

ORDINANCE NO. 09-0327

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, MODIFYING THE ANNUAL SERVICE FEE CHARGE(S) FOR THE SURFACE WATER UTILITY; AMENDING SECTION 13.10.070 OF THE EDGEWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council in Ordinance No. 96-0015 established a storm drainage and surface water management utility and adopted by reference Chapter 11.02 of the Pierce County Code; and

WHEREAS, pursuant to Ordinance No. 97-0099, the Edgewood City Council did not adopt certain fee increases imposed by Pierce County pursuant to Pierce County Ordinance No. 97-93; and

WHEREAS, the City Council adopted Ordinance No. 98-0119 establishing a uniform service charge in all areas of the City; and

WHEREAS, such charges are now codified at EMC 13.10.070; and

WHEREAS, the City Council has developed a 6-year Capital Improvement Plan for stormwater and has performed a rate analysis entitled “Revenue Analysis for 6-Year Drainage Capital Improvement Plan and Residential Drainage Improvement Program Expenditures” which substantiates the need for and propriety of an increase in the annual service fee charge for the surface water utility, which analysis is hereby incorporated by reference.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment of EMC 13.10.070. Section 13.10.070 of the Edgewood Municipal Code is hereby amended to read in full as follows:

11.02.050. PCC 11.02.050(A) amended - Method of Calculating Service Charges. An annual service charge schedule is hereby established for all areas of the City.

A. Annual Service Charges for all parcels within the City are as follows:

1. Residential \$159.00
2. Duplex \$205.10
3. Multifamily \$0.06022 per square foot of impervious area
4. All Mobile Homes Other Than 1. Above \$87.75/vacant or occupied mobile home site (mobile home equivalent), plus \$0.06022 per square foot of impervious area in addition to mobile home site
5. Vacant/Undeveloped \$0.80/acre, but in no case shall the minimum service charge be less than \$40.00/parcel

6. Forest and Timber Land \$40.00 per parcel, plus \$0.008/acre on lands classified as forest lands under RCW 84.33 and RCW 84.34
7. State, County and Federal Public Highways \$0.01805 per square foot of impervious area
8. All Parcels Other Than 1. Through 7. Above \$0.06022 per square foot of impervious area but in no case shall the minimum service charge be less than the higher of the residential equivalent rate for each year or the charge for a vacant/undeveloped parcel of equal acreage

Section 2. 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 3. Effective Date. 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 publication.

**Presented to Council for First Reading on November 10, 2009
Presented to Council for Second Reading on November 24, 2009**

PASSED BY THE CITY COUNCIL ON NOVEMBER 24, 2009

Mayor Jeffery Hogan

Attest/Authenticated:

Deputy City Clerk Deanne Meinberg

Approved as to form:

City Attorney

Date of Publication: December 2, 2009

Effective Date: December 7, 2009

CITY OF EDGEWOOD
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LEGAL NOTICE

November 25, 2009

NOTICE OF ORDINANCE PASSED BY EDGEWOOD CITY COUNCIL

The following is a summary of an Ordinance passed by the City of Edgewood City Council on November 24, 2009 and shall take effect and be in full force on December 7, 2009.

ORDINANCE NO. 09-0327

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, MODIFYING THE ANNUAL SERVICE FEE CHARGE FOR THE SURFACE WATER UTILITY; AMENDING SECTION 11.02.050(A) OF THE PIERCE COUNTY CODE ADOPTED BY REFERENCE IN ORDINANCE 96-0015 AND AMENDED BY ORDINANCE 97-0099 AND ORDINANCE 98-0119.

The full text of the Ordinance is available at the City Clerk's office, Edgewood City Hall, 2224 104th Avenue East, Edgewood, Washington, 98372-1513, (253) 952-3299

Deanne Meinberg, Deputy City Clerk

Published in the Pierce County Herald on December 2, 2009.

**Revenue Analysis for
6 – year Drainage Capital Improvement Plan &
Residential Drainage Improvement Program Expenditures**

		Year 1	Year 2	Year 3	Year 4	Year 5	Year 6
Revenue	(\$13.25/m)	\$774,700	\$782,400	\$790,200	\$798,100	\$806,000	\$814,000
	Current balance & Miscel Revenue	\$367,950	\$442,750	\$217,150	\$39,950	\$120,950	\$164,850
Total Revenue		\$1,142,650	\$1,225,150	\$1,007,350	\$838,050	\$926,950	\$978,850
RDIP		\$225,000	\$250,000	\$200,000	\$150,000	\$150,000	\$150,000
Jovita Boulevard Realignment (Surface Water Elements)		-	\$200,000	-	-	-	-
Interurban Trail (Surface Water Elements)		\$50,000	-	-	-	-	-
\$500,000	Tier 1	-	\$50,000	\$50,000	-	-	-
\$1.65M	Tier 2	\$125,000	\$200,000	\$400,000	\$250,000	\$275,000	\$375,000
\$300,000	Tier 3	-	-	-	-	-	-
\$120,000	Tier 4	-	-	-	-	-	-
Other Expenses		\$303,900	\$313,000	\$322,400	\$332,100	\$342,100	\$352,400
Ending Balance		\$438,750	\$212,150	\$34,950	\$115,950	\$159,850	\$101,450

Year 3 – Rate Study and 6-year DCIP Evaluation by City Staff

