

ORDINANCE No. 120970

COUNCIL BILL No. 114340

The City

AN ORDINANCE relating to wastewater services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.28.040 to adjust wastewater rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income wastewater customers.

Honorable President:

Your Committee on _____

to which was referred the within Co report that we have considered the

COMPTROLLER FILE No. _____

Introduced: <u>10-14-02</u>	By: <u>Pagelew</u>
Referred: <u>10-14-02</u>	To: <u>Water & Health</u>
Referred: <u>11-5-02</u>	To: <u>2 ppm Moved MP. H₂O PNHing.</u>
Referred: <u>11-12-02</u>	To: <u>Budget</u>
Reported: <u>11-18-02</u>	Second Reading:
Third Reading: <u>11-18-02</u>	Signed: <u>11-18-02</u>
Presented to Mayor: <u>11-19-02</u>	Approved: <u>NOV 20 2002</u>
Returned to City Clerk: <u>NOV 20 2002</u>	Published: <u>FULL 5P</u>
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:

2003 rates only staff work
2002 New Seattle
Referral to Budget
Passed 3-0

11-18-02 Budget

11-18-02 Passed

LAW DEPARTMENT

The City of Seattle--Legislative Department

Date Reported
and Adopted

REPORT OF COMMITTEE

able President:

Committee on

was referred the within Council Bill No.

that we have considered the same and respectfully recommend that the same:

states only staff will conform
ed New Full Council for
val to Budget Committee
and 3-0

(2)
(1)

8-02 Budget Committee Pass As Amended 9-0

8-02 Passed 9-0

DEPARTMENT

Committee Chair

ORDINANCE 120970

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4 AN ORDINANCE relating to wastewater services of Seattle Public Utilities; amending Seattle
5 Municipal Code Section 21.28.040 to adjust wastewater rates; and amending Seattle
6 Municipal Code Section 21.76.040 to adjust credits to low-income wastewater customers.

7 WHEREAS, the rates for wastewater services were last increased on January 1, 2002; and

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

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

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

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

16 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

17
18 Section 1. Paragraph 1 of Subsection B of Seattle Municipal Code Section 21.28.040 is
19 amended as follows:

20
21 **21.28.040 Wastewater volume charge.**
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* * *

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3 1. (~~Effective January 1, 2001 the wastewater volume rate shall be Four Dollars and~~
4 ~~Forty nine Cents (\$4.49) per CCF for all premises except mastered metered premises within an~~
5 ~~eligible project (as defined in Seattle Municipal Code Section 21.04.280) that has received~~
6 ~~funding from Seattle Public Utilities for sewer improvements.))~~ Effective January 1, 2002, the
7 wastewater volume rate shall be Five Dollars and Nineteen Cents (\$5.19) per CCF for all
8 premises except master-metered premises within an eligible project (as defined by Seattle
9 Municipal Code Section 21.04.280) that has received funding from Seattle Public Utilities for
10 sewer improvements. (~~Effective January 1, 2001, the wastewater volume rate shall be Seven~~
11 ~~Dollars and Eighty three Cents (\$7.83) per CCF for premises that are mastered metered for water~~
12 ~~and located within an eligible project (as defined by Seattle Municipal Code Section 21.04.280)~~
13 ~~that has received funding from Seattle Public Utilities for public infrastructure improvements (as~~
14 ~~defined by Seattle Municipal Code Section 21.04.280) for sewer purposes.))~~ Effective January 1,
15 2002, the wastewater volume rate shall be Eight Dollars and Fifty-three Cents (\$8.53)(Note 1)
16 per CCF for premises that are mastered-metered for water and located within an eligible project
17 (as defined by Seattle Municipal Code Section 21.04.280) that has received funding from Seattle
18 Public Utilities for public infrastructure (as defined by Seattle Municipal Code Section
19 21.04.280) for sewer purposes. Effective January 1, 2003, master metered premises within an
20 eligible project (as defined in Seattle Municipal Code Section 21.04.280) that has received
21 funding from Seattle Public Utilities for sewer improvements under Seattle Municipal Code
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Cpotter/EvansKE
SPU Sewer Rates ORD
November 18, 2002
version #4
WW_114340_v4

1 Section 21.16.270.B shall pay wastewater volume rates in accordance with the following
2 schedule:

<u>Effective Date</u>	<u>Rate per CCF</u>
<u>January 1, 2003</u>	<u>\$8.87</u>

6
7
8 Effective January 1, 2003, all other premises shall pay wastewater volume rates in accordance
9 with the following schedule:

<u>Effective Date</u>	<u>Rate per CCF</u>
<u>January 1, 2003</u>	<u>\$5.53</u>

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15 *****

16
17 Section 2. Paragraph 1 of Subsection A of Seattle Municipal Code 21.76.040 is amended
18 as follows:

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20 **21.76.40 Utility low income rate assistance.**

21 A. Drainage, Wastewater, and Water.
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* * *

1. Wastewater. Eligible recipients billed directly by Seattle Public Utilities for wastewater services and residing in single-family dwellings shall receive a credit equal to 0.5 times the current billing. Eligible recipients not billed directly by Seattle Public Utilities for wastewater services shall receive the following credits based on dwelling type:

	Effective	Effective
	January 1, 2001	January 1, 2002
Single family and duplex	\$13.47 per month	\$15.57 per month
Multifamily dwelling	6.74 per month	7.79 per month

Effective Date	Single-family and duplex	Multifamily dwelling
January 1, 2002	\$15.57 per month	\$7.79 per month
January 1, 2003	\$16.58 per month	\$8.29 per month

* * *

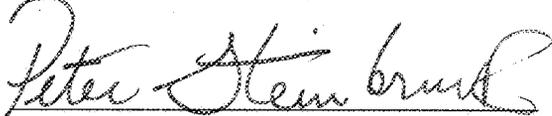
Section 3. The provisions of this ordinance are declared to be separate and severable. If any one or more of the provisions of this ordinance shall be declared by any court of competent jurisdiction to be contrary to law, then such provision or provisions shall be null and void and

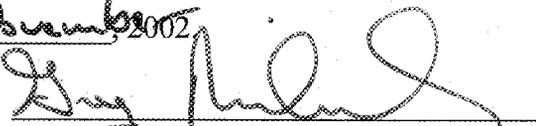


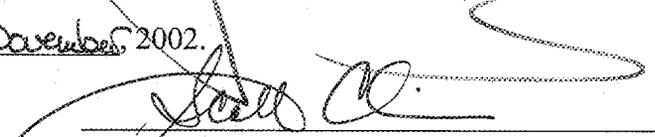
1 severed from the rest of this ordinance, and all other provisions of this ordinance shall remain
2 valid and enforceable.

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

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

9
10 
11 President _____ of the City Council

12 Approved by me this 25 day of November, 2002.
13 
14 Gregory J. Nickels, Mayor

15 Filed by me this 27th day of November, 2002.
16 
17 City Clerk

18
19 (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 wastewater services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.28.040 to adjust wastewater rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income wastewater customers.

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

Background (Include justification for the legislation and funding history, if applicable):
Recent and planned investments in sewer infrastructure have increased the annual cost of providing sewer services. These rate increases are required to pay this additional cost. Seattle's sewer utility pays King County to treat Seattle's wastewater. King County plans to increase its wastewater treatment rates next in 2005. If King County increases its rates before 2005, an additional Seattle sewer rate increase will be necessary.

Public Private Partnership Review Status:

N/A

Is the legislation subject to public hearing requirements?

No.

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			

One-time \$ _____ On-going \$ _____

Estimated Revenue Impacts:

FUND (List # and/or Account)	2002	2003	2004
Drainage and Wastewater Fund	\$0	\$7,855,000	\$15,269,000
TOTAL	\$0	\$7,855,000	\$15,269,000

One-time \$ _____ On-going \$ \$15,269,000

Estimated FTE Impacts:

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

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):





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

September 23, 2002

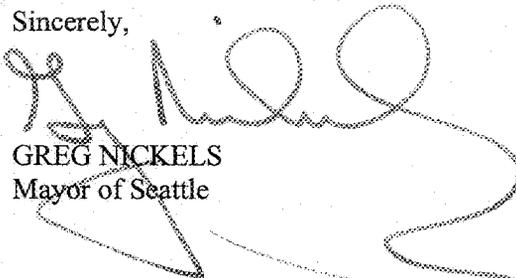
Honorable Peter Steinbrueck
President
Seattle City Council
Municipal Building, 11th Floor

Dear Council President Steinbrueck:

The attached ordinance increases the rate for sewer service in two steps effective January 1, 2003 and January 1, 2004. These rate increases are necessary to pay increased costs associated with sewer infrastructure projects such as the control of overflows at combined sewer outfalls. We pay King County for the treatment of our wastewater, and King County maintains that it will not increase our treatment rates until at least 2005. Because so much of our sewer utility budget pays for wastewater treatment, it is likely that a rate adjustment will be required if King County raises its treatment rates before 2005.

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

Sincerely,


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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cpotter
SPU Sewer Rates ORD
August 29, 2002
version #3a

1 wastewater volume rate shall be Five Dollars and Nineteen Cents (\$5.19) per CCF for all
2 premises except master-metered premises within an eligible project (as defined by Seattle
3 Municipal Code Section 21.04.280) that has received funding from Seattle Public Utilities for
4 sewer improvements. ~~((Effective January 1, 2001, the wastewater volume rate shall be Seven
5 Dollars and Eighty three Cents (\$7.83) per CCF for premises that are mastered metered for water
6 and located within an eligible project (as defined by Seattle Municipal Code Section 21.04.280)
7 that has received funding from Seattle Public Utilities for public infrastructure improvements (as
8 defined by Seattle Municipal Code Section 21.04.280) for sewer purposes.))~~ Effective January 1,
9 2002, the wastewater volume rate shall be Eight Dollars and Fifty-three Cents (\$8.53)(Note 1)
10 per CCF for premises that are mastered-metered for water and located within an eligible project
11 (as defined by Seattle Municipal Code Section 21.04.280) that has received funding from Seattle
12 Public Utilities for public infrastructure (as defined by Seattle Municipal Code Section
13 21.04.280) for sewer purposes. Effective January 1, 2003, master metered premises within an
14 eligible project (as defined in Seattle Municipal Code Section 21.04.280) that has received
15 funding from Seattle Public Utilities for sewer improvements under Seattle Municipal Code
16 Section 21.16.270.B shall pay wastewater volume rates in accordance with the following
17 schedule:

<u>Effective Date</u>	<u>Rate per CCF</u>
<u>January 1, 2003</u>	<u>\$8.87</u>
<u>January 1, 2004</u>	<u>\$9.14</u>

22
23 Effective January 1, 2003, all other premises shall pay wastewater volume rates in accordance
24 with the following schedule:



cpotter
 SPU Sewer Rates ORD
 August 29, 2002
 version #3a

Effective Date	Rate per CCF
January 1, 2003	\$5.53
January 1, 2004	\$5.80

Section 2. Paragraph 1 of Subsection A of Seattle Municipal Code 21.76.040 is amended as follows:

21.76.40 Utility low income rate assistance.

A. Drainage, Wastewater, and Water.

* * *

1. Wastewater. Eligible recipients billed directly by Seattle Public Utilities for wastewater services and residing in single-family dwellings shall receive a credit equal to 0.5 times the current billing. Eligible recipients not billed directly by Seattle Public Utilities for wastewater services shall receive the following credits based on dwelling type:

	Effective January 1, 2001	Effective January 1, 2002
Single family and duplex	\$13.47 per month	\$15.57 per month
Multifamily dwelling	6.74 per month	7.79 per month

Effective Date	Single-family and duplex	Multifamily dwelling
January 1, 2002	\$15.57 per month	\$7.79 per month
January 1, 2003	\$16.58 per month	\$8.29 per month



cpotter
SPU Sewer Rates ORD
August 29, 2002
version #3a

1 January 1, 2004 \$17.41 per month \$8.71 per month

2
3 * * *

4
5 Section 3. The provisions of this ordinance are declared to be separate and severable.
6 If any one or more of the provisions of this ordinance shall be declared by any court of
7 competent jurisdiction to be contrary to law, then such provision or provisions shall be null and
8 void and severed from the rest of this ordinance, and all other provisions of this ordinance shall
9 remain valid and enforceable.

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

13
14 Passed by the City Council the ____ day of _____, 2002, and signed by me in
15 open session in authentication of its passage this ____ day of _____, 2002.

16
17 _____
18 President _____ of the City Council

19 Approved by me this ____ day of _____, 2002.

20
21 _____
22 Gregory J. Nickels, Mayor

23 Filed by me this ____ day of _____, 2002.

24 _____
25 City Clerk

26 (Seal)



STATE OF WASHINGTON – KING COUNTY

--SS.

152254
City of Seattle, Clerk's Office

No. ORDINANCE IN FULL

Affidavit of Publication

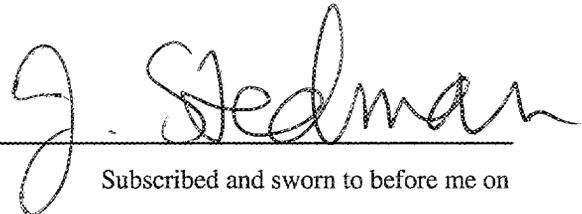
The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published 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

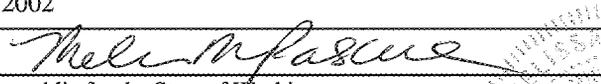
CT:ORDINANCE 120970

was published on

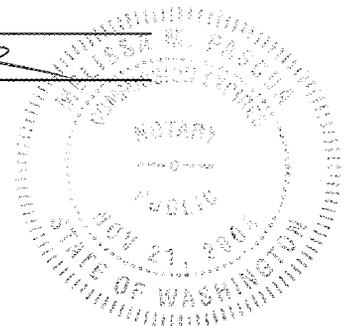
12/3/2002


Subscribed and sworn to before me on

12/3/2002


Notary public for the State of Washington,
residing in Seattle

Affidavit of Publication



State of Washington, King County

City of Seattle

ORDINANCE 128970

AN ORDINANCE relating to wastewater services of Seattle Public Utilities; amending Seattle Municipal Code Section 21.28.040 to adjust wastewater rates; and amending Seattle Municipal Code Section 21.76.040 to adjust credits to low-income wastewater customers.

WHEREAS, the rates for wastewater services were last increased on January 1, 2002; and

WHEREAS, the installation of additional wastewater facilities has resulted in increased annual wastewater 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 wastewater services; and

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

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

BE IT OBTAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1, Paragraph 1 of Subsection B of Seattle Municipal Code Section 21.28.040 is amended as follows:

21.28.040 Wastewater volume charge.

1. (Effective January 1, 2001, the wastewater volume rate shall be Four Dollars and Forty-nine Cents (\$4.49) per CCF for all premises except master-metered premises within an eligible project (as defined in Seattle Municipal Code Section 21.04.280) that has received funding from Seattle Public Utilities for sewer improvements.) Effective January 1, 2002, the wastewater volume rate shall be Five Dollars and Nineteen Cents (\$5.19) per CCF for all premises except master-metered premises within an eligible project (as defined by Seattle Municipal Code Section 21.04.280) that has received funding from Seattle Public Utilities for sewer improvements. (Effective January 1, 2003, the wastewater volume rate shall be Seven Dollars and Eighty-three Cents (\$7.83) per CCF for premises that are master-metered for water and located within an eligible project (as defined by Seattle Municipal Code Section 21.04.280) that has received funding from Seattle Public Utilities for public infrastructure improvements (as defined by Seattle Municipal Code Section 21.04.280) for sewer purposes.) Effective January 1, 2002, the wastewater volume rate shall be Eight Dollars and Fifty-three Cents (\$8.53) (Note 1) per CCF for premises that are master-metered for water and located within an eligible project (as defined by Seattle Municipal Code Section 21.04.280) that has received funding from Seattle Public Utilities for public infrastructure (as defined by Seattle Municipal Code Section 21.04.280) for sewer purposes. Effective January 1, 2003, master-metered premises within an eligible project (as defined in Seattle Municipal Code Section 21.04.280) that has received funding from Seattle Public Utilities for sewer improvements under Seattle Municipal Code Section 21.36.270.B shall pay wastewater volume rates in accordance with the following schedule:

Effective Date -- Rate per CCF

January 1, 2003 -- \$8.57

Pa