 1, 1974; Ord. 88208 § 2, 1952; Ord. 80042 § 1, 1951; Ord. 65877 § 7, 1935.)

21.04.120 Special tap charge--Computation and payment.

The special tap charge imposed by Section 21.04.110 shall be paid into the water fund and shall be computed as follows: The number of units of property frontage determined in the manner prescribed in RCW 35.44.030 and 35.44.040 for determining "assessable units of frontage," shall be multiplied by the average local improvement assessment per unit of frontage for such facility in Seattle for the year in which the water main to which the property is to be connected was constructed and accepted as completed.

B. The Superintendent of Water is authorized and directed on January 1, 1967 and annually thereafter to compute and establish the average local improvement assessment paid by property owners for water mains and hydrants completed and accepted by the city during the previous calendar year. If no water main and hydrant local improvement districts are completed and accepted or those completed and accepted are not representative of the average current costs of construction, the Superintendent of Water is authorized to compute and establish an average water main and hydrant construction cost per assessable unit of frontage, using all water main and hydrant projects completed during the previous calendar year. This average assessment or average cost shall be used in computing the special tap charge imposed in Section 21.04.110 as to water main and hydrant improvements completed in 1966 and thereafter. A copy of such computation shall be delivered to the City

Clerk not later than March 1st of each year to be filed by him or her in C.F. 257032.

(Ord. 108850 § 1, 1980; Ord. 95526 § 2, 1967; Ord. 65877 § 7-A-2, 1935.)

21.04.140 Four-inch or larger meters--Cost as separate item.

Repealed by Ordinance 108837.

21.04.220 No charge for three-quarter-inch or one-inch installations.

Repealed by Ordinance 108837.

21.04.430 Rates inside city.

As of November 1, 1980, all water used inside the city for domestic and commercial purposes shall be supplied by meter only at the following rates and charges.

A. Residential. The rates for metered water supplied to single-family residences within the city in one month, or fractional part thereof, shall be in accordance with the following schedule:

| Meter Size | Monthly Charge |
|---|----------------|
| ¾ inch and less | \$1.20 |
| 1 inch | 2.00 |
| 1½ inch | 3.00 |
| 2 inch | 4.75 |
| 3 inch and larger | 9.50 |
| In addition, for each one hundred cubic feet of water consumption | \$.470 |

B. Commercial. The rates for metered water supplied to premises other than single-family residences within the city in one month, or fractional part thereof, shall be in accordance with the following schedule:

| Meter Size | Monthly Charge |
|-----------------|----------------|
| ¾ inch and less | \$ 2.00 |
| 1 inch | 3.00 |
| 1½ inch | 4.00 |
| 2 inch | 5.75 |
| 3 inch | 10.50 |
| 4 inch | 19.50 |
| 6 inch | 41.00 |
| 8 inch | 72.00 |
| 10 inch | 110.00 |
| 12 inch | 160.00 |
| 16 inch | 280.00 |
| 20 inch | 440.00 |
| 24 inch | 630.00 |

In addition, for each one hundred cubic feet of water consumption \$.235

C. Fire Service. The rates for water supplied for fire protection purposes exclusively shall

be deemed service charges and shall be for any one month, or fractional part thereof, as follows:

| Size of Service | Service Charge |
|--|----------------|
| 2 inch and less..... | \$ 2.15 |
| 3 inch | 3.60 |
| 4 inch | 5.60 |
| 6 inch | 11.35 |
| 8 inch | 19.40 |
| 10 inch | 29.75 |
| 12 inch | 42.40 |
| In addition, for each one hundred cubic feet in excess of the first one hundred cubic feet, except water used for extinguishing fires..... | \$.70 |
| (Ord. 109398 § 1, 1980; Ord. 104062 § 4, 1974; Ord. 99109 § 1, 1970; Ord. 66316 § 2, 1936; Ord. 65877 § 33, 1935.) | |

21.04.440 Rates outside city.

As of November 1, 1980, except as otherwise provided in this chapter, the rates and charges for water supplied not within the limits of the city shall be as follows:

A. Residential. The rates for metered water supplied to single-family residences not within the limits of the city shall be for one month, or fractional part thereof, in accordance with the following schedule.

| Meter Size | Monthly Charge |
|---|----------------|
| ¾ inch and less | \$ 1.80 |
| 1 inch | 3.00 |
| 1½ inch | 4.50 |
| 2 inch | 7.10 |
| 3 inch and greater | 14.25 |
| In addition, for each one hundred cubic feet of water consumption | \$.615 |

B. Commercial. The rates for metered water supplied to premises other than single-family residences not within the limits of the city shall be for one month, or fractional part thereof, in accordance with the following schedule:

| Meter Size | Monthly Charge |
|-----------------------|----------------|
| ¾ inch and less | \$ 3.00 |
| 1 inch | 4.50 |
| 1½ inch | 6.75 |
| 2 inch | 8.60 |
| 3 inch | 15.75 |
| 4 inch | 29.25 |
| 6 inch | 61.50 |
| 8 inch | 108.00 |
| 10 inch | 165.00 |
| 12 inch | 240.00 |
| 16 inch | 420.00 |

Cont'd

| Meter Size | Monthly Charge |
|---|----------------|
| 20 inch | \$660.00 |
| 24 inch | 945.00 |
| In addition, for each one hundred cubic feet of water consumption | \$.270 |

C. Fire Service. The rates for water supplied for fire protection purposes exclusively shall be deemed service charges and shall be for any one month, or fractional part thereof, as follows:

| Service Size | Service Charge |
|--|----------------|
| 2 inch and less..... | \$ 4.55 |
| 3 inch | 6.60 |
| 4 inch | 9.50 |
| 6 inch | 17.80 |
| 8 inch | 29.45 |
| 10 inch | 44.40 |
| 12 inch | 62.65 |
| In addition, for each one hundred cubic feet in excess of the first one hundred cubic feet, except water used for extinguishing fires..... | \$.81 |

D. Sallal Water Association. The rates for metered water supplied to the Sallal Water Association shall be for one month, or fractional part thereof, in accordance with the following schedule:

| | |
|---|----------|
| Monthly charge for metered service. . . | \$150.00 |
| In addition, each one hundred cubic feet of water consumption | \$.393 |

E. Wholesale Customers. The rate to be charged to municipal water districts, other municipalities, and nonprofit water associations being served prior to January 1, 1970, authorized to and engaging in the distribution of water under the laws of the state and where such districts, municipalities, and associations, operate, maintain and distribute water for resale purposes through a master meter furnished by the city, shall be as follows:

| Meter Size | Monthly Charge |
|---------------|----------------|
| 1 inch | \$ 85.00 |
| 1½ inch | 90.00 |
| 2 inch | 95.00 |
| 3 inch | 100.00 |
| 4 inch | 110.00 |
| 6 inch | 130.00 |
| 8 inch | 150.00 |
| 10 inch | 190.00 |
| 12 inch | 220.00 |
| 16 inch | 290.00 |
| 20 inch | 395.00 |
| 24 inch | 515.00 |

In addition, each one hundred cubic feet of water consumption \$.212

In addition to the foregoing, each municipal water district, other municipality, and non-profit water association being served prior to January 1, 1970, shall be subject to a demand charge based on effective deficient water storage, as determined by the peak instantaneous flow rate, and the equivalent financing costs to provide storage. The proceeds from this demand charge, together with any interest earnings thereon, shall be deposited in the Water Fund. The amount of the proceeds shall be recorded in a separate account and shall be recognized in cost allocation studies as a credit to the total revenue to be recovered from wholesale customers through any wholesale rates.

Such demand charge and method of application thereof shall be as follows:

1. The policy of the Seattle Water Department is to supply water to wholesale water purveyor customers (municipal water districts, other municipalities, and nonprofit water associations) at the twenty-four hour average flow rate. Water purveyors are expected to provide or pay for storage for peaking rates above such average flow rate.

2. A demand charge will be applicable to water purveyors who are found to have deficient storage as determined in the following paragraphs.

3. The water services (master meters) to purveyors will be monitored by the Water Department to determine applicability of the demand charge. Demand metering equipment will be installed on master meters to purveyors at Water Department expense.

4. Water services to a purveyor on a uniform segment of supply line may be considered as one water service in calculating storage deficiency.

5. A "day" for purposes of this schedule commences at nine a.m. and ends at nine a.m. the following calendar day.

6. The demand factor for each water service is determined by dividing the fifteen-minute peak flow rate by the twenty-four-hour average flow rate of the same day.

7. The ten maximum flow days for each water service will be used to determine the average demand factor from which storage deficiency will be calculated. The average demand factor is the average of the demand factors of the ten

maximum flow days for each water service.

8. A demand charge for each water service shall be applied only when the average demand factor exceeds 1.3.

9. The deficient storage volume of each water service for demand charge calculation rate shall be $S = 0.22(F-1)Q$; where S = storage deficiency in gallons, F = average demand factor and Q = average daily quantity of water in gallons used in the ten maximum flow days for each water service.

10. The demand charge shall be calculated by applying a storage deficiency rate of Nine Dollars and Forty-eight Cents (\$9.48) per month per thousand gallons of deficient storage. The total purveyor demand charge shall be the sum of the demand charges for each water service.

11. The demand charge will be calculated in the fall of each year based upon evaluation of the summer months (June, July and August) water delivery flow rates and upon the storage deficiency rate in effect at the time that those flows occurred. The monthly storage deficiency demand charge billing shall commence in January and continue for one calendar year until the following January at which time a new charge, if any, shall be applied.

12. Peak flow rates through master meters will be monitored during the summer months; however, if peak flow rates create adverse hydraulic conditions, demand metering may be applied year-round, after reasonable notice to purveyor customers.

13. Purveyors may use other sources of supply approved by the Superintendent of Water such as interconnection with other purveyors' systems or wells for summer water supply peaking purposes.

14. If purveyors formulate approved co-operative operating agreements, their services on uniform segments of supply line may be considered as one service in determining demand charge.

15. Peak flows caused by major accidents in a purveyor's water system will be excluded in determining the demand charge. Peak flows caused by other unusual situations may also be excluded at the discretion of the Superintendent of Water. Documentation of such incidents shall be provided by purveyors to the Superintendent of Water within thirty days after an incident.

16. Artificially created daily flow rates

which differ substantially from customers' daily consumption may be disallowed in calculating the demand charge.

17. Approved electrical sensing circuits (e.g. for telemetering) from city master meters may be made available to purveyors on a reimbursable cost basis. Such circuits shall be installed and maintained by the city; there will be no need for purveyors' representatives to enter city chambers.

18. The demand charge for a certain master meter(s) may be excused if lower pressure water (or gravity flow water) replaces city-pumped water (or higher flow water), provided that the peak flow rate through this service does not exceed the demand rate threshold which would occur without the replacement of water service flow.

19. In case of malfunction of metering equipment, the Water Department shall estimate the charge, if any, from best available data.

(Ord. 109398 § 2, 1980; Ord. 107429 § 1, 1978; Ord. 107081 § 1, 1978; Ord. 104922 § 1, 1975; Ord. 104062 § 5, 1974; Ord. 99890 § 1, 1971; Ord. 99109 § 2, 1970; Ord. 65877 § 34, 1935.)

Chapter 21.08

CORROSION PREVENTION

Sections:

- 21.08.040 Construction permit—Applications.
- 21.08.050 Construction permit—Plans and specifications.
- 21.08.060 Construction permit—Fees.
- 21.08.070 Construction permit—Construction time and conformance.
- 21.08.080 Construction permit—Restriction on piping.
- 21.08.090 Construction permit—Inspection of work.
- 21.08.100 Annual operating permit—Application.
- 21.08.110 Annual operating permit—Fees.
- 21.08.120 Annual operating permit—Inspections.
- 21.08.130 Annual operating permit—Time when valid.

21.08.140 Annual operating permit—Posting.

21.08.150 Annual operating permit—Transferability.

21.08.160 Annual operating permit—Responsibility for equipment.

21.08.040 Construction permit—Applications.

Applications for a permit to install, construct, reconstruct, or alter anticorrosion chemical feeding equipment shall be made in duplicate to the Director of Public Health, who shall forward a copy thereof to the Superintendent of Water. The application shall identify the premises, state the nature of the anticorrosion chemical feeding equipment to be installed or the work to be undertaken, the location of the connection and such other reasonable information as the Director of Public Health or the Superintendent of Water may require and shall be accompanied by a copy of the plans for the work and the specifications of all equipment. (Ord. 109493 § 1(part), 1980; Ord. 103095 § 4(a), 1974.)

21.08.050 Construction permit—Plans and specifications.

The plans and specifications shall be prepared by a professional engineer and shall be sufficiently detailed and complete as to permit a comprehensive engineering review, including the piping and hydraulic details. The plans shall be drawn to scale and shall accurately show the construction contemplated and all connections to be made to plumbing fixture. The specifications shall set forth all equipment used, including pumps, chemical feeders, storage tanks, backflow prevention devices, meters and related apparatus, including the particular specifications describing the quality and functioning of each piece of equipment used. (Ord. 109493 § 1(part), 1980; Ord. 103095 § 4(b), 1974.)

21.08.060 Construction permit—Fees.

Applications for such permits shall be accompanied by the following plan review and inspection fees:

| | |
|---|----------|
| New installations | \$100.00 |
| Renovation | 50.00 |
| Alteration | 25.00 |
| Renovation, includes but is not limited to, | |

changes in equipment, piping and appurtenances that are estimated to cost One Thousand Dollars (\$1,000.00) or more. Alteration contemplates changes of equipment, pipes, chemicals, or other mechanical equipment, and other revisions to a system or its operation less extensive than renovation.

(Ord. 109493 § 1(part), 1980: Ord. 103095 § 4(c), 1974.)

21.08.070 Construction permit— Construction time and conformance.

Upon approval of the plans and specifications, as submitted or as modified with the concurrence of the Director of Public Health and of the Superintendent of Water, the applicant shall have ninety days or such greater time as the Director or Superintendent may allow to undertake and complete the work authorized. All construction shall be performed in accordance with the plans and specifications, as approved or as modified with the written approval of the Director of Public Health and the Superintendent of Water.

(Ord. 109493 § 1(part), 1980: Ord. 103095 § 4(d), 1974.)

21.08.080 Construction permit—Restriction on piping.

No piping arrangement shall be allowed which will permit water treated with anticorrosion chemicals to enter under any circumstances the source of potable water upstream from the backflow prevention device.

(Ord. 109493 § 1(part), 1980: Ord. 103095 § 4(e), 1974.)

21.08.090 Construction permit—Inspection of work.

Upon completion of any installation, construction, alteration, or renovation, the applicant or an authorized agent shall notify the Director of Public Health and the Superintendent of Water of its readiness for inspection. No equipment shall be used until inspected and approved by the Director of Public Health and the Superintendent of Water, or their authorized deputies, as in compliance with this chapter and applicable rules and regulations established in accordance herewith.

(Ord. 109493 § 1(part), 1980: Ord. 103095 § 4(f), 1974.)

21.08.100 Annual operating permit— Application.

Applications for a permit to operate an anticorrosion chemical feeding equipment system and to introduce anticorrosion chemicals into the potable hot water supply shall be made in duplicate to the Director of Public Health, who shall forward a copy thereof to the Superintendent of Water. The application shall designate a licensed steam engineer, who shall be responsible for maintenance of the system, and who shall be empowered by the owner as his agent to accept service of notices and directives contemplated by Sections 21.08.260 and 21.08.270. Applications to use equipment shall be made on a form provided by the Director of Public Health before January 1st of each year by the person operating the anticorrosion chemical feeding equipment or by the person responsible for maintenance and use of the premises where the anticorrosion chemical feeding equipment is installed. Applications to operate facilities newly-constructed and not previously registered for operation shall be made on or before the date that the equipment is approved for use under Section 4(g) of Ordinance 103095.

(Ord. 109493 § 2(part), 1980: Ord. 103095 § 5(a), 1974.)

1. Editor's Note: There is no Section 4(g) in Ord. 103095.

21.08.110 Annual operating permit—Fees.

Applications for annual operating permits, shall be made before January 1st of each year, accompanied by an annual fee of Fifty Dollars (\$50.00); provided, that applications to initiate operation of newly-constructed equipment filed on or after February 1st of any year shall be accompanied by a prorated fee derived by deducting from such annual fee an amount equal to Four Dollars (\$4.00) per month expired prior to the date of application.

(Ord. 109493 § 2(part), 1980: Ord. 103095 § 5(b), 1974.)

21.08.120 Annual operating permit— Inspections.

The chemical feeding equipment, its appurtenances and connections, and operating records required pursuant to Section 21.08.210 shall be inspected at least annually. A permit shall be issued authorizing its use if both the Director of Public Health and the Superintendent of

Water, or their authorized deputies determine that the equipment and system complies with this chapter and any rules and regulations implementing it.

(Ord. 109493 § 2(part), 1980: Ord. 103095 § 5(c), 1974.)

21.08.130 Annual operating permit—Time when valid.

All permits are valid during the period for which issued and shall expire December 31st of the year for which issued. Permits may be renewed annually upon payment of the fee as long as the Director of Public Health and the Superintendent of Water both concur that the equipment and system comply with this chapter and all rules and regulations made pursuant thereto.

(Ord. 109493 § 2(part), 1980: Ord. 103095 § 5(d), 1974.)

21.08.140 Annual operating permit—Posting.

A copy of the permit shall be posted conspicuously on the premises for which issued and shall be protected from the weather.

(Ord. 109493 § 2(part), 1980: Ord. 103095 § 5(e), 1974.)

21.08.150 Annual operating permit—Transferability.

Permits shall be valid only as to the equipment and premises for which issued. When premises or equipment are conveyed, the permit may be transferred without charge to the transferee who shall assume the duties and responsibilities for the equipment and its operation and maintenance.

(Ord. 109493 § 2(part), 1980: Ord. 103095 § 5(f), 1974.)

21.08.160 Annual operating permit—Responsibility for equipment.

The permit holder shall be responsible for the condition, maintenance, and operation of the anticorrosion chemical feeding equipment and appurtenances for which a permit is issued.

(Ord. 109493 § 2(part), 1980: Ord. 103095 § 5(g), 1974.)

Subtitle II Sewers

Chapter 21.24

PERMIT FEE AND CONNECTION CHARGES

Sections:

21.24.020 Permit application and fee.

21.24.020 Permit application and fee.

The permit application for a sewer or drain connection, repair, alteration or addition shall be made by the owner of such property or premises or by a duly licensed side sewer contractor representing the owner, and the Director of Engineering shall determine whether the permit application conforms to the requirements of this chapter and other ordinances of the city regulating side sewers and compute the amount of the fee in accordance with the following schedule:

A. Single-family dwelling houses: Fifty Dollars (\$50.00);

B. Multiple-family dwelling structures, including duplex houses, bungalow courts, apartment buildings, trailer and auto courts, motels, and similar structures or additions thereto: Fifty Dollars (\$50.00) for the first dwelling unit and Fifteen Dollars (\$15.00) for each additional dwelling unit;

C. All other structures, including hotels, apartment hotels, office buildings, stores, churches, schools, universities, boarding or rooming houses, hospitals, and buildings accessory thereto, and industrial or commercial structures of every kind and additions thereto: Two Cents (\$.02) per square foot of ground area occupied by such structure and its foundations for the first one hundred thousand square feet — exclusive of areas devoted to single-family dwelling houses or multiple dwelling structures, and in addition, Fifteen Dollars (\$15.00) for each single-family or multiple dwelling unit combined therewith, with a minimum fee of Fifty Dollars (\$50.00);

D. Alterations or repairs to an existing side sewer installed and accepted under a previous permit, other than normal cleanout or root cutting for which no permit is required:

1. Any repair except to cap side sewer: Twenty-five Dollars (\$25.00),

2. To cap side sewer: Thirty Dollars

(\$30.00);

E. Additional direct connections to a public sewer: one-half the rate for an initial connection, but not less than Fifty Dollars (\$50.00);

F. Reconnection to a public sewer of structures moved from another location shall be the same as for an initial connection, but not be less than Fifty Dollars (\$50.00);

G. Installation of catchbasins or similar interceptors (each): Thirty Dollars (\$30.00);

H. Installation of one- or two-family residence detention system: Fifty Dollars (\$50.00); Installation of two thousand square feet to five thousand square feet detention system: Fifty Dollars (\$50.00); Installation of a detention system for a development of over five thousand square feet: Fifty Dollars (\$50.00) plus One Cent (\$.01) per square foot of ground area occupied by any structure and its foundations. All fees for detention systems and drainage-related catchbasins shall be deposited in the General Fund;

I. When side sewer or drainage work, as regulated by Ordinance 97016,¹ is started without the required permit, the fee shall be double the fee fixed by this chapter, except that the double fee charge shall not apply in cases where in the discretion of the Director of Engineering an emergency has arisen at a time other than business hours and a permit is secured before noon of the first business day following an emergency.

In all cases of dispute regarding fees, permits or other matters relating to this chapter, the decision of the Director of Engineering shall be final and conclusive. (Ord. 108651 § 1, 1979; Ord. 105998 § 1, 1976; Ord. 101532 § 1, 1972; Ord. 91436 § 1, 1962; Ord. 82583 § 2, 1953.)

1. Editor's Note: Ord. 97016 is codified in Chapter 21.16 of this Code.

Chapter 21.28

SEWER RATES AND CHARGES

Sections:

Subchapter I General Provisions

21.28.060 Determination of rates and charges—Meter size and water consumption.

21.28.080 Charges based on average consumption—Exemptions.

Subchapter I General Provisions

21.28.060 Determination of rates and charges—Meter size and water consumption.

Sewerage rates and charges shall be measured by meter size and the water consumed on the premises, whatever the source of such water, and the same shall be metered either by a public utility meter or one installed and maintained by the owner of the premises at his own expense and approved by the Director of Engineering. Where two or more single-family residences, including houseboats, are served by the same water meter, each such residence shall be charged at the rate for a three-fourths-inch meter, and the water consumed by each residence shall be determined by dividing the total water consumed by the number of residences. Where single-family residences are served through the same meter as premises other than a single-family residence, the charge for each such residence shall be the minimum charge for a three-fourths-inch meter, and the charge for the premises other than a single-family residence shall be based on the actual meter size and water consumed less six hundred cubic feet for each such residence served through the same meter. Motel units, including any business office, which are served by one water meter shall constitute only one premises. Water meter readings shall not be combined, and where two or more water meters serve the same premises, sewerage charges shall be computed and billed as though each such meter served separate premises; provided, that in the event a sewage meter is installed on any premises, the charge shall be based on the sewage meter size and the

consumption registered by such sewage meter.
(Ord. 109091 § 1, 1980: Ord. 99454 § 3, 1970: Ord. 92113 § 2, 1963: Ord. 91208 § 2(part), 1962: Ord. 84390 § 4.1, 1955.)

21.28.080 Charges based on average consumption—Exemptions.

A. The Director of Engineering shall annually review water consumption by single-family residences, and sewerage charges shall be based upon the average amount of water consumed monthly during the minimum consecutive four-month use period of the year prior to July 1st and revised annually as of that date. New single-family residences, single-family residences not served by a publicly-owned water supply system which have no previous record of water consumption, and existing single-family residences with new owners or occupants shall be charged the minimum charge for the meter size for the first year and until reviewed and revised.

B. It is the intent of this subchapter that that portion of water used exclusively for irrigation or sprinkling by premises other than single-family residences be not charged correspondingly for sewerage. Duplex residence charges for the summer months of June through September, inclusive, shall be adjusted to the winter average charges during the eight-month recording period which falls between October 1st and May 31st. Upon application prior to May 1st of any year by premises other than single-family or duplex residences where it can be shown to the satisfaction of the Director of Engineering that higher charges for sewerage during the summer months will be due to water used for sprinkling or irrigation, the sewerage charge for succeeding summer periods, June through September, inclusive, shall be adjusted to the winter average charges during the eight-month recording period which falls between October 1st and May 31st.

Any public or private school, college or university may submit evidence to the Director of Engineering that because of higher winter student enrollment the provisions of this subsection will not eliminate water used for irrigation and sprinkling from the sewerage rate base, and he is authorized in such cases to reduce sewerage charges in accordance with such evidence.

C. Public and private schools which are unoccupied during major portions of the months

of June, July and August, may upon written application to the Director of Engineering prior to May 1st of each year be exempted from sewerage charges for such months.

D. Where sewerage is provided to premises outside the city limits, the sewerage charge shall be computed on the same basis as premises located inside the city, except that a sum equal to thirty percent of the sewerage charge shall be added, with the exception of sewer districts, or portions thereof, outside the city limits which are now or may hereafter be covered by special agreements.

(Ord. 109517 § 1, 1980: Ord. 109091 § 2, 1980: Ord. 104685 § 1, 1975: Ord. 104348 § 1, 1975: Ord. 99454 § 5, 1970: Ord. 92909 § 1, 1964: Ord. 92113 § 4, 1963: Ord. 84390 § 4.3, 1955.)

Subtitle III Solid Waste

Chapter 21.36

SOLID WASTE COLLECTION

Sections:

21.36.050 Garbage cans required—Number of ordinance units.

21.36.050 Garbage cans required—Number of ordinance units.

A. All occupants of residences and other dwelling units shall have and use a sufficient number of garbage cans to hold all of their garbage and ashes. Additional amounts of rubbish, bundled in ordinance units as defined in this section, may be set out for collection.

1. Allowable ordinance units per collection for each single-family residence in accordance with their selected service level are as follows:

| Service Level | Allowable Ordinance Units Per Collection |
|-------------------------------|--|
| 0 cans | 0 ordinance units |
| 1 can | 0 ordinance units |
| 2 cans | 2 ordinance units |
| 3 cans | 3 ordinance units |
| 4 cans | 4 ordinance units |
| Each additional can | 1 ordinance unit |

2. Up to two ordinance units per collection may be set out for each garbage can used for all two-family, three-family and

four-family residences.

3. One ordinance unit per collection may be set out for each garbage can used at an apartment house, fraternity, sorority, group student house, apartment hotel, boarding or rooming house, or nursing home, provided that where detachable containers are authorized no ordinance units shall be allowed.

B. Ashes shall be placed in garbage cans or detachable containers, but hot ashes shall not be put out for collection. No garbage shall be placed in ordinance units.

(Ord. 109131 § 1, 1980: Ord. 96003 § 4, 1967.)

Chapter 21.40

SOLID WASTE COLLECTION RATES AND CHARGES

Sections:

21.40.050 Garbage and rubbish collection rates.

21.40.060 Detachable container rates.

21.40.080 Transfer station and disposal site rates.

21.40.050 Garbage and rubbish collection rates.

A. Effective January 1, 1981, there is imposed upon all residences and other dwelling units within the city a charge for garbage and rubbish collection and disposal service in accordance with the following schedule:

1. All single-family residences: A charge per month or portion thereof, for each dwelling unit for once a week service, billed directly to the owner or tenant thereof as follows:

| Service Level | Rate |
|--|---------|
| 0 cans | \$ 1.00 |
| 1 can | 6.40 |
| 2 cans | 7.90 |
| 3 cans | 9.40 |
| 4 cans | 10.90 |
| Each additional garbage can | 1.50 |

provided the owner or operator of a houseboat moorage containing three or more houseboats shall pay the charges for the entire moorage at a rate of Four Dollars and Forty Cents (\$4.40) per month for each dwelling unit for once-a-week service.

2. All two-family residences: A charge per month or portion thereof, for once-a-week service, billed directly to the owner or agent for the entire building as follows:

| | |
|---------------------------------------|---------|
| Up to six garbage cans | \$11.95 |
| Each additional garbage can | 0.50 |

3. All three- and four-family residences or other dwelling units: A charge of Three Dollars and Forty Cents (\$3.40) per month or portion thereof, for each available dwelling unit for once-a-week service billed directly to the owner or agent for the entire building.

4. All dwelling units within apartment houses and apartment hotels larger than four units: A charge of Three Dollars and Forty Cents (\$3.40) per month or portion thereof, for each available dwelling unit for two-times-a-week service billed directly to the owner or agent of such apartment house or apartment hotel for the entire building.

5. All boarding, rooming, fraternity, sorority and group student houses shall be charged a monthly rate as follows:

| | |
|------------------------------------|--|
| Up to 15 residents | \$ 16.75 |
| From 16-30 residents | 33.45 |
| From 31-45 residents | 53.55 |
| From 46-60 residents | 73.65 |
| From 61-75 residents | 96.10 |
| From 75 to 100 residents | 122.90 |
| Over 100 residents | 122.90 plus \$0.50 for each additional resident over 100. |

for two-times-a-week service.

6. All housing units under the jurisdiction of a public housing authority or the University of Washington: A charge of Three Dollars and Eighty Cents (\$3.80) per month or portion thereof, for each available dwelling unit for once-a-week service.

B. Provided, that the charges imposed by subsections A4, 5 and 6 and the proviso of A1 where imposed upon five or more houseboats, shall not apply to dwelling units which elect to use detachable containers supplied by the city's contractor for the storage of garbage and rubbish. Application for detachable container service for a minimum period of six months shall be made to the Director of Engineering on forms supplied by him, and collection of garbage and rubbish from such premises shall be made at such frequency as is necessary as determined by the Director of Engineering, but in no event less than once each week. The monthly charges for detachable container service for the container and frequency

selected shall be in accordance with the rates set forth in Section 21.40.060.

(Ord. 109130 § 1, 1980; Ord. 109022 § 1, 1980; Ord. 106017 § 1, 1976; Ord. 105544 § 1, 1976; Ord. 103458 § 1, 1974; Ord. 98130 § 1, 1969; Ord. 96301 § 1, 1967; Ord. 94711 § 1, 1966; Ord. 94022 § 1, 1965; Ord. 91048 § 1, 1962; Ord. 90379 § 4, 1961.)

21.40.060 Detachable container rates.

A. One Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | | Each Additional Weekly Collection |
|----------------------|----------------------|----------|----------|-----------------------------------|
| | One | Two | Three | |
| One | \$ 23.65 | \$ 42.45 | \$ 62.40 | \$ 17.10 |
| Two | 47.20 | 89.90 | 117.00 | 33.40 |
| Three | 70.85 | 130.35 | 170.50 | 50.20 |
| Four | 88.15 | 160.80 | 222.35 | 66.85 |
| Five | 107.40 | 190.90 | 274.30 | 83.45 |
| Six | 127.50 | 227.40 | 327.55 | 100.15 |
| Seven | 147.40 | 264.15 | 381.05 | 117.00 |
| Eight | 167.40 | 300.90 | 434.40 | 133.45 |
| Nine | 187.50 | 337.40 | 487.55 | 150.30 |
| Ten | 207.45 | 374.05 | 540.90 | 166.95 |
| Each Container | | | | |
| Over Ten | 20.10 | 36.75 | 53.50 | 16.75 |

B. Two Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | | Each Additional Weekly Collection |
|----------------------|----------------------|----------|-----------|-----------------------------------|
| | One | Two | Three | |
| One | \$ 42.95 | \$ 79.35 | \$ 115.25 | \$ 33.80 |
| Two | 99.20 | 166.35 | 231.75 | 66.60 |
| Three | 135.00 | 235.00 | 335.30 | 100.25 |
| Four | 175.10 | 308.30 | 441.75 | 133.40 |
| Five | 214.65 | 381.90 | 548.55 | 166.80 |
| Six | 254.85 | 455.15 | 655.10 | 200.40 |
| Seven | 294.90 | 528.25 | 761.95 | 233.85 |
| Eight | 334.75 | 601.80 | 868.75 | 267.10 |
| Nine | 374.85 | 675.00 | 975.30 | 300.70 |
| Ten | 414.90 | 748.30 | 1,081.80 | 333.70 |
| Each Container | | | | |
| Over Ten | 40.15 | 73.45 | 106.85 | 33.60 |

C. Four Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | | Each Additional Weekly Collection |
|----------------------|----------------------|-----------|-----------|-----------------------------------|
| | One | Two | Three | |
| One | \$ 73.10 | \$ 140.40 | \$ 199.35 | \$ 59.15 |
| Two | 153.60 | 271.80 | 389.90 | 118.30 |
| Three | 225.85 | 403.20 | 580.25 | 177.35 |
| Four | 298.20 | 534.50 | 770.80 | 236.35 |
| Five | 370.35 | 665.75 | 961.35 | 295.55 |
| Six | 442.70 | 797.25 | 1,151.75 | 354.70 |
| Seven | 514.90 | 928.65 | 1,342.35 | 413.80 |
| Eight | 587.20 | 1,060.05 | 1,532.75 | 472.55 |
| Nine | 659.55 | 1,191.45 | 1,723.15 | 531.95 |
| Ten | 731.80 | 1,312.55 | 1,913.70 | 591.05 |
| Each Container | | | | |
| Over Ten | 72.45 | 131.50 | 190.15 | 59.15 |

D. Six Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | | Each Additional Weekly Collection |
|----------------------|----------------------|-----------|-----------|-----------------------------------|
| | One | Two | Three | |
| One | \$ 98.70 | \$ 164.55 | \$ 230.40 | \$ 65.95 |
| Two | 184.40 | 423.40 | 447.50 | 131.55 |
| Three | 270.15 | 467.35 | 664.65 | 197.45 |
| Four | 355.65 | 618.60 | 881.70 | 263.10 |
| Five | 441.15 | 769.95 | 1,098.75 | 328.85 |
| Six | 526.70 | 815.70 | 1,316.00 | 349.60 |
| Seven | 611.50 | 1,072.65 | 1,532.90 | 460.45 |
| Eight | 697.90 | 1,224.00 | 1,750.00 | 526.25 |
| Nine | 783.45 | 1,375.30 | 1,967.20 | 592.05 |
| Ten | 869.00 | 1,526.60 | 2,184.30 | 657.80 |
| Each Container | | | | |
| Over Ten | 85.65 | 151.45 | 217.20 | 65.90 |

E. Eight Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | |
|----------------------|----------------------|-----------|-----------|
| | One | Two | Three |
| One | \$142.10 | \$ 235.35 | \$ 328.60 |
| Two | 264.45 | 450.95 | 637.50 |
| Three | 377.15 | 656.90 | 936.50 |
| Four | 446.90 | 843.25 | 1,216.30 |
| Five | 528.20 | 1,029.65 | 1,495.85 |

F. Ten Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | |
|----------------------|----------------------|-----------|-----------|
| | One | Two | Three |
| One | \$162.90 | \$ 262.30 | \$ 363.10 |
| Two | 298.95 | 500.10 | 701.60 |
| Three | 424.10 | 725.80 | 1,027.90 |
| Four | 524.50 | 926.80 | 1,177.35 |
| Five | 625.15 | 1,128.20 | 1,631.35 |

G. Twelve Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | |
|----------------------|----------------------|-----------|-----------|
| | One | Two | Three |
| One | \$211.50 | \$ 357.75 | \$ 512.30 |
| Two | 398.45 | 698.68 | 1,000.15 |
| Three | 560.05 | 1,023.65 | 1,475.70 |
| Four | 723.40 | 1,324.25 | 1,926.90 |
| Five | 873.90 | 1,623.35 | 2,378.00 |

H. Sixteen Cubic Yard Detachable Container

| Number of Containers | Collections Per Week | | |
|----------------------|----------------------|-----------|-----------|
| | One | Two | Three |
| One | \$226.30 | \$ 278.70 | \$ 556.95 |
| Two | 427.90 | 758.15 | 1,089.20 |
| Three | 617.60 | 1,112.75 | 1,609.20 |
| Four | 782.55 | 1,443.10 | 2,104.85 |
| Five | 947.65 | 1,773.15 | 2,600.40 |

I. Twenty Cubic Yard Detachable Container**Collections Per Week**

| Number of Containers | One | Two | Three |
|----------------------|-----------|-----------|-----------|
| One | \$ 241.05 | \$ 420.90 | \$ 601.20 |
| Two | 457.55 | 817.40 | 1,178.10 |
| Three | 682.50 | 1,124.20 | 1,742.65 |
| Four | 841.75 | 1,561.30 | 2,282.80 |
| Five | 1,021.70 | 1,921.00 | 2,822.85 |

J. Twenty-four Cubic Yard Detachable Container**Collections Per Week**

| Number of Containers | One | Two | Three |
|----------------------|-----------|-----------|-----------|
| One | \$ 255.90 | \$ 450.60 | \$ 645.80 |
| Two | 487.15 | 876.75 | 1,280.25 |
| Three | 706.40 | 1,290.55 | 1,876.15 |
| Four | 900.95 | 1,680.05 | 2,460.70 |
| Five | 1,095.70 | 2,069.45 | 3,045.20 |

(Ord. 109130 § 1.1, 1980: Ord. 109022 § 1.1, 1980: Ord. 106017 § 2, 1976: Ord. 105544 § 2, 1976: Ord. 103458 § 2, 1974: Ord. 98130 § 2, 1969: Ord. 96301 § 2, 1967: Ord. 90379 § 4.1, 1961.)

21.40.080 Transfer station and disposal site rates.

A. Effective January 1, 1981, the following rates are established for the use of the city's disposal sites and transfer stations:

Passenger cars without trailers:

| | | |
|--|------|---------------|
| Operated by city residents. | Rate | No charge |
| All others | | \$ 1.50 |
| Minimum charge for cars with trailers and all other vehicles | | 3.00 |
| Refuse deposited at disposal sites | | 10.00 per ton |
| Refuse deposited at transfer stations. | | 21.40 per ton |

B. It shall be the duty of the Director of Engineering, or his authorized agent, to issue and sell tickets at disposal sites for the privilege of such disposal; provided, that such disposal charges shall not apply to the disposal of earth or other material suitable for road construction when disposal of the same has been approved by the Director of Engineering or his authorized agent.

(Ord. 109130 § 2, 1980: Ord. 109022 § 2, 1980: Ord. 106017 § 3, 1976: Ord. 105544 § 3, 1976: Ord. 103458 § 3, 1974: Ord. 99122 § 1, 1970: Ord. 98130 § 3, 1969: Ord. 94711 § 2, 1966: Ord. 94022 § 2, 1965: Ord. 90379 § 5, 1961.)

Subtitle IV Lighting and Power**Chapter 21.48****CITY LIGHT RATES AND REGULATIONS****Sections:**

- 21.48.010 Definitions.
- 21.48.020 Rates generally.
- 21.48.030 Residential Rate (Schedule 20).
- 21.48.040 General service Rate (Schedule 44).
- 21.48.050 Public Street Lighting Rate (Schedule 48).
- 21.48.060 Industrial Service Rate (Schedule 61).
- 21.48.070 Industrial Interruptible Rate (Schedule 62).
- 21.48.080 Public Housing Authority Rate (Schedule 74) (Closed).
- 21.48.090 Power Factor Rate (Schedule 81).
- 21.48.100 Rate, meter reading and billing provisions.
- 21.48.110 Application for service—Contract.
- 21.48.120 Customer responsibility.
- 21.48.130 Other sources than city.
- 21.48.140 Submetering.
- 21.48.150 Connection with another's service prohibited—Exception.
- 21.48.160 Security deposit.
- 21.48.170 Responsibility for loss caused by violation of contract.
- 21.48.180 Responsibility for vacant premises.
- 21.48.190 Surcharge during energy deficiency.
- 21.48.200 Authority to adopt rules and regulations.
- 21.48.210 Customer to provide service entrance equipment.
- 21.48.220 Protective devices.
- 21.48.230 Master metering multiple-dwelling buildings prohibited.
- 21.48.240 Department's right to refuse connection.
- 21.48.250 Connection by authorized personnel only.
- 21.48.260 Maintenance of wiring and electrical equipment.
- 21.48.270 Protection of three-phase motors.
- 21.48.280 Interference with quality of service.
- 21.48.290 Right of entry.

- 21.48.300 Liability.
- 21.48.310 Customer's responsibility for protection.
- 21.48.320 Interruption of service—Liability.
- 21.48.330 Conservation.
- 21.48.340 Notice of increased use.
- 21.48.350 Rights reserved to city.
- 21.48.360 Work to be done by city.
- 21.48.370 Liability for damaging property.
- 21.48.380 Interference with meter—Responsibility.
- 21.48.390 Notification of defective service.
- 21.48.400 Phase and voltage of service.
- 21.48.410 Rules and regulations adoption—Short-term surplus.
- 21.48.420 Service charges.
- 21.48.430 Service disconnection charge.
- 21.48.440 Binding agreements.
- 21.48.450 Installation, sale and servicing of equipment.
- 21.48.460 Peak hours load restrictions.
- 21.48.470 Account change fee.
- 21.48.480 Violation—Penalty.
- 21.48.490 Actions begun under previous provisions.

Severability: If any section, subsection, subdivision, sentence, clause, or phrase of this chapter or its application to any facts or circumstances is for any reason held to be unconstitutional or void, the invalidity shall not thereby affect the validity of the remaining portions of this chapter or their application to other facts and circumstances.
(Ord. 109218 § 15, 1980.)

21.48.010 Definitions.

The following words, as used in this chapter, have the following meanings:

A. "Applicant" means any person, firm, corporation, government agency, or other entity requesting electrical service from the Department.

B. "City" means the city of Seattle.

C. "Customer" means any person, firm, corporation, government agency, or other entity that uses, has used, or has contracted for electric service from the Department.

D. "Department" means the City Light Department of the city, its Superintendent, or any duly authorized employee of the Department.

E. "Duplex" means a detached building containing two dwelling units.

F. "Dwelling unit" means a single unit providing complete, independent living facilities for one or more persons, including provi-

sions for living, sleeping, eating, cooking, and sanitation.

G. "Flat rate" means a fixed charge for a streetlight, floodlight, or a fixed amount of energy consumption.

H. "Group home" is an agency which operates and maintains a group care facility for the care of not more than ten persons (including minor children of staff residing on the premises) under the age of eighteen years on a twenty-four-hour basis in a dwelling unit.

I. "Multiple dwelling building" means any building or any portion of the building which contains three or more dwelling units used, rented, leased, let, or hired out to be occupied, or which are occupied and have provisions for living, sleeping, eating, cooking, and sanitation.

J. "Power factor" is the ratio of kilowatts (kw) to kilovolt-amperes (kva).

K. "Premises" means all of the real property at a single geographic location utilized by a customer.

L. "Residence" means a single-family dwelling.
(Ord. 109218 § 2, 1980.)

21.48.020 Rates generally.

Rates and provisions for electricity and service supplied by the Seattle City Light Department shall be as set forth in this chapter.
(Ord. 109218 § 1, 1980.)

21.48.030 Residential Rate (Schedule 20).

A. Schedule 20 is available for domestic use in a dwelling unit and for any second service determined to be domestic use and billed on the same residential account. Normal residential service shall be limited to single phase.

Schedule 20

| Energy Charges: | |
|-------------------------------|-----------------------|
| Summer Billing Cycles | |
| April through November | |
| First 300 kwh per month | at 0.78 cents per kwh |
| All over 300 kwh per month | at 1.75 cents per kwh |
| Winter Billing Cycles | |
| December through March | |
| First 480 kwh per month | at 0.86 cents per kwh |
| All over 480 kwh per month | at 2.30 cents per kwh |

Minimum Charge: The minimum monthly charge for each meter shall be One Dollar and Fifty Cents (\$1.50); except when there is no consumption, there will be no charge.

B. Schedule 20 shall not apply to rooming, boarding, or group homes used as sleeping or living quarters for a group of more than ten persons who are not related by blood or marriage.

C. If Schedule 20 is applied to transient occupancy in separately metered living units, billing shall be in the name of the owner on a continuous basis.

D. Duplexes using a single meter prior to October 13, 1978, the effective date of Ordinance 107660,¹ shall be considered as a single residence for the purpose of applying Schedule 20. For a new duplex or a larger service to an existing duplex, each residence shall be separately metered.

E. If an electric water heater providing potable water is served under Schedule 20, it shall be a storage-type insulated tank heated by elements which are thermostatically controlled. The maximum element wattage shall not exceed five thousand five hundred watts.

F. The application of the winter rate shall be waived (that is, the summer energy charges shall be applied to the winter energy blocks for all winter consumption of electricity) for any customer who is eligible for the city's elderly utility credit program established by Ordinance 104472,² as amended, and who is qualified by the Department of Human Resources as an eligible recipient; provided that customers who reside outside the city limits and who are not served directly by the city's water, sewer, or solid waste utilities but who received electric service from the City Light Department shall be exempt from the requirement of Section 21.76.030 A4.

G. By no later than January 1, 1981, all electrical services provided for domestic uses to a single residential account, including electrically heated swimming pools, shall have all consumption of electricity added together for billing on Schedule 20.
(Ord. 109218 § 3, 1980.)

1. Editor's Note: Ord. 107660, previously codified in Chapter 21.48 of this Code was repealed by Ord. 109218.

2. Editor's Note: Ord. 104472 is codified in Chapter 21.76 of this Code.

21.48.040 General Service Rate (Schedule 44).

A. Schedule 44 is available to customers for general service lighting, water heating, and/or power purposes, including air conditioning and space heating, and traffic signal control systems.

Schedule 44

Customer Charge: \$3.00 per month per meter

| | |
|--------------------|-----------------------|
| Summer | Winter |
| Billing | Billing |
| Cycles | Cycles |
| May-October | November-April |

Energy Charges:

First 18,000 kwh
per month at 1.19 cents per kwh
2.01 cents per kwh

All over 18,000
kwh per month at 1.19 cents per kwh
1.19 cents per kwh

| | |
|--------------------|-----------------------|
| Summer | Winter |
| Billing | Billing |
| Cycles | Cycles |
| May-October | November-April |

Demand Charge:

First 50 kw of maximum demand or less No charge No charge
All over 50 kw of maximum demand No charge \$2.99 per kw

B. Schedule 44 is not available for any new or larger services to multiple-dwelling buildings for the purpose of master metering the energy usage of the dwelling units, a central space heating system, or a central domestic water heating system.

C. Schedule 44 is available for the purpose of metering energy usage in common use areas of multiple-dwelling buildings.

D. The Department reserves the right to control the use of service to electric space heating equipment during such hours as may be deemed necessary. The customer may be required to provide suitable space heating service controls as determined by the Department.

E. Schedule 44 is not available for any service for domestic use to an individual residential dwelling unit. Residential dwelling units billed on Residential Rate Schedule 20 may not change to Schedule 44.
(Ord. 109218 § 4, 1980.)

21.48.050 Public Street Lighting Rate (Schedule 48).

A. Schedule 48 is available to all customers, including the city, for dusk-to-dawn lighting of streets, alleys, and other public thoroughfares on existing Department utility poles or on streetlight poles.

Schedule 48**Option I—Customer-owned Fixture:**

| | |
|---|------------------|
| 189 watt incandescent, 2,500 lumens, | \$2.50 per month |
| 175 watt mercury-vapor 7,000 lumens, | \$1.50 per month |
| 100 watt sodium-vapor 9,500 lumens, | \$1.70 per month |
| 400 watt mercury-vapor 21,000 lumens, | \$2.60 per month |
| 250 watt sodium-vapor 27,500 lumens, | \$2.45 per month |
| 400 watt sodium-vapor 50,000 lumens, | \$3.05 per month |
| 1,000 watt mercury-vapor 55,000 lumens, | \$5.45 per month |

Option II—Utility-owned Fixture:

| | |
|---|------------------|
| 189 watt incandescent, 2,500 lumens, | \$3.10 per month |
| 175 watt mercury-vapor, 7,000 lumens, | \$3.05 per month |
| 100 watt sodium-vapor 9,500 lumens, | \$4.45 per month |
| 400 watt mercury-vapor, 21,000 lumens, | \$4.35 per month |
| 250 watt sodium-vapor 27,500 lumens, | \$5.65 per month |
| 400 watt sodium-vapor, 50,000 lumens, | \$6.70 per month |
| 1,000 watt mercury-vapor 55,000 lumens, | \$8.30 per month |

B. The monthly charge includes energy, lamp replacement, fixture maintenance costs, and scheduled/unscheduled pole maintenance costs.

C. A construction charge will be made when a utility pole and/or a secondary circuit is not available.

D. Lamps will be replaced on burn-out as soon as reasonably possible after notification by the customer.

E. Rates contained in this chapter for incandescent and mercury-vapor streetlighting are limited to existing installations. No new installations will be made nor will existing

fixtures be moved to new locations.

F. The customer shall execute a written service agreement to take service for a minimum of two years at the rates and terms prescribed from time to time by ordinance.

G. All installations of customer-owned street lights for billing on this Schedule 48 shall be subject to the approval of the Department. Installed cost will be furnished upon request.

H. The Department shall have the authority to determine and establish charges for other types and sizes of street lights which are based upon the same methods used in the determination of the charges established in this section. (Ord. 109218 § 5, 1980.)

21.48.060 Industrial Service Rate (Schedule 61).

A. Schedule 61 is available to industrial customers at plants where the primary function is manufacturing, processing, or refining.

Schedule 61

| Summer Billing Cycles | Winter Billing Cycles |
|-----------------------------|-----------------------------|
| May-October | November-April |

Energy Charges:

| | |
|---------------|--------------------|
| All energy at | 0.78 cents per kwh |
| | 0.78 cents per kwh |

Demand Charge:

| | | |
|-----------------------------|-----------|---------------|
| All kw of maximum demand at | No charge | \$3.32 per kw |
|-----------------------------|-----------|---------------|

Minimum Charge: The minimum monthly charge on each meter shall be Thirty-four Dollars and Fifty Cents (\$34.50).

B. Schedule 61 shall apply to industrial power loads of thirty kilowatts or more of maximum demand.

C. The Department will provide one transformation from the available distribution system voltage of thirteen kilovolts or higher to a standard service voltage, and metering will be at the service voltage level.

D. If the service ampacity for any new or larger load is in excess of the following current capacities, or for any service at a voltage higher than four hundred eighty volts, the Department will provide a single service for all customer load. An exception to this condition of service will be load served under the terms of Schedule 62.

120/208 volts, three phase . . . 1,000 amperes
 138/240 volts, three phase . . . 1,000 amperes
 277/480 volts, three phase600 amperes
 120/240 volts, three phase600 amperes
 240/480 volts, three phase300 amperes

E. If the service ampacity is not in excess of the current capacities shown above, Schedule 61 will apply only to industrial power loads, unless all customer load is served from a single service.

(Ord. 109218 § 6, 1980.)

21.48.070 Industrial Interruptible Rate (Schedule 62).

A. Schedule 62 is available to industrial customers for plants where the primary function is manufacturing, processing, or refining, and who have loads of four hundred fifty kilowatts or more served from the Department's available distribution system voltage of thirteen kilovolts or above.

| | Summer Billing Cycles May-October | Winter Billing Cycles November- April |
|-----------------------------|--|---|
| Energy Charges: | | |
| All energy at | 0.76 cents per kwh | 0.76 cents per kwh |
| Demand Charge: | | |
| All kw of maximum demand at | No charge | \$2.30 per kw |
| Minimum Charge: | The minimum monthly charge shall be Four Hundred Fifty Dollars (\$450.00). | |

B. The transformation from the Department's distribution system voltage to the customer's utilization voltage shall be provided by the customer.

C. Metering will be at the Department's distribution voltage level.

D. The entire load served on Schedule 62 will be interrupted by the customer at the request of the Department during the system peak hours, as established by the Department's peak hour policy.

E. Customers who desire service on Schedule 62 will be required to sign a one-year contract with and as determined by the Department. Under the terms of this contract, a customer who does not interrupt the entire load served on Schedule 62 when requested to do so by the Department, in accordance with the peak

hour policy, will be subject to an adjustment in billing. The adjusted billing will be the difference between the customer's bill calculated on Schedule 61 less the bill calculated on Schedule 62 for the expired period of the contract. Billing for the remainder of the contract period will be on Schedule 61.

(Ord. 109218 § 7, 1980.)

21.48.080 Public Housing Authority Rate (Schedule 74) (Closed).

A. Schedule 74 is available only to those Public Housing Authority customers who were billed on Schedule 74 prior to the effective date of the ordinance codified in this chapter¹ and provide and maintain all distribution facilities, including transformers and substations.

Schedule 74

| Summer Billing Cycles May-October | Winter Billing Cycles November- April |
|--|---|
|--|---|

Energy Charges:

First 150 kwh per kw of maximum demand at 2.13 cents per kwh
 2.34 cents per kwh

Next 150 kwh per kw of maximum demand at 0.83 cents per kwh
 0.92 cents per kwh

All over 300 kwh per kw of maximum demand at 0.61 cents per kwh
 0.67 cents per kwh

Minimum Charge: The minimum charge shall be One Dollar and Fifteen Cents (\$1.15) per kilowatt of maximum demand.

B. Delivery of electricity shall be made from the Department's distribution system at such voltage as is designated by the Department.

(Ord. 109218 § 8, 1980.)

1. Editor's Note: Ord. 109218 became effective August 23, 1980.

21.48.090 Power Factor Rate (Schedule 81).

A. When any inductive load causes unsatisfactory conditions on the Department's system due to induction, the Department may,

at its discretion, install reactive kilovolt-ampere hour meters and make a monthly charge in addition to demand and energy charges whenever electricity delivered to the customer has an average monthly power factor of less than 0.90.

Schedule 81

The monthly charge for each 0.01 of average monthly power factor below 0.90 shall be as follows:

3.5 cents per kw of maximum demand

B. Unless specifically otherwise agreed, the Department shall not be obligated to deliver electricity to the customer at any time at a power factor below 0.80.

C. The average power factor is determined as follows:

$$\text{Average Power} = \frac{\text{kilowatt-hours}}{\text{Factor (Kilowatt-hours)}^2 + (\text{Reactive kilovolt-ampere-hours})^2}$$

D. The meter for measurement of reactive kilovolt-ampere-hours shall be ratcheted to prevent reverse registration.

E. All installations of power factor corrective equipment shall be subject to the approval of the Department. The customer's corrective equipment shall be switched with the load so that at no time will it supply reactive kilovolt-ampere to the Department's distribution system.

F. This monthly charge may be waived in whole or in part to the extent that the Department determines that a power factor of less than 0.90 would in any particular case be advantageous to the Department, or if the addition of corrective equipment would be detrimental to the operation of the Department's distribution systems.

(Ord. 109218 § 9, 1980.)

21.48.100 Rate, meter reading and billing provisions.

A. All rates in this chapter apply to electricity supplied through a single meter to individual customers at each building or premises not separated by intervening property, streets, or alleys commonly used as public thoroughfares. At the option of the Department, however, two or more physically and mechanically connected buildings used for a single business function under one ownership may be supplied through one point of delivery and one meter even though they are separated by intervening property or a street or alley. Two buildings merely joined by a walkway or mall across the

street, alley, or public thoroughfare will not be allowed a single service and meter for both.

B. Any additional service supplied to the same customer in the same structure at different voltage or phase shall be separately metered and billed, and the customer shall pay for the installation of the service.

C. The Department may waive the application of rates to each meter and permit the reading of two or more meters at a single contiguous location to be totaled for billing purposes when the Department determines that the maintenance of adequate service and/or that the Department's convenience requires more than one meter for each type of service or load classification.

D. No more than one change to or from a rate schedule shall be made by the same customer during a twelve-month period unless the nature of the customer's electrical equipment or use of electricity changes.

E. Meters shall be read and bills rendered either monthly or bimonthly as scheduled by the Department. A record of meter readings will be kept by the Department, and the records shall be the basis for determination of bills rendered for metered service. If an accurate meter reading cannot be obtained for any reason, a reading may be estimated by the Department.

F. The rate schedules in this chapter indicate the charges for one month's service. If usage is billed for longer or shorter intervals than normal billing periods, customer bills will be prorated.

G. All charges shall become payable by the due date shown on individual bills. If the charges are not paid, service may be disconnected following reasonable and appropriate notice to the customer by the Department.

H. Billing demand shall be the highest recorded demand (expressed in kilowatts) during any fifteen-minute interval of the billing period, as determined at the Department's option by demand meter, periodic load test, or assessment.

I. A minimum monthly charge other than that specified under a particular rate schedule may be established by the Department to protect the Department's investment.

J. The Department may adjust minimum charges for seasonal power loads when no electricity will be used during the months of November through April. This provision shall not apply to service used for standby or emergency purposes.

K. If the operation of the Department's generating, transmission, or distribution system or the operation of the customer's work, plant, or establishment is suspended, interrupted, or interfered with for any cause reasonably beyond the Department's control, including but not limited to suspension or interruption due to planned or unplanned maintenance, Department equipment failure, suspension, interruption, or interference due to droughts, floods, fires, strikes, accidents, acts of God, the public enemy, war, governmental regulations, order or proclamations, laws, mobs, riots, and transportation difficulties, the Department need not deliver electricity and the customer need not accept or pay for electric service for such period of time and to the extent that the suspension, interruption, or interference makes it reasonably impractical to deliver or use electricity. Bills for any period including any suspension, interruption, or interference shall be prorated. Within one week of any interruption or suspension, the customer shall give written notice to the Department to read meters in order to prorate billings.

L. If the Department's seal on a meter, meter enclosure, current transformer enclosure, current limiter enclosure, or a terminal box is broken, or if for any reason a meter does not properly register the electricity used, the customer shall be charged for usage, estimated by the Department from the best available data and evidence, and billed accordingly.
(Ord. 109218 § 10, 1980.)

21.48.110 Application for service—Contract.

Applicants or customers desiring electric service shall make application to and may be required to sign an application furnished by the Department before service is supplied. Upon acceptance by the Department, the application shall constitute a contract between the Department and the applicant by which the Department agrees to furnish and the applicant to accept and pay for electric service for the premises specified under the rates, terms, and provisions prescribed from time to time by ordinance. In the absence of an application for service or signed contract, the furnishing of electric service by the Department and the use of such service by the customer shall constitute an agreement by the customer for acceptance of electric service and payment for electric service received under the rates, terms, and

provisions of the applicable rate. In the event that a customer uses the electric service provided by the Department but fails to receive billing for service, it shall be the customer's responsibility to notify the Department of the failure to receive a bill. Failure to sign a contract when requested shall constitute sufficient cause for the Department to disconnect or refuse to provide electric service.
(Ord. 109218 § 11(1), 1980.)

21.48.120 Customer responsibility.

The Department, within its capabilities and under the rates, terms, and provisions of applicable city ordinances, shall supply electric service to all customers upon approval of application for electric service. The customer shall be responsible for all charges under the conditions of the contract and the rates and terms prescribed by ordinance or written Department rules and regulations, and shall be responsible for all charges to the time specified in the application or for the period of occupancy and/or control of the premise. Notice to close an account or disconnect service to any premise shall be given by the customer at any business office of the Department. If the customer does not give prior written notice to the Department to close an account or disconnect service at any premise, the Department may bill the customer to a date determined by the Department; unless the customer is able to demonstrate an earlier closing date.
(Ord. 109218 § 11(2), 1980.)

21.48.130 Other sources than city.

The customer shall be required to purchase all electricity from the Department or from sources approved by the Department.
(Ord. 109218 § 11(3), 1980.)

21.48.140 Submetering.

The Department shall not provide electricity to any customer who submeters any part of the electricity for the purpose of resale to any other consumer, except that the Department shall permit resale by customer operators of boat mooring establishments and resale by mobile home parks already submetering tenants on the effective date of the ordinance codified in this chapter.¹ New or upgraded services to mobile home parks will be provided in accordance with written Department rules and regulations. Resale under the conditions specified shall

be at an average rate not to exceed one hundred fifty percent of the operator's average cost per kilowatt hour as billed by the Department. (Ord. 109218 § 11(4), 1980.)

1. Editor's Note: Ord. 109218 became effective August 23, 1980.

21.48.150 Connection with another's service prohibited—Exception.

No customer shall connect his service with that of any other customer, or in any way supply any other person or premise with electricity through his service, except as approved by the Department after the filing of a written application with the Department for the connection and receipt of a permit from the Department for the connection. (Ord. 109218 § 11(5), 1980.)

21.48.160 Security deposit.

Applicants and customers may be required by the Department to deposit an amount of money to be held as security for payment of all bills and claims during the period of service. The Department may refuse to connect an applicant's service for failure to pay a deposit when requested, and may disconnect a customer's service for failure to pay a deposit when requested. The deposits may be required upon the Department's determination that the financial status or record of the applicant or customer warrants a deposit. Such deposit may not exceed the amount of the bill it is estimated will accrue during two typical billing periods. Upon termination of service, or after twelve billing periods if the customer's credit warrants, the deposits may be returned to the customer. When the deposit is returned, interest will be paid at the rate of six percent per annum on a deposit held longer than six months. Interest payable shall be computed from the first day of the month following the date of deposit to the last day of the month the deposit is refunded. (Ord. 109218 § 11(6), 1980.)

21.48.170 Responsibility for loss caused by violation of contract.

If a customer violates his contract or orders the closure of an account or service disconnect to any premises, the customer shall be responsible for all loss or damage incurred by the city by reason of the closure or disconnection,

and shall be responsible for payment of the minimum monthly charge of the service for the unexpired portion of the contract, together with the percentage of the cost of installations as the remainder of the term of the contract bears to the whole term of the contract. (Ord. 109218 § 11(7), 1980.)

21.48.180 Responsibility for vacant premises.

Property owners shall be responsible for electricity used when the premises is vacant. Owners of leased or rented premises shall be responsible for electricity used by the premises until the Department is notified to open an account for a tenant. (Ord. 109218 § 11(8), 1980.)

21.48.190 Surcharge during energy deficiency.

During periods of system energy deficiencies, the Department may bill and the customer may be required to pay any additional charges and/or surcharges necessary to recover the cost of electricity acquired for the purpose of eliminating the system energy deficiency; the additional charges and/or surcharges may be imposed on all electric services whether rendered or to be rendered during the period of energy deficiency; provided, that no charges and/or surcharges will be billed, nor will the customer be required to pay them, until the charges and/or surcharges have been authorized by ordinance. (Ord. 109218 § 11(9), 1980.)

21.48.200 Authority to adopt rules and regulations.

The Department shall have the authority to adopt and enforce rules and regulations, consistent with this chapter and the provisions of the Administrative Code (Ordinance 102228, as amended),¹ for the purpose of carrying out the provisions of this chapter governing availability of service and materials from the Department. Notwithstanding the repeal of Ordinance 106416, as amended,² all existing rules and regulations adopted by the Department shall remain in effect until modified or revoked. (Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(1), 1980.)

1. Editor's Note: The Administrative Code is codified in Chapter 3.02 of this Code.

2. Editor's Note: Ord. 106416, previously codified in Chapter 21.48 of this Code, was repealed and supplanted by Ord. 109218.

21.48.210 Customer to provide service entrance equipment.

The customer shall provide service entrance equipment which meets applicable codes and the Department's written rules and regulations.
(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(2), 1980.)

21.48.220 Protective devices.

The Department may require the customer to provide on his premises, at his own expense, additional protective devices deemed necessary by the Department to protect the Department's property or personnel, or the property or personnel of the Department's other customers.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(3), 1980.)

21.48.230 Master metering multiple-dwelling buildings prohibited.

The Department shall not supply electricity for any new or larger service to multiple-dwelling buildings for the purpose of master metering the energy usage of the dwelling units, a central space heating system, or a central domestic water heating system.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(4), 1980.)

21.48.240 Department's right to refuse connection.

The Department may refuse to connect the applicant's service conductors to the Department's electrical system if in the Department's judgment the applicant's wiring or electrical equipment is hazardous to life or property, or the Department's written rules and regulations have not been followed.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(5), 1980.)

21.48.250 Connection by authorized personnel only.

It shall be unlawful for any person other than a duly authorized Department employee or agent of the Department to make an electrical connection between the Department's electrical system and any customer's wiring.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(6), 1980.)

21.48.260 Maintenance of wiring and electrical equipment.

The customer shall at all times keep his wiring and electrical equipment in such condition that they can be used without causing damage to the Department, its property, or personnel. The Department shall have the authority at any time to disconnect its electrical system from any wiring or electrical equipment which is defective or dangerous and refuse to reconnect its electrical system until the defective or dangerous wiring or electrical equipment is properly repaired or restored.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(7), 1980.)

21.48.270 Protection of three-phase motors.

The customer shall have the responsibility to provide suitable devices adequate to protect his three-phase motors against reversal of phase rotation and single phasing.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(8), 1980.)

21.48.280 Interference with quality of service.

Where the customer's use of electrical equipment results in an interference with the quality of his own service or that of neighboring customers, or where the customer requires voltage control within unusually close limits, the Department may require the customer to provide at his own expense such special or additional equipment as is required. This may apply to cases of extreme unbalance of single and three-phase loads.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(9), 1980.)

21.48.290 Right of entry.

Any duly authorized Department employee shall have free and safe access at any reasonable time to any and all premises furnished with electricity by the Department, for the purpose of reading, inspecting, repairing, or removing meters, electrical devices, or wiring of the Department, for the connection or disconnection of service, or for any other reasonable purpose connected with the performance of the contract for the provision of electric service. Upon request, the customer shall correct any condition that limits or restricts free and safe access to the Department's meters or service. Failure of the customer to comply within a

reasonable time specified shall subject the customer to disconnection of service.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(10), 1980.)

21.48.300 Liability.

Nothing in this chapter shall be construed as placing upon the Department any responsibility for the condition, maintenance, or safety of the customer's electrical wiring or current-consuming devices or other equipment; and the Department shall not be responsible for any loss or damage resulting from defects, failures, malfunctions, or electrical faults in or originating in any electrical wiring, current-consuming devices, or other equipment which he may own or operate, install or maintain. The Department shall not be responsible for damage to persons or property arising from the use of electric service on the premises of the customer.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(11), 1980.)

21.48.310 Customer's responsibility for protection.

Notwithstanding any other provisions of any other code or ordinance:

A. It is the responsibility of the customer to protect himself, life, and property from the use, misuse, and/or availability of electrical current on his premises and from the consequences of the use, misuse, and/or availability of electrical current on his premises.

B. It is the responsibility of the customer to provide, install, use, inspect, and maintain suitable protection and protective devices to protect himself, life, and property from any defect, failure, malfunction, and/or electrical fault in or originating in any electrical wiring, current-consuming devices, or other equipment which he may own, operate, install, or maintain; and to protect himself, life, and property from the consequences of any defect, failure, malfunction, and/or electrical fault in or originating in any electrical wiring, current-consuming devices, or other equipment which he may own, operate, install, or maintain.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(12), 1980.)

21.48.320 Interruption of service—Liability.

The Department shall not be liable for any loss, injury, or damage resulting from the interruption, restoration, or reduction of electric service from any cause, including but not limited to failure of generation and distribution systems, inadequacy of energy supply, implementation of emergency plans, or temporary disconnections for repairs and maintenance or failure to pay for service rendered. During an emergency declared by appropriate civil authority, the Department may curtail electric service.

(Ord. 109339 § 1(part), 1980: Ord. 109218 § 12(13), 1980.)

21.48.330 Conservation.

A. Pursuant to the Administrative Code (Ordinance 102228, as amended)¹ the Department shall adopt rules and regulations to promote conservation of the city's electric energy resources by designation of end-use efficiency standards to limit energy waste from all new or enlarged electric service connections. For the purpose of this section, "end-use" shall be defined as the final conversion of electrical energy on the customer's premises into lighting, heating, cooling, and/or other mechanical processes.

B. The Department may require compliance with the rules and regulations as a condition for the supply or continued supply of electric service.

C. Pursuant to the Administrative Code (Ordinance 102228, as amended)¹ the Department shall:

1. Give notice of any public hearings held on proposed efficiency standards;

2. Afford all interested persons an opportunity to present data, views, or arguments in regard to proposed efficiency standards;

3. Give appropriate consideration to economic values, along with any environmental, social, health, and safety factors affected by proposed efficiency standards.

D. The Department shall also apply the following specific criteria in developing, reviewing, and adopting all efficiency standards:

1. Efficiency standards must be cost effective. An efficiency standard shall be considered cost effective if the life cycle costs of complying with the standard are below the incremental system costs of generating, transmitting, and distributing electricity from the least cost alternative new source of supply.

2. Efficiency standards must apply equitably to all customers in a customer class.

3. Efficiency standards must be no more stringent than the city's requirements for new construction.

E. In the development of each efficiency standard, the Department shall solicit technical assistance from the customer class affected by the standard. In addition, the Department shall periodically review and evaluate all efficiency standards designated pursuant to this chapter and shall revise them as necessary to reflect the changing needs of the Department's generation, transmission, and distribution systems.

(Ord. 109339 § 1(part), 1980; Ord. 109218 § 12(14), 1980.)

1. Editor's Note: The Administrative Code is codified in Chapter 3.02 of this Code.

21.48.340 Notice of increased use.

In order to prevent damage to the Department's equipment and impairment of its service, the customer shall give the Department notice before making any additions to his connected load so that the Department, at its option, may provide the facilities which may be necessary for furnishing the increased service. The customer shall be liable for any damages to the Department that may occur and for any additional charges that may accrue as a result of the failure to so notify the Department.

(Ord. 109339 § 1(part), 1980; Ord. 109218 § 12(15), 1980.)

21.48.350 Rights reserved to city.

All meters and other equipment furnished by the Department shall be and remain the Department's property, and the right to remove, replace, or repair them is expressly reserved.

(Ord. 109218 § 13(1), 1980.)

21.48.360 Work to be done by city.

Unless authorized by the Department, no person shall commit the following acts or cause others to commit the following acts: In any manner damage, mutilate, destroy, remove, connect, disconnect, or in any way interfere or tamper with any machinery, poles, wires, meters, or other equipment belonging to, or in any manner connected with, the light and power plant of the Department. Whenever it becomes

necessary to disconnect, remove, or relocate any poles, wires, underground facilities, or other equipment belonging to the Department, the work shall be done by or under the direction of the Department. Prior notice shall be given to the Department by the person desiring the work done, stating when and where the work is required. The person desiring the work may be required to pay the cost of labor and material required to do the work.

(Ord. 109218 § 13(2), 1980.)

21.48.370 Liability for damaging property.

Persons who in any way damage Department property, facilities, or equipment may be prosecuted and/or charged for replacement, repair, revenue loss, and administrative costs. In the event the damage occurs on private property, the customer, owner, or person in control of the premises will be presumed to be responsible for the damage.

(Ord. 109218 § 13(3), 1980.)

21.48.380 Interference with meter—Responsibility.

When electricity is diverted around the Department's meter, or when the meter is tampered with or affected so that the meter will not measure and record the full amount of electricity supplied to the customer, owner, or person in control of the premises, the customer, owner, or person will be presumed to be responsible for payment for the electricity which is determined by the Department to have been diverted improperly to his own use, and to be in violation of this chapter.

(Ord. 109218 § 13(4), 1980.)

21.48.390 Notification of defective service.

The Department shall be notified in case of defective service by the customer, owner, or person in control of premises.

(Ord. 109218 § 13(5), 1980.)

21.48.400 Phase and voltage of service.

Electric service furnished under this chapter shall be alternating current at sixty hertz, available at the phase and voltage which may be prescribed by the Department.

(Ord. 109218 § 13(6), 1980.)

**21.48.410 Rules and regulations adoption—
Short-term surplus.**

The Department shall have authority to adopt and file as appropriate rules, regulations, policies, and procedures relating to its performance of the provisions of this chapter and to the operation of the Department's light and power system. Upon a determination of necessity, or of short-term surplus of electricity, the Department may enter into agreements, terminable on not more than one year's notice, providing for the acquisition, sale, or exchange of electricity on terms most advantageous to the City under such circumstances.
(Ord. 109218 § 14(1), 1980.)

21.48.420 Service charges.

The Department may add service charges and/or interest on delinquent accounts to customer's bills for certain administrative and collection expenses. These may include but are not limited to dishonored checks, field calls on delinquent accounts, and service disconnections and reconnections resulting from city ordinance violations or failure to pay.
(Ord. 109218 § 14(2), 1980.)

21.48.430 Service disconnection charge.

If service is disconnected for any violation of the provisions of this chapter, a service disconnection charge of not less than Ten Dollars (\$10.00) shall be added to the account. If service is disconnected at the request of a customer or property owner, a service disconnection charge of not less than Ten Dollars (\$10.00) shall be billed to the customer or property owner making the request. If service is disconnected for failure to pay bills when due, the service shall not be restored until payment in full has been received by the Department, or satisfactory arrangements have been made for payment of all charges. Reconnection cannot be assured on the same day payment is made.
(Ord. 109218 § 14(3), 1980.)

21.48.440 Binding agreements.

No promise, agreement, or representation of any employee or agent of the Department with reference to furnishing electricity shall be binding on the Department unless it is embodied in writing and signed by a duly authorized agent of the Department in accordance with the provisions of this chapter.
(Ord. 109218 § 14(4), 1980.)

**21.48.450 Installation, sale and servicing of
equipment.**

The Department shall have authority to and may provide for the sale, rental, lease, construction, installation, operation, and/or servicing of material, supplies, facilities, appliances, or equipment for the use or conservation of electricity. The Department may also establish and collect charges based on cost, conservation, and/or the use of electricity and enter into related agreements. Any agreements entered into or changes made prior to the effective date of the ordinance codified in this chapter¹ are ratified and confirmed.
(Ord. 109218 § 14(5), 1980.)

1. Editor's Note: Ord. 109218 became effective August 23, 1980.

21.48.460 Peak hours load restrictions.

The Department shall have the authority to define system peak hours and to establish peak hour periods for the various rate schedules. The Department shall also have the authority to restrict the use of loads and/or services during an emergency period when the Department determines that the continued use of the loads would jeopardize the Department's generation, transmission, or distribution system.
(Ord. 109218 § 14(6), 1980.)

21.48.470 Account change fee.

The customer shall be billed an account change fee for each service application resulting from a change of occupancy at an existing premises or a change of a customer for an existing unmetered account. The charge shall be included in the initial billing to the new customer. The charge for each residential account shall be Five Dollars (\$5.00). The charge for each commercial, industrial, or governmental one-meter account shall be Fifteen Dollars (\$15.00), plus Five Dollars (\$5.00) for each additional meter, flat rate, or rental item to a maximum of Sixty Dollars (\$60.00). The account change fee shall not apply in the following cases:

- A. For the first occupant of a new premises or the first customer on a new account;
- B. For a name, address, or rate schedule change involving the same premises and account, except for the addition of names to existing accounts;

C. For the temporary or permanent service used for the purpose of new construction;

D. For meters or other charges added to an existing account;

E. For customers who are eligible for the city's Elderly Utility Credit Program established by Ordinance 104472, as amended,¹ and who are qualified by the Department of Human Resources as an eligible recipient; provided, that customers who reside outside the city limits and who are not served directly by the city's water, sewer or solid waste utilities, but who receive electric service from the Department shall be exempt from the requirement of Section 21.76.030 A4;

F. For the transfer of responsibility for an existing account for service to an existing premises from the occupant of record to another party, and the assumption by that other party of the obligation to pay for the service, when no opening or closing of the account is involved.

(Ord. 109218 § 14(7), 1980.)

1. Editor's Note: The Elderly Utility Credit Program is codified in Chapter 21.76 of this Code.

21.48.480 Violation—Penalty.

Failure to comply with any of the provisions of this chapter shall be a violation punishable by a civil fine or forfeiture not to exceed Five Hundred Dollars (\$500.00).
(Ord. 109218 § 16, 1980.)

21.48.490 Actions begun under previous provisions.

No action or proceedings now pending, civil or criminal, and no cause of action heretofore arising or offense heretofore committed under ordinances heretofore enacted shall be affected in any way by the passage of the ordinance codified in this chapter, but any such action or proceedings shall be conducted to final judgment and all such causes of action and offenses shall be prosecuted in the same manner as if the ordinance codified in this chapter had not been enacted.

(Ord. 109218 § 17, 1980.)

Subtitle VII Miscellaneous Provisions

Chapter 21.76

UTILITY CREDITS FOR THE ELDERLY

Sections:

21.76.040 Rate of credit.

21.76.040 Rate of credit.

Persons qualified by the Department of Human Resources as eligible recipients of elderly utility credits provided for in Section 21.76.010 shall be granted elderly billing credits in the following stated monthly, or monthly-equivalent, amounts, provided, however, that in no case shall the amount of the elderly billing credit granted for a utility service exceed the amount owing for that service.

A. Those residing in dwellings subject to the single-family dwelling rates sewer, water and solid waste:

| | |
|-------------------|--------|
| Sewer | \$1.25 |
| Water | 1.65 |
| Solid waste | 4.50 |

B. Those residing in dwellings subject to duplex and multi-family rates for sewer and water and which are subject to rates based on the number of dwelling units for solid waste:

| | |
|-------------------|--------|
| Sewer | \$0.55 |
| Water | 0.65 |
| Solid waste | 2.10 |

C. Those residing in dwellings subject to duplex and multi-family rates for sewer and water and which are subject to rates based on the number of detachable containers for solid waste:

| | |
|-------------------|--------|
| Sewer | \$0.55 |
| Water | 0.65 |
| Solid waste | 1.25 |

(Ord. 109398 § 4, 1980; Ord. 109132 § 1, 1980; Ord. 109021 § 1, 1980; Ord. 108236 § 1, 1979; Ord. 106220 § 1, 1977; Ord. 105537 § 2, 1976; Ord. 104472 § 4, 1975.)