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ORIGINAL

ORDINANCE NO. 1433

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, ADDING NEW SECTIONS TO CHAPTER 13.18 OF THE REDMOND MUNICIPAL CODE TO ESTABLISH RATES AND CHARGES FOR STORMWATER MANAGEMENT SERVICES AND AMENDING SECTIONS 13.16.120 AND 13.16.125 OF THE REDMOND MUNICIPAL CODE TO PROVIDE FOR BILLING AND COLLECTION OF STORMWATER MANAGEMENT SERVICE CHARGES.

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WHEREAS, Section 13.18.040 of the Redmond Municipal Code, as enacted by Ordinance 1409 of the City, requires the administrator of the stormwater management utility to formulate and propose to the City Council a system of rates and charges for services of the utility to be adopted by ordinance, and

WHEREAS, the utility administrator has proposed such a system of rates and charges and the City Council held a public hearing on those rates and charges on June 21, 1988, and

WHEREAS, the City Council has determined to impose the system of rates and charges as provided in this ordinance, now, therefore,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, HEREBY ORDAINS AS FOLLOWS:

Section 1. Definitions. Section 13.18.040 of the Redmond Municipal Code is hereby amended to read as follows:

13.18.040 Rates and Charges - Definitions.  
As used in this Chapter, the following terms have the meanings set forth below:

- A. "Impervious Surface" means those hard surfaced areas which either prevent or retard the entry of water into the soil in the manner that such water entered the soil under natural conditions preexisting any development on the property, and/or those hard surfaced areas which cause water to run off the surface in greater quantities or at an increased rate of flow from that present under natural conditions preexisting any development on the property, including, but not limited to, such surfaces as rooftops, asphalt or concrete sidewalks, paving, driveways, parking lots, walkways, patio areas, storage areas, and gravel, oiled macadam or other surfaces which similarly affect the natural infiltration or runoff.

patterns existing prior to development.

- B. "Impervious Unit" means a configuration or conglomeration of impervious surface estimated to contribute an amount of runoff to the City's stormwater management system which is approximately equal to that created by the average single-family residential parcel. One impervious unit (IU) is equivalent to 2,000 square feet of impervious surface area. For purposes of computation of rates and charges, only whole impervious units are considered; fractions are truncated (not rounded up).
- C. "Parcel" means the smallest separately segregated unit or plot of land having an identified owner, boundaries, and surface area which constitutes a separate lot or tract capable of being conveyed without further subdivision.
- D. "Developed Parcel" means a parcel of real property which has been altered by grading or filling of the ground surface, or by construction of any improvement or other impervious surface area which affects the hydraulic properties of the parcel.
- E. "Single-Family Parcel" means a parcel which has been actually developed with a single-family residence.
- F. "Undeveloped Parcel" means any parcel of real property which has not been altered by grading or filling of the ground surface, or by construction of any improvement or other impervious surface area which affects the hydraulic properties of the parcel.

Section 2. Rates and Charges. New Sections 13.18.050 through 13.18.080 are hereby added to the Redmond Municipal Code to read as follows:

13.18.050 System of Charges. The following monthly service charges are hereby established for all parcels of real property within the boundaries of the City of Redmond, as they now exist or as they may be hereafter amended, for the purpose of carrying on the responsibilities of the stormwater management utility:

- A. Undeveloped Parcels. Undeveloped parcels shall not be charged.
- B. Single-Family Parcels. The monthly service charge for each single-family parcel shall be \$3.00, which shall hereafter be referred to as the "base rate."

C. Other Developed Parcels. The monthly service charge for all other developed parcels, including city owned properties and rights-of-way, shall be computed by multiplying the base rate times the number of impervious units applicable to the parcel times the rate adjustment for the parcel as determined under Section 13.18.060. This formula is expressed mathematically as follows:

$$\text{Charge} = \text{Base Rate} \times \text{IUs} \times \text{Rate Adjustment}$$

D. Minimum Charge. Notwithstanding the number of impervious units applicable to any individual property, there shall be a minimum monthly service charge for all developed properties equal to the base rate.

13.18.060 Rate Adjustment.

A. Generally. The rate adjustment used to compute the monthly service charge shall be determined by taking the coverage factors set forth in subsection B below and adding or subtracting any applicable water quantity and quality factors, and any special program adjustment, as determined under subsections C and D.

B. Coverage Factor.

For Impervious Surface expressed as a percentage of total parcel area over

Rate Adjustment Is

30%	+ 1.10
40%	+ 1.20
50%	+ 1.30
60%	+ 1.40
70%	+ 1.50
80%	+ 1.60
90%	+ 1.70

C. Water Quantity and Quality Factors.

	<u>Design 10 Year</u>	<u>Storm 10 Year</u>	<u>Size 25 Year</u>	<u>100 Year</u>
1. <u>Quantity Factors:</u>				
On-Site Retention	0	-0.25	-0.30	-0.35
On-Site Detention	0	-0.15	-0.20	-0.25
Direct Discharge	0	-0.25	-0.30	-0.35
2. <u>Quality Factors:</u>				
No standard or special measures	+0.20	+0.20	+0.20	+0.20
Standard floatables separator	0	0	0	0
Special measures (eg. biofilters)	-0.20	-0.25	-0.30	-0.35

The factors set forth in this subsection shall apply only if the on-site or other facilities for which a reduction in the rate adjustment is given met applicable City Standards upon installation, received City approval of construction, and have been and are maintained and operated in accord with City Standards applicable at the time of billing. In the event that the administrator of the utility determines that the operation and maintenance standards are not complied with, no reduction in the rate adjustment shall be made for water quantity for a minimum of one year and until operation and maintenance do meet City Standards, whereupon the person being billed may reapply for system inspection and for application of the water quantity and/or quality credit factor.

- D. Special Programs Adjustments for special programs may be determined on a case-by-case contractual basis upon approval by the City Council.
- E. Because developed City rights-of-way provide surface drainage, access to the storm drain pipes and overflow routes for storm water in many areas, such developed rights-of-way shall have a fixed single rate adjustment of 0.5, notwithstanding any other provision of this Section.

13.18.070 Authority to Promulgate Rules. The administrator of the utility is hereby authorized to promulgate rules and regulations governing the proration or other adaptation of rates to particular site circumstances and any other matters necessary to calculate or impose the service charges provided for in this Chapter.

13.18.080 Billing and Collection. The stormwater management service charges imposed under this chapter shall be computed on a monthly basis. The amount billed shall be included on the sanitary sewer bill or on the water bill if the property is not served by sanitary sewer. A separate billing shall be made to those property owners within the City of Redmond who are not City of Redmond water or sanitary sewer customers. Billing shall be periodic according to the same schedule for water or sanitary sewer billing applicable to the property as provided in Section 13.16.120.

Section 3. Billing and Collection Procedures.

Subsections (c), (d) and (f) of Section 13.16.120 of the Redmond Municipal Code are hereby amended to read as follows:

- (c) Pursuant to a property owner's written agreement with the City, the City may forward all sewer, storm-water management and water billings to the tenant or tenants of the property. The property owner shall be responsible for all billings not paid by a tenant, including lien fees, delinquency charges and court fees. Special "final billings" will not be processed if a tenant vacates the property.
- (d) All charges for water supplied, sanitary sewerage service furnished and stormwater management service charges shall be due and payable to the clerk of the City on the day stated in the billing statement. The City shall assess a delinquent charge of 8% per annum on the outstanding balance of all sanitary sewer and stormwater management accounts and on the sanitary sewer and storm water management portion of combined water, stormwater management and sanitary sewer accounts which are not paid within 60 days of the date of the billing statement.
- (f) Any delinquent sanitary sewer or stormwater management charges shall be recorded as a lien against the property pursuant to RCW 35.67.200 and 35.67.210.

Section 4. Partial Payments. Section 13.16.125 of the Redmond Municipal Code is hereby amended to read as follows:

13.16.125 Partial Payments. Whenever any partial payment of a utility billing is received, the amount paid shall be credited to outstanding charges in the following order of priority:

- (1) Taxes and special charges or surcharges;
- (2) Metro charges;
- (3) Stormwater management service charges;
- (4) Charges imposed for sanitary sewer service; and
- (5) Water charges.

Section 6. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such

invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section; sentence, clause or phrase of this ordinance.

Section 7. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of a summary consisting of the title, provided, that the stormwater management service charges imposed under this ordinance shall not begin to accrue until July 1, 1988.

APPROVED:

  
MAYOR, DOREEN MARCHIONE

ATTEST/AUTHENTICATED:

  
CITY CLERK, DORIS A. SCHAIBLE

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY 

FILED WITH THE CITY CLERK: June 16, 1988  
PASSED BY THE CITY COUNCIL: June 21, 1988  
PUBLISHED: June 26, 1988  
EFFECTIVE DATE: July 1, 1988  
ORDINANCE NO. 1433