

ORD# 116393  
35MM

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

880  
10-19-92

ORDINANCE No. 116393

COUNCIL BILL No. 109357

AN ORDINANCE relating to the Drainage and Wastewater Utility; amending Section 21.28.070 of the Seattle Municipal Code to revise adjustments to charges; amending Section 21.28.080 to adjust for non-sewer water usage; amending Section 21.28.070 to increase wastewater rates; and amending Section 21.33.030 of the Seattle Municipal Code to increase drainage rates.

COMPTROLLER FILE No.

Introduced: <u>SEP 28 1992</u>	By: <u>UTILITIES &amp; ENVIRONMENTAL MANAGEMENT COMMITTEE</u> <b>NOLAND</b>
Referred: <u>SEP 28 1992</u>	To:
Referred:	To:
Referred:	To:
Reported: <u>OCT 5 1992</u>	Second Reading: <u>OCT 5 1992</u>
Third Reading: <u>OCT 5 1992</u>	Signed: <u>OCT 5 1992</u>
Presented to Mayor:	Approved: <u>OCT 12 1992</u>
Returned to City Clerk: <u>OCT 12 1992</u>	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

OK

*City Department*

The City of Seattle--Legis

#10

REPORT OF COMM

Honorable President:

Your Committee on \_\_\_\_\_

to which was referred the within Council Bill No. \_\_\_\_\_ report that we have considered the same and respectfully reco

3-0      9-29-92

*Full Council vote 9-0*

*Drainage + Wastewater Utility, etc*

Committee Ch

1 AN ORDINANCE relating to the Drainage and Wastewater Utility;  
2 amending Section 21.28.070 of the Seattle Municipal Code to  
3 revise adjustments to charges; amending Section 21.28.080 to  
4 adjust for non-sewer water usage; amending Section 21.28.370  
5 to increase wastewater rates; and amending Section 21.33.030  
6 of the Seattle Municipal Code to increase drainage rates.

7 WHEREAS, most of the Seattle Drainage and Wastewater Utility  
8 costs are for wastewater treatment by the Municipality of  
9 Metropolitan Seattle (Metro), Seattle wastewater rates usually  
10 must be revised as often as Metro changes its rate; and

11 WHEREAS, on April 16, 1992, Metro Council adopted Resolution  
12 6351 to amend the agreement for sewer disposal with the City  
13 of Seattle and other component agencies and changed the  
14 Residential Customer Equivalent from nine hundred (900) cubic  
15 feet to seven hundred and fifty (750) cubic feet effective  
16 January 1, 1993; and

17 WHEREAS, the Mayor and Seattle City Council continued their  
18 efforts to hold down the Metro treatment rate by closely  
19 reviewing the rate proposal made by Metro staff; and

20 WHEREAS, as a result of these efforts, on June 4, 1992, Metro  
21 Council adopted Resolution 6393 to fix and determine total  
22 monetary requirements for the disposal of wastewater for 1993  
23 and set the Metro treatment rate at \$13.62 per Residential  
24 Customer Equivalent per month, rather than the \$13.80 proposed  
25 by Metro staff; and

26 WHEREAS, said Metro treatment rate will increase the City of  
27 Seattle's wastewater treatment expense by \$3.9 million in  
28 1993; and

WHEREAS, said Metro treatment is expected to increase the City  
of Seattle's wastewater treatment expense again in 1994 and  
therefore wastewater rates will need to be increased in 1994  
to reflect the increased expenses associated with this change;  
and

WHEREAS, the drainage rate has not been increased since 1990  
despite inflation during this period; and

WHEREAS, the Drainage and Wastewater Utility has proposed a  
revenue bond sale to fund 1993 and 1994 drainage and  
wastewater capital improvement projects, resulting in  
increased debt service; and

WHEREAS, on July 6, 1992, City of Seattle Council adopted  
Resolution 28554 providing policy and work program items for  
developing Drainage and Wastewater rates; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. As of January 1, 1993, Section 21.28.070 of  
the Seattle Municipal Code (Ordinance 84390, as last amended  
by Ordinance 110368) is further amended as follows:

21.28.070 Exemptions and adjustments to charges:

1 A. Where the use of water is such that a portion of all  
2 water used is lost by evaporation, irrigation, sprinkling or  
3 other cause, or is used in manufactured goods and commodities,

4 and either (1) the person in control provides proof thereof  
5 and installs a meter or measuring device approved by the  
6 Director of Engineering to enable measurement of the amount of  
7 water so used or lost, or (2) an evaporation loss allowance is  
8 established by ordinance which specifies the percentage of all  
9 water used that is lost by evaporation, no charge shall be  
10 made for ((sewerage)) wastewater because of water so used or  
11 lost. Except for premises exempted from the ((sewer))  
12 Wastewater Customer Service Charge and/or the Volume Rate  
13 imposed in Section 21.28.040 of the Seattle Municipal Code  
14 (Section 4 of the Seattle Municipal Code (Section 4 of  
15 Ordinance 84390, as last amended by Ordinance 109504), direct  
16 discharge of sewage or industrial waste to salt or fresh water  
17 or to points other than the City sewer system shall not be  
18 cause for adjustment or reduction of the sewage charge or  
19 rate. Evaporation loss allowances of eleven percent (11%) for  
20 industrial laundries and three percent (3%) for laundromats  
21 are established.

22 B. Water metered exclusively for fire service,  
23 sprinkling, irrigation or delivery of water to ships shall not  
24 be subject to any ((sewerage)) wastewater charge or rate.

25 C. Upon receipt of satisfactory evidence of hidden or  
26 underground water leakage, the Director of Engineering shall  
27 adjust the Volume Rate to the premises for water so lost and  
28 ((he)) shall not use the period during which such leakage  
occurs in computing the winter or minimum average water  
consumption when to do so would result in a higher  
((sewerage)) wastewater charge to such premises, provided  
that no such adjustment shall be made for leakage occurring

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

more than four (4) months prior to the date of application therefor.

~~((D. The Director of Engineering may upon written application therefor suspend the Volume Rate and the Sewer Customer Service Charge after installation of water service for new construction, or after commencement of construction or extensive reconstruction where water service has previously been installed, when the premises are incapable of being occupied due to such construction or reconstruction.))~~

Section 2. As of January 1, 1993, Section 21.28.080 of the Seattle Municipal Code (Ordinance 84390 Section 4.3, as last amended by Ordinance 115955 Section 1) is further amended as follows:

21.28.080 Charges based on average consumption-  
Exemptions:

A. It is the intent of this ~~((subchapter))~~ subsection not to charge single-family and duplex residences for that water used exclusively for irrigation or sprinkling. Wastewater bills for single-family and duplex residences shall be calculated in the following manner: For the six (6) months from November 1st through April 30th, the wastewater bill shall be based on metered water consumption. For the six (6) months from May 1st through October 31st, the wastewater bill shall be based on average winter water consumption or metered water consumption, whichever is less. Average winter water consumption shall be calculated using the first four (4) month billing period that falls between November 1st and April 30th. Single-family residences and duplex units which have insufficient water consumption history to calculate average winter water consumption shall be charged an assumed volume of six hundred (600) cubic feet per month or metered water

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1 consumption, whichever is less. Single-family residences and  
2 duplex units not served by a publicly owned water supply  
3 system which have no previous record of water consumption  
4 shall be charged an assumed volume of six hundred (600) cubic  
5 feet per month of water consumption. If the Director of  
6 Engineering believes that previous records are more  
7 representative of expected usage in the first year, he or she  
8 may use previous records of water consumption in lieu of the  
9 assumed volume of six hundred (600) cubic feet if the new  
10 owners or occupants have established water consumption records  
11 at a prior single-family or duplex residence in the City  
12 wastewater service area.

13 B. It is the intent of this ((subchapter))subsection  
14 that that portion of water used exclusively for irrigation or  
15 sprinkling by premises other than single-family or duplex  
16 residences ((be)) not be charged correspondingly for  
17 ((sewerage)) wastewater. Where it is impractical to install  
18 a meter or measuring device as described in Subsection A of  
19 Section 21.28.070 customers may apply to the Director of  
20 Engineering by May 1st of each year for an adjustment to the  
21 volume rate, provided that the ratepayer provides proof of the  
22 amount of water so used or lost.

23 C. It is the intent of this subsection that  
24 ((Public))public and private schools which have lower  
25 enrollment and staff during major portions of June, July, and  
26 August, but increased water usage due to irrigation and  
27 sprinkling, not be charged correspondingly for wastewater.  
28 ((are unoccupied during major portions of June, July, and  
August, may upon written applications to the Director of  
Engineering prior to May 1st of each year be exempted from  
sewerage charges for such months.)) Where it is impractical to

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

install a meter or measuring device as described in Subsection A of Section 21.28.070 such schools may apply to the Director of Engineering by May 1st of each year for an adjustment to the volume rate, provided that the ratepayer provides proof of the amount of water so used or lost.

D. Where ((sewerage)) wastewater service is provided to premises outside the City limits, the ((sewerage)) wastewater charge shall be computed on the same basis as premises located inside the City, except that a sum equal to thirty percent (30%) of the ((sewerage)) wastewater 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.

Section 3. As of January 1, 1993, Section 21.28.370 of the Seattle Municipal Code (Section 4 of Ordinance 111425, as last amended by Ordinance 115955) is further amended as follows:

Section 21.28.370. Wastewater Service ((Customer)) Charge.

There is hereby imposed upon all premises served by the Drainage and Wastewater Utility and on which water is consumed a City wastewater volume rate ((~~of Two Dollars and Fifty Six Cents (\$2.56)~~)) per one hundred (100) cubic feet of metered flow per month. The minimum monthly volume charge shall be ((~~Two Dollars and Fifty Six Cents (\$2.56)~~)) equal to the wastewater volume charge for one hundred (100) cubic feet regardless of actual metered flow. Effective January 1, 1993, the wastewater volume rate shall be Two Dollars and Eighty-One Cents (2.81). Effective January 1, 1994, the wastewater volume rate shall be Two Dollars and Ninety-Two Cents (\$2.92) plus adjustments for changes in wastewater volumes, the 1994

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

These adjustments will not occur unless a subsequent ordinance is passed by the Council.

1 wastewater treatment expense, and associated taxes. ^

2 Section 4. As of January 1, 1993, Section 21.33.030 of  
3 the Seattle Municipal Code (Ordinance 114898, as last amended  
4 by Ordinance 115376) is further amended as follows:

5 Section 21.33.030. Drainage Service Charges-Schedule-  
6 Exemptions.

7 A. A drainage service charge is imposed on every parcel  
8 within the City, and the owner(s) thereof, except for the  
9 following exempted property(ies):

10 1. Houseboats and piers;

11 2. That portion of a parcel that is submerged. If  
12 the parcel is entirely submerged, the entire parcel is exempt.  
13 If a portion of the parcel is submerged, only the submerged  
14 part will be exempt and the remainder of the parcel shall be  
15 billed as all other properties;

16 3. City Streets;

17 4. State of Washington highways, so long as the  
18 State of Washington shall agree to maintain, construct and  
19 improve all drainage facilities associated with State highways  
20 as required by the Utility in conformance with all Utility  
21 standards for maintenance, construction and improvement  
22 hereafter established by the Utility and so far as such  
23 maintenance, construction and improvements shall be achieved  
24 at no cost to the Utility or to the City; and

25 5. All other streets, so long as such streets  
26 provide drainage services in the same manner as City streets  
27 and the owner(s) shall agree to maintain, construct and  
28 improve all drainage facilities associated with such streets  
as required by the Utility in conformance with all Utility  
standards for maintenance, construction and improvement  
hereafter established by the Utility and so far as such

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

maintenance, construction and improvements shall be achieved at no cost to the Utility or to the City.

B. The drainage service charge established herein shall be based upon the contribution of increased surface and storm water runoff from a parcel to the system. Single-family residential parcels are grouped together in one (1) rate category based on an estimated City-wide average contribution of surface and storm water runoff. The amount of contribution for other properties is measured by the estimated percentage of impervious surface area on the parcel and the total area of the parcel.

C. Drainage service charge rate categories shall be as follows:

1. Single-family residential properties shall be assigned to a flat fee rate category. Properties within this rate category will be charged a uniform annual fee.

2. Parcels meeting the definition of open space and having less than or equal to two percent (2%) of impervious surface shall be assigned to the open space rate category. The drainage service charge shall be calculated by multiplying the open space rate by the parcel's area (rounded to the nearest one-hundredth (1/100) of an acre).

3. All other properties shall be assigned to a rate category within which properties are classified according to the estimated percent of impervious surface contained within the parcel. A separate rate shall apply to each classification within the rate category. The drainage service charge shall be calculated by multiplying the rate, as determined by the parcel's classification, by the parcel's area (rounded to the nearest one-hundredth (1/100) of an acre). For condominiums and townhouses, the drainage service

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

charge shall be determined for the entire parcel and then divided evenly among the owners. Land use code, site visits, and other information shall be used to estimate the percentage of impervious area.

D. The rate categories and the corresponding annual drainage service charges are as follows:

Single-family Residential ((~~\$31.68~~)) \$36.57 per parcel  
Open Space (0 - 2%) ((~~\$40.08~~)) \$47.19 per acre

All Other Properties Classification:

- 1. (0 - 15%) ((~~\$68.28~~)) \$80.45 per acre
- 2. (16 - 35%) ((~~\$115.32~~)) \$135.90 per acre
- 3. (36 - 65%) ((~~\$209.40~~)) \$246.80 per acre
- 4. (66 - 85%) ((~~\$272.16~~)) \$320.73 per acre
- 5. (86 - 100%) ((~~\$334.92~~)) \$394.66 per acre

E. Each bill shall be rounded up to the nearest even number of cents. The minimum annual drainage service charge shall be Five Dollars (\$5.00) per parcel.

F. These rates shall ((~~be effective through December 31, 1992~~)) take effect as of January 1, 1993.

Section 5. Any act consistent with authority and prior to the effective date of this ordinance is hereby ratified and confirmed.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

(To be used for all Ordinances except Emergency.)

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Section..... This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 5th day of October, 1992  
and signed by me in open session in authentication of its passage this 5th day of October, 1992 Ben Benson

President..... of the City Council.  
Approved by me this 12th day of October, 1992

Norman B. Free  
Mayor.  
Filed by me this 12th day of October, 1992

Ralph R. Koj  
Attest: City Comptroller and City Clerk.

(SEAL)

Published.....

By Margaret Carter  
Deputy Clerk

Seattle  
Engineering Department

Gary Zarker, Director  
Norman B. Rice, Mayor

August 26, 1992

Honorable George Benson  
Council President, City of Seattle  
Seattle, Washington 98104

VIA: Mayor Norman B. Rice  
ATTENTION: Diana Gale, Director  
Office of Management and Budget  
SUBJECT: 1993 Wastewater and 1993/1994 Drainage Rates

Dear Council President Benson:

**REQUEST.** We request City Council adoption of the attached ordinance authorizing increases in wastewater and drainage rates effective January 1, 1993 and changes in the requirements for billing adjustments for non-sewer related usage of water.

**BACKGROUND.** For several years, wastewater rates have been increased on an annual basis corresponding to increases in Metro's rate for sewage treatment and disposal. In 1993, the City of Seattle will pay Metro approximately \$3.9 million more for treatment, accounting for more than half of the wastewater rate increase. The other major factors for the wastewater rate increase include inflation, higher taxes, and new debt service on bonds required to fund DWU's 1993/94 Capital Improvement Program (CIP) to reduce combined sewer overflows in Lake Union and Elliott Bay and to rehabilitate aging pipes.

Drainage rates were last increased in 1990. These new rates will be in effect through December 1994. The increases are primarily due to inflation for the 1991-1994 period, a 1992 increase in the City B&O tax rate from 9% to 10%, and new debt service for projects in the 1993/94 Capital Program to solve long-standing flooding problems in several neighborhoods and

"Printed on Recycled Paper"

An equal employment opportunity - affirmative action employer  
Seattle Engineering Department, Room 910, Seattle Municipal Building, 600 Fourth Avenue, Seattle, WA. 98104-1879, (206) 684-5000



NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

Honorable George Benson  
August 26, 1992  
Page 2

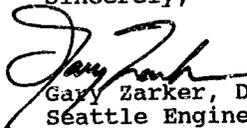
business districts and allow for further improvements in areas with limited infrastructure.

In addition to increasing drainage and wastewater rates, this ordinance clarifies the requirements for non-residential customers who request billing adjustments for non-sewer related use of water.

**FUNDING:** The drainage and wastewater rate increases are necessary in order to meet revenue requirements proposed in the Mayor's Drainage and Wastewater Utility 1993/94 Enterprise Plan.

**IMPORTANCE:** Adoption of the attached ordinance will set new rates for wastewater and drainage necessary to meet the cost of operating and maintaining the system.

Sincerely,

  
Gary Zarker, Director  
Seattle Engineering Department

GZ/BO:ld

Attachments

cc: Bruce Peterson, Office of Management and Budget  
Kevin Clark, Drainage and Wastewater Utility  
Jim Echert, Drainage and Wastewater Utility

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
IT IS DUE TO THE QUALITY OF THE DOCUMENT.

# City of Seattle

Executive Department—Office of Management and Budget

Diana Gale, Director  
Norman B. Rice, Mayor



August 28, 1992

The Honorable Mark Sidran  
City Attorney  
City of Seattle

Dear Mr. Sidran:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING DEPARTMENT      Drainage and Wastewater Utility

SUBJECT:      AN ORDINANCE relating to the Drainage and Wastewater Utility; amending Section 21.28.070 of the Seattle Municipal Code to revise adjustments to charges; amending Section 21.28.080 to adjust for non-sewer water usage; amending Section 21.28.370 to increase waste-water rates; and amending Section 21.33.030 of the Seattle Municipal Code to increase drainage rates.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation to your office for review and drafting.

After reviewing this request and any necessary redrafting of the enclosed legislation, return the legislation to OMB. Any specific questions regarding the legislation can be directed to, Ned Dunn at 4-8047.

Sincerely,

Norman B. Rice  
Mayor

by *Ned Dunn for*

DIANA GALE  
Budget Director

DG\nd\mp

Enclosure

cc: Director, Drainage and Wastewater Utility

*OK*  
*9/3/92*  
**#10**

COPY RECEIVED  
92 SEP -2 AM 8:20  
SEATTLE CITY ATTORNEY

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

TIME AND DATE STAMP

**SPONSORSHIP**

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

*Jane Bland* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**FOR CITY COUNCIL PRESIDENT USE ONLY**

COMMITTEE(S) REFERRED TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
PRESIDENT'S SIGNATURE

C. S. 20.28

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

22625  
City of Seattle

STATE OF WASHINGTON - KING COUNTY

-ss.

No.

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

ORD: 11693<sup>3</sup>

was published on  
10/20/92

The amount of the fee charged for the foregoing publication is the sum of \$ \_\_\_\_\_, which amount has been paid in full.

C. Trent

Subscribed and sworn to before me on  
10/20/92

[Signature]

Notary Public for the State of Washington,  
residing in Seattle

Affidavit of Publication

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

City of Seattle  
ORDINANCE 116393

AN ORDINANCE relating to the Drainage and Wastewater Utility; amending Section 21.28.070 of the Seattle Municipal Code to revise adjustments to charges; amending Section 21.28.080 to adjust for non-sewer water usage; amending Section 21.28.370 to increase wastewater rates; and amending Section 21.28.030 of the Seattle Municipal Code to increase drainage rates.

WHEREAS, most of the Seattle Drainage and Wastewater Utility costs are for wastewater treatment by the Municipality of Metropolitan Seattle (Metro), Seattle wastewater rates usually must be revised as often as Metro changes its rate; and

WHEREAS, on April 16, 1992, Metro Council adopted Resolution 6351 to amend the agreement for sewer disposal with the City of Seattle and other component agencies and changed the Residential Customer Equivalent from nine hundred (900) cubic feet to seven hundred and fifty (750) cubic feet effective January 1, 1992; and

WHEREAS, the Mayor and Seattle City Council continued their efforts to hold down the Metro treatment rate by closely reviewing the rate proposal made by Metro staff; and

WHEREAS, as a result of these efforts, on June 4, 1992, Metro Council adopted Resolution 6393 to fix and determine total monetary requirements for the disposal of wastewater for 1993 and set the Metro treatment rate at \$13.62 per Residential Customer Equivalent per month, rather than the \$13.80 proposed by Metro staff; and

WHEREAS, said Metro treatment rate will increase the City of Seattle's wastewater treatment expense by \$3.9 million in 1993; and

WHEREAS, said Metro treatment is expected to increase the City of Seattle's wastewater treatment expense again in 1994 and therefore wastewater rates will need to be increased in 1994 to reflect the increased expenses associated with this change; and

WHEREAS, the drainage rate has not been increased since 1990 despite inflation during this period; and

WHEREAS, the Drainage and Wastewater Utility has proposed a revenue bond sale to fund 1993 and 1994 drainage and wastewater capital improvement projects, resulting in increased debt service; and

WHEREAS, on July 6, 1992, City of Seattle Council adopted Resolution 28554 providing policy and work program items for developing Drainage and Wastewater rates; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. As of January 1, 1993, Section 21.28.070 of the Seattle Municipal Code (Ordinance 84390, as last amended by Ordinance 11036) is further amended as follows:

21.28.070 Exemptions and adjustments to charges:

A. Where the use of water is such that a portion of all water used is lost by evaporation, irrigation, sprinkling or other cause, or is used in manufactured goods and commodities,

and either (1) the person in control provides proof thereof and installs a meter or measuring device approved by the Director of Engineering to enable measurement of the amount of

water so used or lost, or (2) an evaporation loss allowance is established by ordinance which specifies the percentage of all water used that is lost by evaporation, no charge shall be made for ~~((sewerage))~~ WASTEWATER because of water so used or lost. Except for premises exempted from the ~~((Sewer))~~ Wastewater Customer Service Charge and/or the Volume Rate

imposed in Section 21.28.040 of the Seattle Municipal Code (Section 4 of the Seattle Municipal Code (Ordinance 111425, as last amended by Ordinance 115955) is further amended as follows:

assumed volume of six hundred (600) cubic feet if the new owners or occupants have established water consumption records at a prior single-family or duplex residence in the City wastewater service area.

B. It is the intent of this ~~((subchapter))~~ subsection that that portion of water used exclusively for irrigation or sprinkling by premises other than single-family or duplex residences ~~((be))~~ not be charged correspondingly for ~~((sewerage))~~ wastewater. Where it is impractical to install a meter or measuring device as described in Subsection A of Section 21.28.070 customers may apply to the Director of Engineering by May 1st of each year for an adjustment to the volume rate, provided that the ratepayer provides proof of the amount of water so used or lost.

C. It is the intent of this subsection that ~~((Public))~~ public and private schools which have lower enrollment and staff during major portions of June, July, and August, but increased water usage due to irrigation and sprinkling, not be charged correspondingly for wastewater. ~~((are unoccupied during major portions of June, July, and August may upon written applications to the Director of Engineering prior to May 1st of each year be exempted from sewerage charges for such months))~~ Where it is impractical to install a meter or measuring device as described in Subsection A of Section 21.28.070 such schools may apply to the Director of Engineering by May 1st of each year for an adjustment to the volume rate, provided that the ratepayer provides proof of the amount of water so used or lost.

D. Where ~~((sewerage))~~ wastewater service is provided to premises outside the City limits, the ~~((sewerage))~~ wastewater charge shall be computed on the same basis as premises located inside the City, except that a sum equal to thirty percent (30%) of the ~~((sewerage))~~ wastewater 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.

Section 3. As of January 1, 1993, Section 21.28.370 of the Seattle Municipal Code (Section 4 of Ordinance 111425, as last amended by Ordinance 115955) is further amended as follows:

Section 21.28.370. Wastewater Service ~~((Customer))~~ Charge.

There is hereby imposed upon all premises served by the Drainage and Wastewater Utility and on which water is consumed, a City wastewater volume rate ~~((of Two Dollars and Fifty Six Cents (\$2.56)))~~ per one hundred (100) cubic feet of metered flow per month. The minimum monthly volume charge shall be ~~((Two Dollars and Fifty Six Cents (\$2.56)))~~ equal to

multiplying the open space rate by the parcel's area (rounded to the nearest one-hundredth (1/100) of an acre).

3. All other properties shall be assigned to a rate category within which properties are classified according to the estimated percent of impervious surface contained within the parcel. A separate rate shall apply to each classification within the rate category. The drainage service charge shall be calculated by multiplying the rate, as determined by the parcel's classification, by the parcel's area (rounded to the nearest one-hundredth (1/100) of an acre). For condominiums and townhouses, the drainage service charge shall be determined for the entire parcel and then divided evenly among the owners. Land use code, site visits, and other information shall be used to estimate the percentage of impervious area.

D. The rate categories and the corresponding annual drainage service charges are as follows:

Single-family Residential	<del>((641.50))</del> \$26.57 per parcel
Open Space (0 - 2%)	<del>((643.98))</del> \$47.19 per acre
All Other Properties Classification:	
1. (0 - 15%)	<del>((643.20))</del> \$80.45 per acre
2. (16 - 25%)	<del>((645.32))</del> \$115.90 per acre
3. (26 - 55%)	<del>((649.40))</del> \$246.80 per acre
4. (66 - 85%)	<del>((647.15))</del> \$120.71 per acre
5. (86 - 100%)	<del>((644.92))</del> \$124.46 per acre

E. Each bill shall be rounded up to the nearest even number of cents. The minimum annual drainage service charge shall be Five Dollars (\$5.00) per parcel.

F. These rates shall ~~((be effective through December 31, 1993))~~ take effect as of January 1, 1993.

Section 5. Any act consistent with authority and prior to the effective date of this ordinance is hereby ratified and confirmed.

Section 6. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council this 5th day of October, 1992, and signed by me in open session in authentication of its passage this 5th day of October, 1992.

GEORGE E. BENSON,  
President of the City Council.  
Approved by me this 12th day of October, 1992.  
NORMAN B. RICE,  
Mayor.  
Filed with me this 12th day of October, 1992.  
ATTORNEY RUFINO MORALEJA,  
Comptroller and City Clerk.  
(See By: MARGARET CARTER,  
Deputy.)

Publication ordered by RUFINO MORALEJA, Comptroller and City Clerk.  
Date of official publication in Daily Journal of Commerce - Seattle, October 20, 1992. (10/20/22525)

and either (1) the person in control provides proof thereof and installs a meter or measuring device approved by the Director of Engineering to enable measurement of the amount of water so used or lost, or (2) an evaporation loss allowance is established by ordinance which specifies the percentage of all water used that is lost by evaporation, no charge shall be made for ~~((sewerage))~~ wastewater because of water so used or lost. Except for premises exempted from the ~~((Sewer))~~ Wastewater Customer Service Charge and/or the Volume Rate imposed in Section 21.28.040 of the Seattle Municipal Code (Section 4 of the Seattle Municipal Code (Section 4 of Ordinance 84390, as last amended by Ordinance 109504), direct discharge of sewage or industrial waste to salt or fresh water or to points other than the City sewer system shall not be cause for adjustment or reduction of the sewage charge or rate. Evaporation loss allowances of eleven percent (11%) for industrial laundries and three percent (3%) for laundromats are established.

B. Water metered exclusively for fire service, sprinkling, irrigation or delivery of water to ships shall not be subject to any ~~((sewerage))~~ wastewater charge or rate.

C. Upon receipt of satisfactory evidence of hidden or underground water leakage, the Director of Engineering shall adjust the Volume Rate to the premises for water so lost and ~~((he))~~ shall not use the period during which such leakage occurs in computing the winter or minimum average water consumption when to do so would result in a higher ~~((sewerage))~~ wastewater charge to such premises, provided that no such adjustment shall be made for leakage occurring more than four (4) months prior to the date of application therefor.

~~((D. The Director of Engineering may upon written application therefor suspend the Volume Rate and the Sewer Customer Service Charge after installation of water service for new construction, or after commencement of construction or extensive reconstruction where water service has previously been installed, when the premises are incapable of being occupied due to such construction or reconstruction.))~~

Section 4. As of January 1, 1993, Section 21.28.080 of the Seattle Municipal Code (Ordinance 84390 Section 4.3, as last amended by Ordinance 115955 Section 1) is further amended as follows:

21.28.080 Charges based on average consumption-Exemptions:

A. It is the intent of this ~~((subchapter))~~ subsection not to charge single-family and duplex residences for that water used exclusively for irrigation or sprinkling. Wastewater bills for single-family and duplex residences shall be calculated in the following manner: For the six (6) months from November 1st through April 30th, the wastewater bill

last amended by Ordinance 115955) is further amended as follows:

Section 21.28.370. Wastewater ~~Service ((Customer))~~ Charge.

There is hereby imposed upon all premises served by the Drainage and Wastewater Utility and on which water is consumed, a City wastewater volume rate ~~((of Two Dollars and Fifty Six Cents ((21.56))~~) per one hundred (100) cubic feet of metered flow per month. The minimum monthly volume charge shall be ~~((Two Dollars and Fifty Six Cents ((21.56))~~) equal to the wastewater volume charge for one hundred (100) cubic feet regardless of actual metered flow. Effective January 1, 1993, the wastewater volume rate shall be Two Dollars and Eighty-One Cents (2.81). Effective January 1, 1994, the wastewater volume rate shall be Two Dollars and Ninety-Two Cents (\$2.92) plus adjustments for changes in wastewater volumes, the 1994 wastewater treatment expense, and associated taxes.

Section 4. As of January 1, 1993, Section 21.33.030 of the Seattle Municipal Code (Ordinance 114898, as last amended by Ordinance 115376) is further amended as follows:

Section 21.33.030. Drainage Service Charges-Schedule-Exemptions.

A. A drainage service charge is imposed on every parcel within the City, and the owner(s) thereof, except for the following exempted property(ies):

1. Houseboats and piers;
  2. That portion of a parcel that is submerged. If the parcel is entirely submerged, the entire parcel is exempt. If a portion of the parcel is submerged, only the submerged part will be exempt and the remainder of the parcel shall be billed as all other properties;
  3. City Streets;
  4. State of Washington highways, so long as the State of Washington shall agree to maintain, construct and improve all drainage facilities associated with State highways as required by the Utility in conformance with all Utility standards for maintenance, construction and improvement hereafter established by the Utility and so far as such maintenance, construction and improvements shall be achieved at no cost to the Utility or to the City; and
  5. All other streets, so long as such streets provide drainage services in the same manner as City streets and the owner(s) shall agree to maintain, construct and improve all drainage facilities associated with such streets as required by the Utility in conformance with all Utility standards for maintenance, construction and improvement hereafter established by the Utility and so far as such maintenance, construction and improvements shall be achieved at no cost to the Utility or to the City.
- B. The drainage service charge established herein shall

ATTEST: RUFINO MORALEJA,  
Comptroller and City Clerk.  
(Seal) By: MARGARET CARTER,  
Deputy.  
Publication ordered by RUFINO MORALEJA, Comptroller and City Clerk.  
Date of official publication in Daily Journal of Commerce, Seattle, October 20,  
1992. 10/20(22826)

be subject to any ((sewerage)) wastewater charge or rate.

C. Upon receipt of satisfactory evidence of hidden or underground water leakage, the Director of Engineering shall adjust the Volume Rate to the premises for water so lost and ((he)) shall not use the period during which such leakage occurs in computing the winter or minimum average water consumption when to do so would result in a higher ((sewerage)) wastewater charge to such premises, provided that no such adjustment shall be made for leakage occurring more than four (4) months prior to the date of application therefor.

~~((D. The Director of Engineering may upon written application therefor suspend the Volume Rate and the Sewer Customer Service Charge after installation of water service for new construction, or after commencement of construction or extensive reconstruction where water service has previously been installed, when the premises are incapable of being occupied due to such construction or reconstruction.))~~

Section 21.28.080 of January 1, 1993, Section 21.28.080 of the Seattle Municipal Code (Ordinance 84390 Section 4.3, as last amended by Ordinance 115955 Section 1) is further amended as follows:

21.28.080 Charges based on average consumption-  
Exemptions:

A. It is the intent of this ((subchapter)) subsection not to charge single-family and duplex residences for that water used exclusively for irrigation or sprinkling. Wastewater bills for single-family and duplex residences shall be calculated in the following manner: For the six (6) months from November 1st through April 30th, the wastewater bill shall be based on metered water consumption. For the six (6) months from May 1st through October 31st, the wastewater bill shall be based on average winter water consumption or metered water consumption, whichever is less. Average winter water consumption shall be calculated using the first four (4) month billing period that falls between November 1st and April 30th. Single-family residences and duplex units which have insufficient water consumption history to calculate average winter water consumption shall be charged an assumed volume of six hundred (600) cubic feet per month or metered water consumption, whichever is less. Single-family residences and duplex units not served by a publicly owned water supply system which have no previous record of water consumption shall be charged an assumed volume of six hundred (600) cubic feet per month of water consumption. If the Director of Engineering believes that previous records are more representative of expected usage in the first year, he or she may use previous records of water consumption in lieu of the

Section 21.33.030. Drainage Service Charges-Schedule-  
Exemptions.

A. A drainage service charge is imposed on every parcel within the City, and the owner(s) thereof, except for the following exempted property(ies):

1. Houseboats and piers;
2. That portion of a parcel that is submerged. If the parcel is entirely submerged, the entire parcel is exempt. If a portion of the parcel is submerged, only the submerged part will be exempt and the remainder of the parcel shall be billed as all other properties;
3. City Streets;
4. State of Washington highways, so long as the State of Washington shall agree to maintain, construct and improve all drainage facilities associated with State highways as required by the Utility in conformance with all Utility standards for maintenance, construction and improvement hereafter established by the Utility and so far as such maintenance, construction and improvements shall be achieved at no cost to the Utility or to the City; and

5. All other streets, so long as such streets provide drainage services in the same manner as City streets and the owner(s) shall agree to maintain, construct and improve all drainage facilities associated with such streets as required by the Utility in conformance with all Utility standards for maintenance, construction and improvement hereafter established by the Utility and so far as such maintenance, construction and improvements shall be achieved at no cost to the Utility or to the City.

B. The drainage service charge established herein shall be based upon the contribution of increased surface and storm water runoff from a parcel to the system. Single-family residential parcels are grouped together in one (1) rate category based on an estimated City-wide average contribution of surface and storm water runoff. The amount of contribution for other properties is measured by the estimated percentage of impervious surface area on the parcel and the total area of the parcel.

C. Drainage service charge rate categories shall be as follows:

1. Single-family residential properties shall be assigned to a flat fee rate category. Properties within this rate category will be charged a uniform annual fee.
2. Parcels meeting the definition of open space and having less than or equal to two percent (2%) of impervious surface shall be assigned to the open space rate category. The drainage service charge shall be calculated by