

Ordinance No. 120969

Council Bill No. 114339

The City of Seattle
Council Bill/Ordinance

AN ORDINANCE relating to drainage services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.33.030 to adjust drainage rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income drainage customers.

CF No. _____

11-18-02 Bu
11-18-02 Pass

Date Introduced: <u>10-14-02</u>		
Date 1st Referred: <u>10-14-02</u>	To: (committee) <u>Water & Health</u>	
Date Re- Referred: <u>11-5-02</u>	To: (committee) <u>H2OPH mtg.</u>	
Date Re- Referred: <u>11-12-02</u>	To: (committee) <u>Budget</u>	
Date of Final Passage: <u>11-18-02</u>	Full Council Vote: <u>9-0</u>	
Date Presented to Mayor: <u>11-19-02</u>	Date Approved: NOV 28 2002	
Date Returned to City Clerk: NOV 28 2002	Date Published: <u>48</u>	T.O. _____ F.T. <input checked="" type="checkbox"/>
Date Vetted by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

MP: 7ed by Dept
from Moved for all council to
reference to Budget Com
Only 2003 rates. Pass

This file is complete and ready

LAW DEPARTMENT

Law Dept. Review

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: Margaret Pease
Councilmember

Committee Action:

11-18-02 Budget Committee Pass ^(E)_(G) As Amended 9-0
11-18-02 Passed 9-0

MPs added by Dept
to Full Council for
to Budget Committee
03 rates. Pass 3-0

This file is complete and ready for presentation to Full Council. Committee: _____
(initial/date)

DEPARTMENT

Law Dept. Review

OMP
Review

(W)
City Clerk
Review

(VA)
Electronic
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Indexed

Cpotter/EvansKE
SPU Drainage Rates ORD
11/18/02
version #8
Drainage_114339_v8

ORDINANCE 120969

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AN ORDINANCE relating to drainage services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.33.030 to adjust drainage rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income drainage customers.

WHEREAS, the rates for drainage services were last increased on January 1, 2001; and

WHEREAS, the installation of additional drainage facilities has resulted in increased annual expenses for debt service and operations; and

WHEREAS, Seattle Public Utilities has completed a rate study that shows existing rates will not provide sufficient revenues to pay the costs of providing drainage services; and

WHEREAS, a drainage rate increase is required to pay the costs of providing drainage services; and

WHEREAS, credits for qualified low-income customers need to be revised when the drainage rates change; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:



1 Section 1. Subsection D of Seattle Municipal Code Section 21.33.030 is amended as
2 follows:

3
4 **SMC 21.33.030 Drainage service charges -- Schedule -- Exemptions.**

5 * * *

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

	((Effective))	Effective	<u>Effective</u>
	((Jan. 1, 1999))	Jan. 1, 2001	<u>Jan. 1, 2003</u>
8			
9			
10			
11	Single-family	\$99.00 per parcel	<u>\$104.94 per</u>
12	Residential		<u>parcel</u>
13	Open Space (0 -	92.70 per acre	<u>98.26 per acre</u>
14	- 2%)		
15	All Other Properties Classification:		
16			
17	1. (0 -- 15%)	\$158.03 per acre	<u>\$167.51 per acre</u>
18			
19	2. (16 -- 35%)	266.95 per acre	<u>282.97 per acre</u>
20			
21	3. (36 -- 65%)	484.79 per acre	<u>513.88 per acre</u>
22			
23	4. (66 -- 85%)	630.01 per acre	<u>667.81 per acre</u>
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5. (86 -- 100%) ((~~568.66 per~~ 775.23 per acre 821.74 per acre
acre))

* * *

Section 2. Paragraph 2 of Subsection A of Seattle Municipal Code 21.76.040 is amended
as follows:

21.76.040 Utility low income rate assistance.

A. Drainage, Wastewater, and Water.

* * *

2. Drainage. Eligible recipients residing inside The City of Seattle shall receive the
following credits for drainage services based on dwelling type:

	((Effective))	Effective	<u>Effective</u>
	((January 1, 1999))	January 1, 2001	<u>January 1, 2003</u>
Single-family ((and duplex))	((\$3.026 per month))	\$4.13 per month	<u>\$4.38 per month</u>
Duplex ((dwelling))	((1.513 per month))	2.06 per month	<u>2.18 per month</u>
Multifamily ((dwelling))	((0.32 per month))	0.44 per month	<u>0.47 per month</u>

* * *

Section 3. The provisions of this ordinance are declared to be separate and severable.
If any one or more of the provisions of this ordinance shall be declared by any court of competent



Cpotter/EvansKE
SPU Drainage Rates ORD
11/18/02
version #8
Drainage_114339_v8

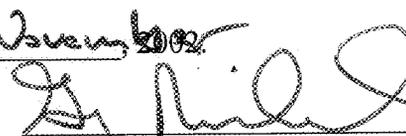
1 jurisdiction to be contrary to law, then such provision or provisions shall be null and void and
2 severed from the rest of this ordinance, and all other provisions of this ordinance shall remain
3 valid and enforceable.

4 Section 4. This ordinance shall take effect and be in force thirty (30) days from and
5 after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10)
6 days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.
7

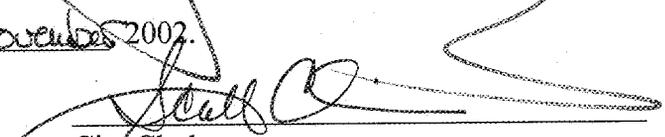
8 Passed by the City Council the 18th day of November, 2002, and signed by me in open
9 session in authentication of its passage this 18th day of November, 2002.
10

11 
12 President _____ of the City Council

13 Approved by me this 25 day of November 2002.

14 
15 Gregory J. Nickels, Mayor

16 Filed by me this 27th day of December 2002.

17 
18 City Clerk

19
20 (Seal)



Fiscal Note

Department: Seattle Public Utilities	Contact Person/Phone: Leanne Galati 684-0455	DOF Analyst/Phone: Cameron Keyes 684-8048
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Legislation Title: AN ORDINANCE relating to drainage services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.33.030 to adjust drainage rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income drainage customers.

Summary of the Legislation: This ordinance raises drainage rates in two steps effective January 1, 2003 and January 1, 2004.

Background (Include justification for the legislation and funding history, if applicable):
Drainage rates were last raised on January 1, 2001. Development of new drainage infrastructure over the past two years, and planned investments over the upcoming two years have increased the costs of drainage utility services. This rate increase is required to pay these additional costs.

Public Private Partnership Review Status:

N/A.

Is the legislation subject to public hearing requirements?

N/A

Fiscal Sustainability Issues (related to grant awards):

N/A



Estimated Expenditure Impacts:

FUND (List # and/or Account)	2002	2003	2004
Drainage and Wastewater Fund	\$0	\$0	\$0
TOTAL	\$0	\$0	\$0

One-time \$ \$0

On-going \$ \$0

Estimated Revenue Impacts:

FUND (List # and/or Account)	2002	2003	2004
Drainage and Wastewater Fund	\$0	\$1,343,000	\$4,664,000
TOTAL	\$0	\$1,343,000	\$4,664,000

One-time \$ \$0

On-going \$ \$4,664,000

Estimated FTE Impacts:

FUND (List # and/or Account)	2002	2003	2004
Drainage and Wastewater Fund	0	0	0
TOTAL	0	0	0

Full Time _____

Part Time _____

TES _____

Do positions sunset in the future? If yes, identify sunset date?

N/A

Other Issues (including long-term implications of the legislation):



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Section 3. The provisions of this ordinance are declared to be separate and severable. If any one or more of the provisions of this ordinance shall be declared by any court of competent jurisdiction to be contrary to law, then such provision or provisions shall be null and void and severed from the rest of this ordinance, and all other provisions of this ordinance shall remain valid and enforceable.

Section 4. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the ____ day of _____, 2002, and signed by me in open session in authentication of its passage this ____ day of _____, 2002.

President _____ of the City Council

Approved by me this ____ day of _____ 2002.

Gregory J. Nickels, Mayor

Filed by me this ____ day of _____, 2002.

City Clerk

(Seal)





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

September 23, 2002

Honorable Peter Steinbrueck
President
Seattle City Council
Municipal Building, 11th Floor

Dear Council President Steinbrueck:

The attached ordinance increases the rates for drainage utility services and adjusts credits to low income drainage customers in two steps effective January 1, 2003 and January 1, 2004. Over the past several years, the drainage utility has invested in new projects to improve drainage throughout the city, with special emphasis on developing natural drainage systems as an alternative to culverts. This rate increase is necessary to pay the operations and debt costs of drainage facilities, meet increasingly restrictive regulatory requirements, and continue to improve the drainage system throughout the city.

Thank you for your consideration of this legislation. Should you have questions please contact Leanne Galati at 684-0455.

Sincerely,

A handwritten signature in black ink, appearing to read 'Greg Nickels', written over a large, faint circular stamp.

GREG NICKELS
Mayor of Seattle

600 Fourth Avenue, 12th Floor, Seattle, WA 98104-1873

Tel: (206) 684-4000, TDD: (206) 684-8811 Fax: (206) 684-5360, E:mail: mayors.office@ci.seattle.wa.us

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ORDINANCE _____

AN ORDINANCE relating to drainage services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.33.030 to adjust drainage rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income drainage customers.

WHEREAS, the rates for drainage services were last increased on January 1, 2001; and

WHEREAS, the installation of additional drainage facilities has resulted in increased annual expenses for debt service and operations; and

WHEREAS, Seattle Public Utilities has completed a rate study that shows existing rates will not provide sufficient revenues to pay the costs of providing drainage services; and

WHEREAS, a drainage rate increase is required to pay the costs of providing drainage services; and

WHEREAS, credits for qualified low-income customers need to be revised when the drainage rates change; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection D of Seattle Municipal Code Section 21.33.030 is amended as follows:

SMC 21.33.030 Drainage service charges -- Schedule -- Exemptions.

* * *

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

((Effective))	Effective	<u>Effective</u>	<u>Effective</u>
((Jan. 1, 1999))	Jan. 1, 2001	<u>Jan. 1, 2003</u>	<u>Jan. 1, 2004</u>

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 SPU Drainage Rates ORD
 8/28/02
 version #7a

1	Single-family Residential	((\$ 72.62 per parcel))	\$99.00 per parcel	<u>\$104.94 per parcel</u>	<u>\$119.63 per parcel</u>
2	Open Space (0 -- 2%)	((68.00 per acre))	92.70 per acre	<u>98.26 per acre</u>	<u>112.02 per acre</u>
3					
4	All Other Properties Classification:				
5	1. (0 -- 15%)	((\$115.92 per acre))	\$158.03 per acre	<u>\$167.51 per acre</u>	<u>\$190.96 per acre</u>
6	2. (16 -- 35%)	((195.82 per acre))	266.95 per acre	<u>282.97 per acre</u>	<u>322.58 per acre</u>
7	3. (36 -- 65%)	((355.62 per acre))	484.79 per acre	<u>513.88 per acre</u>	<u>585.82 per acre</u>
8	4. (66 -- 85%)	((462.14 per acre))	630.01 per acre	<u>667.81 per acre</u>	<u>761.30 per acre</u>
9	5. (86 -- 100%)	((568.66 per acre))	775.23 per acre	<u>821.74 per acre</u>	<u>936.79 per acre</u>

* * *

Section 2. Paragraph 2 of Subsection A of Seattle Municipal Code 21.76.040 is amended as follows:

21.76.040 Utility low income rate assistance.

A. Drainage, Wastewater, and Water.

* * *

2. Drainage. Eligible recipients residing inside The City of Seattle shall receive the following credits for drainage services based on dwelling type:

	<u>((Effective))</u>	<u>Effective</u>	<u>Effective</u>	<u>Effective</u>
	<u>((January 1, 1999))</u>	<u>January 1, 2001</u>	<u>January 1, 2003</u>	<u>January 1, 2004</u>
Single-family ((and duplex))	((\$3.026 per month))	\$4.13 per month	<u>\$4.38 per month</u>	<u>\$4.99 per month</u>
Duplex ((dwelling))	((1.513 per month))	2.06 per month	<u>2.18 per month</u>	<u>2.49 per month</u>
Multifamily ((dwelling))	((0.32 per month))	0.44 per month	<u>0.47 per month</u>	<u>0.53 per month</u>

* * *



STATE OF WASHINGTON - KING COUNTY

--SS.

152214
City of Seattle, Clerk's Office

No. ORDINANCE IN FULL

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

CT:ORDINANCE 120969

was published on

12/2/2002



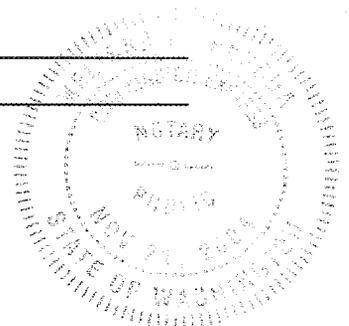
Subscribed and sworn to before me on

12/2/2002



Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication



State of ~~Washington~~ County
City of Seattle

ORDINANCE 120003

AN ORDINANCE relating to drainage services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.33.030 to adjust drainage rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income drainage customers.

WHEREAS, the rates for drainage services were last increased on January 1, 2001; and

WHEREAS, the installation of additional drainage facilities has resulted in increased annual expenses for debt service and operations; and

WHEREAS, Seattle Public Utilities has completed a rate study that show existing rates will not provide sufficient revenues to pay the costs of providing drainage services; and

WHEREAS, a drainage rate increase is required to pay the costs of providing drainage services; and

WHEREAS, credits for qualified low-income customers need to be revised when the drainage rates change; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection D of Seattle Municipal Code Section 21.33.030 is amended as follows:

SMC 21.33.030 Drainage service charges -- Schedule -- Exemptions.

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

~~(Effective)~~ -- Effective -- **Effective**
~~(January 1, 2000)~~ -- Jan. 1, 2002 -- **Jan. 1, 2003**

Single-family Residential -- ~~(\$25.00 per parcel)~~ -- \$59.00 per parcel -- **104.84 per parcel**

Open Space (0 -- 2%) ~~(\$2.00 per acre)~~ -- \$2.70 per acre -- **28.20 per acre**

All Other Properties Classification:

1. (1 -- 15%) -- ~~(\$15.00 per acre)~~ -- \$159.08 per acre -- **197.51 per acre**

2. (16 -- 35%) -- ~~(\$25.00 per acre)~~ -- 266.95 per acre -- **283.97 per acre**

3. (36 -- 65%) -- ~~(\$35.00 per acre)~~ -- 484.79 per acre -- **518.88 per acre**

4. (66 -- 85%) -- ~~(\$45.00 per acre)~~ -- 690.01 per acre -- **667.81 per acre**

5. (86 -- 100%) ~~(\$55.00 per acre)~~ -- 775.23 per acre -- **821.74 per acre**

Section 2. Paragraph 2 of Subsection A of Seattle Municipal Code 21.76.040 is amended as follows:

21.76.040 Utility low income rate assistance.

A. Drainage, Wastewater, and Water.

2. Drainage. Eligible recipients residing inside The City of Seattle shall receive the following credits for drainage services based on dwelling type:

~~(Effective)~~ -- Effective -- **Effective**
~~(January 1, 2000)~~ -- January 1, 2001 -- **January 1, 2003**

Single-family ~~(and duplex)~~ -- ~~(\$3.00 per month)~~ -- \$4.13 per month -- **\$4.22 per month**

Duplex ~~(dwelling)~~ ~~(\$4.13 per month)~~ -- 2.06 per month -- **2.14 per month**

Multifamily ~~(dwelling)~~ -- ~~(0.00 per month)~~