

Ordinance No. 118803

Law Department

The City of Seattle
Council Bill/Ordinance

Council Bill No. 111956

AN ORDINANCE revising drainage rates; and amending Seattle Municipal Code 21.33 in connection therewith; and amending Subsection A of Seattle Municipal Code Section 21.76.040 to revise credits to low-income drainage customers

22

11-4-97 do
11-12-97 Budget
11-13-97 Full C

CF No. _____

Date Introduced: <u>NOV - 3 1997</u>		
Date 1st Referred: <u>NOV - 3 1997</u>	To: (committee) <u>Budget</u>	
Date Re - Referred:	To: (committee)	
Date Re - Referred:	To: (committee)	
Date of Final Passage: <u>11-13-97</u>	Full Council Vote: <u>7-0</u>	
Date Presented to Mayor: <u>11-13-97</u>	Date Approved: <u>Returned Unsigned</u>	
Date Returned to City Clerk: <u>NOV 21 1997</u>	Date Published: <u>4 PM</u>	T.O. <u>Z</u> F.T.
Date Vetoed by Mayor:	Date Veto Published:	
Date Passed Over Veto:	Veto Sustained:	

This file is complete and ready



OK

Law Dept. Review

Document
The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: PAGELER
Councilmember

Committee Action:

11-4-97 do pass 3-0 ~~3-0~~ Utilities Committee

11-12-97 Budget Committee: Pass

11-13-97 Full Council Action Passed 7-0

Excused: Donaldson, Noland

This file is complete and ready for presentation to Full Council. Committee: _____

(initial/date)

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Law Dept. Review

DMP
Review

City Clerk
Review

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ORDINANCE 118803

1 AN ORDINANCE revising drainage rates; amending Seattle Municipal
Code 21.33 in connection therewith; and amending Subsection A of Seattle Municipal
Code Section 21.76.040 to revise credits to low-income drainage customers.

2 WHEREAS, Ordinance 118380, adopted November 18, 1996 authorized
3 drainage rates effective January 1, 1997, amending Ordinance 117391; and

4 WHEREAS, the drainage rate was last increased in 1997 to cover inflationary costs, additional
debt service, depreciation and other expenses; and

5 WHEREAS, a drainage rate revision changes credits to low-income drainage customers; and

6 WHEREAS, the winter storms of 1996-1997 highlighted landslide and drainage problems,
7 and called attention to unfunded operating, maintenance and capital needs of the drainage
system; Now, Therefore,

8
9 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

10 Section 1. As of January 1, 1998, Subsections D and F of Seattle Municipal Code 21.33.030
11 (Ordinance 114155 as last amended by Ordinance 118380) are further amended as follows:

12 **21.33.030** Drainage service charges--Schedule--Exemptions.

13
14 D. The rate categories and the corresponding annual drainage service charges are as follows:

15 Single-family Residential ((~~\$41.40~~) \$43.08 per parcel

16 Open Space (0 -- 2%) ((~~\$53.43~~) \$55.60 per acre

17 All Other Properties Classification:

18 1. (0 - 15%) ((~~\$91.08~~) \$94.78 per acre

19 2. (16 - 35%) ((~~\$153.85~~) \$160.11 per acre

20 3. (36 - 65%) ((~~\$279.40~~) \$290.77 per acre

4. (66 - 85%) (~~(\$363.10)~~) \$377.88 per acre

5. (86 - 100%) (~~(\$446.79)~~) \$464.97 per acre

F. These rates shall take effect as of January 1, (~~(1997)~~) 1998.

Section 2. Effective January 1, 1998, Subsection A of Seattle Municipal Code 21.76.040 (Ordinance 104472 as last amended by Ordinance 118433) is amended as follows:

21.76.040 Utility low income rates assistance.

A. Drainage, Wastewater, and Water. Persons qualified by the Department of Housing and Human Services as eligible recipients of low income utility credits provided for in Section 21.76.010 (eligible recipients) shall be granted low income billing credits in the following amounts:

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:

Single-family and duplex \$12.15 per month

Multifamily dwelling \$6.08 per month

2. Drainage. Eligible recipients residing inside The City of Seattle shall receive

the following credits for drainage services based on dwelling type:

1 Single-family dwelling ~~((\$1.725))~~ \$1.795 per month

2 Duplex dwelling ~~((\$0.865))~~ \$0.898 per month

3 Multifamily dwelling ~~((\$0.25))~~ \$0.26 per month

4
5 3. Water. Eligible recipients billed directly by Seattle Public Utilities for water delivery and
6 residing in single-family dwellings shall receive a credit equal to 0.5 times the current billing.

7 Eligible recipients not billed directly by Seattle Public Utilities for water delivery and residing in
8 single-family or duplex dwellings shall receive the following credits:

9 Effective January 1, 1997 \$ 7.59 per month

10 Effective January 1, 1998 \$ 8.09 per month

11
12 Eligible recipients not billed directly by Seattle Public Utilities for water delivery
13 and residing in multifamily dwellings shall receive the following credits:

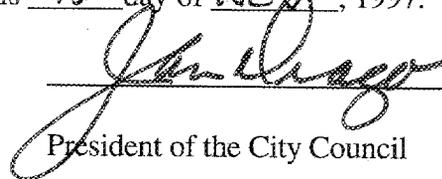
14 Effective January 1, 1997 \$ 3.00 per month

15 Effective January 1, 1998 \$ 3.20 per month

16
17 Section 3. Any act consistent with authority and prior to the effective date of this ordinance is
18 hereby ratified and confirmed.

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

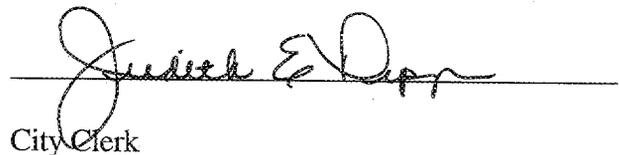
4 Passed by the City Council the 13th day of November, 1997, and signed by me in open
5 session in authentication of its passage this 13th day of Nov, 1997.

6 
7 _____
8 President of the City Council

9 Approved by me this _____ day of _____, 1997.
10 Note from City Clerk: 

11 The foregoing Council Bill No. 111956 was, on the 13th day of November 1997,
12 presented to the Mayor who returned the same to the City Clerk without his signature on
13 the 21st day of November 1997, stating that he strongly felt that there was not adequate
14 public involvement prior to the decision to increase the drainage rates by 4%.

15 Filed by me this 21 day of November, 1997.

16 
17 _____
18 City Clerk

19 (SEAL)
20
21

hard copy

ORDINANCE _____

1 AN ORDINANCE revising drainage rates; amending Seattle Municipal
Code 21.33 in connection therewith; and amending Subsection A of Seattle Municipal
Code Section 21.76.040 to revise credits to low-income drainage customers.

2 WHEREAS, Ordinance 118380, adopted November 18, 1996 authorized
3 drainage rates effective January 1, 1997, amending Ordinance 117391; and

4 WHEREAS, the drainage rate was last increased in 1997 to cover inflationary costs, additional
debt service, depreciation and other expenses; and

5 WHEREAS, a drainage rate revision changes credits to low-income drainage customers; and

6 WHEREAS, the winter storms of 1996-1997 highlighted landslide and drainage problems,
7 and called attention to unfunded operating, maintenance and capital needs of the drainage
8 system; Now, Therefore,

9 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

10 Section 1. As of January 1, 1998, Subsections D and F of Seattle Municipal Code 21.33.030
11 (Ordinance 114155 as last amended by Ordinance 118380) are further amended as follows:

12 **21.33.030** Drainage service charges--Schedule--Exemptions.

13
14 D. The rate categories and the corresponding annual drainage service charges are as follows:

15 Single-family Residential ((~~\$41.40~~) \$43.08 per parcel

16 Open Space (0 -- 2%) ((~~\$53.43~~) \$55.60 per acre

17 All Other Properties Classification:

18 1. (0 - 15%) ((~~\$91.08~~) \$94.78 per acre

19 2. (16 - 35%) ((~~\$153.85~~) \$160.11 per acre

20 3. (36 - 65%) ((~~\$279.40~~) \$290.77 per acre

21

4. (66 - 85%) ~~(\$363.10)~~ \$377.88 per acre
5. (86 - 100%) ~~(\$446.79)~~ \$464.97 per acre

F. These rates shall take effect as of January 1, ~~((1997))~~ 1998.

Section 2. Effective January 1, 1998, Subsection A of Seattle Municipal Code 21.76.040 (Ordinance 104472 as last amended by Ordinance 118433) is amended as follows:

21.76.040 Utility low income rates assistance.

A. Drainage, Wastewater, and Water. Persons qualified by the Department of Housing and Human Services as eligible recipients of low income utility credits provided for in Section 21.76.010 (eligible recipients) shall be granted low income billing credits in the following amounts:

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:

Single-family and duplex \$12.15 per month

Multifamily dwelling \$6.08 per month

2. Drainage. Eligible recipients residing inside The City of Seattle shall receive

the following credits for drainage services based on dwelling type:

1 Single-family dwelling ~~((\$1.725))~~ \$1.795 per month

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5 3. Water. Eligible recipients billed directly by Seattle Public Utilities for water delivery and
6 residing in single-family dwellings shall receive a credit equal to 0.5 times the current billing.

7 Eligible recipients not billed directly by Seattle Public Utilities for water delivery and residing in
8 single-family or duplex dwellings shall receive the following credits:

9 Effective January 1, 1997 \$ 7.59 per month

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12 Eligible recipients not billed directly by Seattle Public Utilities for water delivery
13 and residing in multifamily dwellings shall receive the following credits:

14 Effective January 1, 1997 \$ 3.00 per month

15 Effective January 1, 1998 \$ 3.20 per month

16
17 Section 3. Any act consistent with authority and prior to the effective date of this ordinance is
18 hereby ratified and confirmed.

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

4 Passed by the City Council the _____ day of _____, 1997, and signed by me in open
5 session in authentication of its passage this _____ day of _____, 1997.

6 _____
7 President of the City Council

8
9 Approved by me this _____ day of _____, 1997.

10 _____
11 Norman B. Rice, Mayor

12
13 Filed by me this _____ day of _____, 1997.

14 _____
15
16 City Clerk

17
18 (SEAL)
19
20
21



City of Seattle

Norman B. Rice, Mayor

Executive Department - Office of Management and Planning
Judy Bunnell, Director

MEMORANDUM

Date: November 26, 1997

To: Council President Jan Drago
Councilmember Martha Choe
Councilmember Charlie Chong
Councilmember Cheryl Chow
Councilmember Sue Donaldson
Councilmember Richard McIver
Councilmember Jane Noland
Councilmember Margaret Pageler
Councilmember Tina Podlodowski

From: Judy Bunnell, Director
Office of Management & Planning

Re: Clarification of Mayor's Action on Drainage Rate Increase

I am writing to clarify the memo from the Mayor to the City Council dated November 21, 1997, relating to the drainage rate increase. It is the Mayor's intention not to veto this legislation, but rather to allow it to become law without his signature pursuant to Seattle Municipal Code Section 1.04.020B.

If you have any questions about this action, please contact me.

cc: Judith Pippin, City Clerk
Bruce Brooks, Deputy Mayor
Diana Gale, Seattle Public Utilities

Seattle Municipal Building, 600 Fourth Avenue, Seattle, WA 98104-1826
Tel: (206) 684-8080, TDD (206) 684-8118, FAX: (206) 233-0085

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Office of the Mayor
City of Seattle

Norman B. Rice, Mayor



MEMORANDUM

Date: November 21, 1997

To: Council President Jan Drago
Councilmember Martha Choe
Councilmember Charlie Chong
Councilmember Cheryl Chow
Councilmember Sue Donaldson
Councilmember Richard McIver
Councilmember Jane Noland
Councilmember Margaret Pageler
Councilmember Tina Podlodowski

From: Mayor Norman B. Rice

Re: Non-Signature of Drainage Rate Increase Ordinance

With this memo, I am informing you that I will not sign CB 111956, the drainage rate increase ordinance, that was passed by City Council on Thursday, November 13th as part of budget legislation. I am taking this action for the following reasons:

First and foremost, I feel strongly that there was not adequate public involvement prior to the decision to increase the drainage rates by 4%. While the City Council did hold one public hearing on Monday, November 10th, this is considerably less public notice and involvement than normal. In past years, proposals to increase drainage or wastewater rates have been discussed and reviewed by a citizens advisory committee over a period of months. The businesses and community groups represented on this committee review the need for the increase, the programs that will be funded, the financial policies, and the size and structure of the new rates.

My 1998 Proposed Budget already included a \$1.3 million increase in the drainage capital improvement program without a rate increase. This additional funding has been programmed to deal with local flooding problems identified as a result of last winter's storms.

All of the City's utilities have been moving to biennial rates in order to provide some stability and predictability for our customers. Because the rate increase was proposed only a month ago, customers, including our own City departments, the Seattle School District and

President Drago
November 21, 1997
Page 2

other government agencies, were not afforded an opportunity to include the increase in their own budgets.

The City moved to biennial budgeting in 1995 for the purpose of making operating, capital, and rate decisions every two years. By increasing the drainage rates in the middle of the biennial cycle, we defeat the intent of biennial budgeting and draw into question the seriousness of the City's commitment to set rates on a two year basis.

I acknowledge that the drainage rate increase that the Council approved is a small one, but because of my concerns, I am unable to support it.

cc: Judy Bunnell, OMP
Diana Gale, Seattle Public Utilities

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:

Margaret Pageler

_____	_____
_____	_____
_____	_____
_____	_____

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO:

PRESIDENT'S SIGNATURE

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:

Martha Chase

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE



City of Seattle

Norman B. Rice, Mayor

Executive Department - Office of Management and Planning

Judy Bunnell, Director

97-314

*cc
Magorin*

COPY RECEIVED
97 OCT 24 PM 4:41
SEATTLE CITY ATTORNEY

October 24, 1997

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: Seattle Public Utilities

SUBJECT: AN ORDINANCE revising drainage rates; and amending Seattle
Municipal Code 21.33 in connection therewith; and amending
Subsection A of Seattle Municipal Code Section 21.76.040 to revise
credits to low-income drainage customers

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 OMP. Any specific questions regarding the legislation can be directed to Teer Strickland at 4-8075.

Sincerely,

Norman B. Rice
Mayor

by

Teer Strickland
for

JUDY BUNNELL
Director

h:\admin\legis\lawltrs\teer3

Enclosure

Seattle Municipal Building, 600 Fourth Avenue, Seattle, WA 98104-1826

Tel: (206) 684-8080, TDD (206) 684-8118, FAX: (206) 233-0085

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STATE OF WASHINGTON - KING COUNTY

87560

-ss.

City of Seattle, City Clerk

No. ORDINANCE IN

City of Seattle

ORDINANCE NO. 118803

AN ORDINANCE revising drainage rates, amending Seattle Municipal Code 21.33 in connection therewith, and amending Subsection A of Seattle Municipal Code Section 21.76.040 to revise credits to low-income drainage customers.

WHEREAS, Ordinance 118380, adopted November 18, 1996 authorized drainage rates effective January 1, 1997, amending Ordinance 117391; and

WHEREAS, the drainage rate was last increased in 1997 to cover inflationary costs, additional debt service, depreciation and other expenses; and

WHEREAS, a drainage rate revision changes credits to low-income drainage customers; and

WHEREAS, the winter storms of 1996-1997 highlighted landslide and drainage problems, and called attention to unfunded operating, maintenance and capital needs of the drainage systems; Now, Therefore,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. As of January 1, 1998, Subsections D and F of Seattle Municipal Code 21.33.030 (Ordinance 114133 as last amended by Ordinance 118380) are further amended as follows:

21.33.030 Drainage service charges--Schedule--Exemptions.

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

Single-family Residential ((41.40)) \$43.09 per parcel.

Open Space (0 - 2%): ((53.43)) \$55.60 per acre;

All Other Properties Classification:

1. (0-15%) ((81.08)) \$94.79 per acre;

2. (16-35%) ((153.85)) \$160.11 per acre;

3. (36-65%) ((278.40)) \$290.77 per acre;

4. (66-85%) ((383.18)) \$377.88 per acre;

5. (86-100%) ((446.79)) \$464.97 per acre.

F. These rates shall take effect as of January 1, ((1997)) 1998.

Section 2. Effective January 1, 1998, Subsection A of Seattle Municipal Code 21.76.040 (Ordinance 104472 as last amended by Ordinance 118433) is amended as follows:

21.76.040 Utility low income rates assistance.

A. Drainage, Wastewater, and Water. Persons qualified by the Department of Housing and Human Services as eligible recipients of low income utility credits provided for in Section 21.76.010 (eligible recipients) shall be granted low income billing credits in the following amounts:

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:

Single-family and duplex, \$12.18 per month;

Multifamily dwelling, \$6.09 per month.

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

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:ORD 118803

was published on

12/11/97

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

Subscribed and sworn to before me on

Handwritten signature and date 04/06/98

Notary Public for the State of Washington, residing in Seattle