



SEATTLE CITY COUNCIL

Legislative Summary

CB 119356

Record No.: CB 119356

Type: Ordinance (Ord)

Status: Passed

Version: 1

Ord. no: Ord 125685

In Control: City Clerk

File Created: 08/17/2018

Final Action: 10/10/2018

Title: AN ORDINANCE relating to Seattle Public Utilities; amending Sections 21.28.040, 21.28.080, and 21.76.040 of the Seattle Municipal Code to adjust wastewater rates.

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors: Herbold

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments:

Drafter: bob.hennessey@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	08/28/2018	Mayor's leg transmitted to Council	City Clerk			
1	City Clerk	08/28/2018	sent for review	Council President's Office			
Action Text: The Council Bill (CB) was sent for review. to the Council President's Office							
Notes:							
1	Council President's Office	08/28/2018	sent for review	Civil Rights, Utilities, Economic Development, and Arts Committee			
Action Text: The Council Bill (CB) was sent for review. to the Civil Rights, Utilities, Economic Development, and Arts Committee							
Notes:							

- | | | | | | |
|---|--|------------|------------------------------------|---|------|
| 1 | City Council | 09/10/2018 | referred | Civil Rights,
Utilities,
Economic
Development, and
Arts Committee | |
| 1 | Civil Rights, Utilities,
Economic Development,
and Arts Committee | 09/11/2018 | discussed | | |
| | Action Text: The Council Bill (CB) was discussed. | | | | |
| 1 | Civil Rights, Utilities,
Economic Development,
and Arts Committee | 09/21/2018 | pass | | Pass |
| | Action Text: The Committee recommends that City Council pass the Council Bill (CB). | | | | |
| | Notes: | | | | |
| | | | In Favor: 2 | Chair Herbold, Member O'Brien | |
| | | | Opposed: 0 | | |
| 1 | City Council | 10/01/2018 | passed | | Pass |
| | Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill: | | | | |
| | | | In Favor: 8 | Councilmember Bagshaw, Councilmember González , Council
President Harrell, Councilmember Herbold, Councilmember Johnson,
Councilmember Juarez, Councilmember Mosqueda, Councilmember
O'Brien | |
| | | | Opposed: 0 | | |
| | | | Absent(NV): 1 | Councilmember Sawant | |
| 1 | City Clerk | 10/03/2018 | submitted for
Mayor's signature | Mayor | |
| 1 | Mayor | 10/05/2018 | Signed | | |
| 1 | Mayor | 10/10/2018 | returned | City Clerk | |
| 1 | City Clerk | 10/10/2018 | attested by City Clerk | | |
| | Action Text: The Ordinance (Ord) was attested by City Clerk. | | | | |
| | Notes: | | | | |
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CITY OF SEATTLE

ORDINANCE 125685

COUNCIL BILL 119356

AN ORDINANCE relating to Seattle Public Utilities; amending Sections 21.28.040, 21.28.080, and 21.76.040 of the Seattle Municipal Code to adjust wastewater rates.

WHEREAS, Seattle City Council Resolution 31760, adopted on November 13, 2017, adopted a 2018-2023 Strategic Business Plan Update for Seattle Public Utilities (SPU), which guides utility investments, service levels, and rate paths through 2023; and

WHEREAS, the Strategic Business Plan Update included increases in the capital and operating requirements of the Drainage and Wastewater Fund in response to federal and state regulatory requirements, as well as environmental and infrastructure concerns, with a resulting increase in revenue requirements; and

WHEREAS, SPU has identified wastewater and drainage infrastructure needs requiring additional capital funding; and

WHEREAS, wastewater credits for qualified low-income customers, not billed directly by Seattle Public Utilities whose credits are based on typical residential bills, need to be revised to reflect the changes in wastewater rates; and

WHEREAS, under certain circumstances the General Manager and Chief Executive Officer of SPU may use an assumed volume to calculate residential wastewater charges based on average residential usage that has been updated; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection 21.28.040.B of the Seattle Municipal Code, which section was last amended by Ordinance 125443, is amended as follows:

21.28.040 Wastewater volume charge

* * *

B. The wastewater volume rate shall be the sum of the treatment rate and the system rate, as follows:

1. Treatment rate. The “treatment rate” shall be the rate required to pay the wastewater share of “treatment cost,” which is the cost of wastewater treatment, interception and disposal services, and any associated costs required to meet Drainage and Wastewater Fund financial policies. The treatment rate shall be the amount obtained when (a) the projected wastewater treatment cost is divided by (b) the projected billed wastewater consumption, each for the next calendar year, and the result is multiplied by ((~~118.0 percent in 2018~~) 118.7 percent in 2019 and thereafter to cover the costs of taxes and low-income rate assistance. The projected treatment cost shall be the treatment cost anticipated for the upcoming calendar year, which may include an adjustment to reflect the difference, whether positive or negative, between the total expected treatment cost for the current year and the total wastewater volume charge revenues attributable to the treatment rate expected for the current year. The treatment rate is designed to pass through cost changes driven by King County and may be adjusted by ordinance at any time in response to such charges.

2. System rate. The “system rate” shall be the rate required to pay the cost of carrying and discharging all wastewater and any wastewater-funded share of stormwater into the City sewerage system, as presently maintained and operated and as may be added to, improved, and extended.

3. The wastewater volume rate per CCF shall be in accordance with the following schedule:

	<u>Effective</u> <u>Jan. 1, 2018</u>	<u>Effective</u> <u>Jan. 1, 2019</u>	<u>Effective</u> <u>Jan. 1, 2020</u>	<u>Effective</u> <u>Jan. 1, 2021</u>
<u>Treatment Rate</u>	\$8.34	\$8.84	\$8.84	\$8.84
<u>System Rate</u>	\$5.12	\$5.64	\$6.71	\$7.42
<u>Wastewater Volume Rate</u>	\$13.46	\$14.48	\$15.55	\$16.26

* * *

Section 2. Subsection 21.28.080.B of the Seattle Municipal Code, which section was last amended by Ordinance 121665, is amended as follows:

21.28.080 Calculation of residential wastewater volume charge.

B. The ~~((Director))~~ General Manager and Chief Executive Officer of Seattle Public Utilities may use an assumed volume of ~~((five and two-tenths (5.2)))~~ 4.3 CCF per household, or prior water consumption records if those records are more representative of expected usage, to calculate residential wastewater charges under the following circumstances:

1. When the water meter has been determined to be malfunctioning;
2. When customers have insufficient water consumption history to calculate average winter water consumption;
3. When water use in the period used to calculate average winter water consumption is not representative of expected water use, such as rental property that is vacant between tenants or in the case of seasonal customers; and
4. When customers are not served by a publicly owned water supply system.

* * *

Section 3. Subsection 21.76.040.A of the Seattle Municipal Code, which section was last amended by Ordinance 125444, is amended as follows:

21.76.040 Rate discounts

A. Drainage, wastewater, and water. Certified low-income residential utility customers ("Certified customers") will receive rate discounts (or credits) in the following amounts:

1. Wastewater. Certified customers billed directly for Seattle Public Utilities wastewater services will receive a rate discount equal to 0.5 times the total current wastewater volume charge. Certified customers who pay for wastewater services indirectly through rent shall receive the following rate credits based on dwelling type and consistent with Section 21.76.050:

((Effective date	Single-family and duplex dwellings	Multifamily dwellings
January 1, 2017	\$27.80 per month	\$19.40 per month
January 1, 2018	\$28.94 per month	\$20.20 per month))

<u>Effective date</u>	<u>Single-family and duplex dwellings</u>	<u>Multifamily dwellings</u>
<u>January 1, 2018</u>	<u>\$28.94 per month</u>	<u>\$20.20 per month</u>
<u>January 1, 2019</u>	<u>\$31.13 per month</u>	<u>\$21.72 per month</u>
<u>January 1, 2020</u>	<u>\$33.43 per month</u>	<u>\$23.32 per month</u>
<u>January 1, 2021</u>	<u>\$34.96 per month</u>	<u>\$24.39 per month</u>

At the time of a change to the wastewater volume charge described in Section 21.28.040, the Director of Seattle Public Utilities shall calculate new credits for certified customers who pay for wastewater services indirectly through rent. The rate credit for single-family and duplex customers shall be 0.5 times the wastewater volume charge multiplied by 430 cubic feet (4.3 CCF), which is typical single-family residential sewer billed consumption. The rate credit for multifamily dwelling customers shall be 0.5 times the wastewater volume charge multiplied by 3.0 CCF, which is typical multifamily sewer billed consumption.

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

	Effective January 1, 2017	Effective January 1, 2018
Single-family	\$18.02 per month	\$20.03 per month
Duplex	\$9.01 per month	\$10.02 per month
Multifamily	\$1.93 per month	\$2.14 per month

3. Water. Certified customers billed directly for Seattle Public Utilities water services shall receive a rate discount equal to 0.5 times the total current commodity and base service charges. Certified customers who pay for water services indirectly through their rent shall receive the following rate credits based on dwelling type and consistent with Section 21.76.050:

Effective Date	Single-family and duplex dwellings	Multifamily dwellings
January 1, 2017	\$20.56 per month	\$12.38 per month
January 1, 2018	\$21.15 <u>per month</u>	\$12.38 <u>per month</u>
January 1, 2019	\$21.86 <u>per month</u>	\$12.38 <u>per month</u>
January 1, 2020	\$22.85 <u>per month</u>	\$12.50 <u>per month</u>

* * *

Section 4. This ordinance does not affect any existing right acquired or liability or obligation incurred under the sections amended or repealed in this ordinance or under any rule or order adopted under those sections, nor does it affect any proceeding instituted under those sections.

Section 5. The provisions of this ordinance are declared to be separate and severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal periods having run, finds any provision of this ordinance to be invalid or unenforceable as to any person or circumstance, then such provision or provisions shall be null and severed from the rest of this ordinance with respect to the particular person or circumstance. The offending provision with respect to all other persons and all other circumstances, as well as all other provisions of this ordinance, shall remain valid and enforceable.

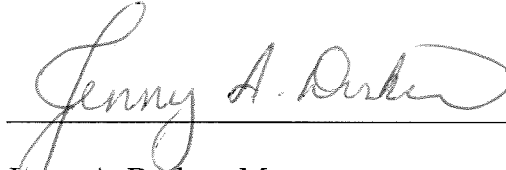
Section 6. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 1st day of October, 2018,
and signed by me in open session in authentication of its passage this 1st day of
October, 2018.



President _____ of the City Council

Approved by me this 5th day of October, 2018



Jenny A. Durkan, Mayor

Filed by me this 10th day of OCTOBER, 2018.



Monica Martinez Simmons, City Clerk

(Seal)

STATE OF WASHINGTON -- KING COUNTY

--SS.

366813

No.

CITY OF SEATTLE, CLERKS OFFICE

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:125682-687 TITLE ONLY

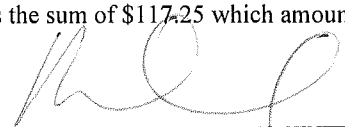
was published on

10/18/18

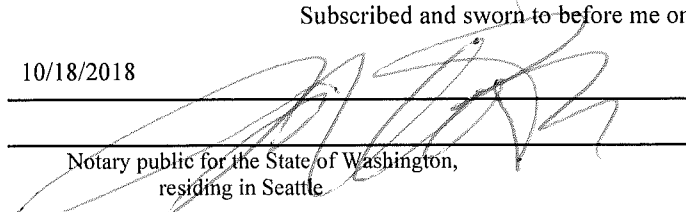
The amount of the fee charged for the foregoing publication is the sum of \$117.25 which amount has been paid in full.



Affidavit of Publication


Subscribed and sworn to before me on

10/18/2018


Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

The full text of the following legislation, passed by the City Council on October 01, 2018, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125682

Council Bill 119363

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Ordinance 125683

Council Bill 119361

AN ORDINANCE relating to Hing Hay Park and property agreements with the Seattle Chinatown International District Preservation and Development Authority (SCIDpda) and the City of Seattle; authorizing the Superintendent of Parks and Recreation to execute a Settlement Agreement and associated documents extinguishing an easement on City-owned real property and modifying a covenant encumbering SCIDpda-owned real property; amending Ordinance 124927, which adopted the 2016 Budget; lifting a proviso; and authorizing use of certain City funds to design and construct a public restroom within the Bush Hotel building to serve users of Hing Hay Park and other members of the public.

Ordinance 125684

Council Bill 119329

AN ORDINANCE relating to employment in Seattle; requiring certain employers to offer employees the opportunity to use pre-tax earnings to purchase commuter benefits, other than parking, in accordance with federal law; adding a new Chapter 14.30 to the Seattle Municipal Code (SMC); and amending Sections 3.15.000 and 6.208.020 of the SMC.

Ordinance 125685

Council Bill 119356

AN ORDINANCE relating to Seattle Public Utilities; amending Sections 21.28.040, 21.28.080, and 21.76.040 of the Seattle Municipal Code to adjust wastewater rates.

Ordinance 125686

Council Bill 119355

AN ORDINANCE relating to Seattle Public Utilities; amending Sections 21.33.030 and 21.76.040 of the Seattle Municipal Code to adjust drainage rates.

Ordinance 125687

Council Bill 119347

AN ORDINANCE relating to Seattle Public Utilities; adopting the 2019 Water System Plan.

Date of publication in the Seattle Daily Journal of Commerce, October 18, 2018.

10/18(366813)