

ORDINANCE NO. 2019-01

AN ORDINANCE OF THE CITY OF VADER, WASHINGTON, RELATING TO CHARGES FOR SANITARY SEWER SERVICES WITHIN THE CITY OF VADER, REPEALING ORDINANCE 2018-01 AND ANY OTHER ORDINANCE IN DIRECT CONFLICT WITH ORDINANCE NO. 2019-01, AND, INCREASING SANITARY SEWER BASE RATE FEES, AND CHARGES TO COVER THE COSTS OF THE SEWER INFRASTRUCTURE, INCLUDING REPAYMENT OF INFRASTRUCTURE LOANS FOR THE SEWER IMPROVEMENTS, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in accordance with RCW 35A.11.020, 35A.21.150, and Chapter 35.67 RCW, the City is authorized to provide sanitary sewer services to properties within the City; and

WHEREAS, in accordance with RCW 35.67.020, the City has the authority to establish charges for the sanitary sewer facilities; and

WHEREAS, in accordance with RCW 35.67.190, the City has the authority to fix the rates for sanitary sewer services; and

WHEREAS, Ordinance No. 2013-03 has been adopted making provision for fees and charges for sewer service in the City of Vader; and

WHEREAS, the City has a loan for the reconstruction of its sewer system that will be coming due in 2019 and must increase its rates to cover the costs of the system upgrades and the loan payments; and

WHEREAS, the City is in the process of converting ordinances to code for codification so this Ordinance will amend the monthly use rates for sewer services by chapter and section numbers; and

WHEREAS, during the last update of the sewer rate ordinance, the Council adopted these provisions in the chapter numbered 13.32 VMC; and

WHEREAS, the City Council adopted this Ordinance at its Regular Meeting on January 10, 2019; NOW, THEREFORE

**THE CITY COUNCIL OF THE CITY OF VADER, WASHINGTON,
HEREBY ORDAINS AS FOLLOWS:**

Section 1. Section 13.32.010 entitled "Rate Schedule" is hereby amended as follows:

13.32.010 – Rate Schedule. Pursuant to the provisions of RCW. 35.67.190, charges shall be made for the discharge of and the availability of the discharge of all sanitary sewerage into the Vader Municipal Sanitary Sewer System. Sewer charges shall be based on the highest class of sanitary sewer use when there is more than one type of user per premises. The charges shall be as follows:

A, Connection Charges for new connection\$4,000.00

B. Monthly Use Rates.

Category	Usage in gallons	Base Rate	Overage Rate
Category 1	4,500 per month	\$ 72.00 74.00	\$ 0.60 per 100 gallons
Category 2	4,500 per month	\$ 72.00 74.00	\$ 0.65 per 100 gallons
Category 3	4,500 per month	\$ 53.74 55.74	\$ 0.60 per 100 gallons
Category 4	500 per month	\$ 20.43 22.43	\$ 0.60 per 100 gallons

C, Categories defined. The rate categories are defined as follows:

Category 1:

Shall include, but is not limited to: Single Family Residential, Apartments and each Unit of a Duplex.

Category 2:

Shall include, but is not limited to: Commercial hook-ups and Schools.

Category 3:

Low Income Citizens: Defined as 62 yrs of age or older with an income equal to or less than the gross annual household income amount reported annually for the Community

Development Block Grant (CDBG) “very low” income rate. Eligibility must be re-established by application at the beginning of each year.

Category 4:

Non-Profit/Charitable Community Organization: Defined in Ordinance 2013-03 as: “An entity which has been accepted and approved by the legislative body as being of considerable value to the residents, businesses and/or other organizations in the community. An organization must request in person or in writing to the City Council at a regularly scheduled council meeting in order to receive consideration for this status. Council will make a determination for each request based upon the organization’s history of benefitting financially, emotionally, spiritually or otherwise giving service to, the residents and/or community without expectation or request for compensation. Generally, an eligible organization may be a church, non-profit, Lion’s Club, Rotary Club, Free Mason or other such organization dedicated to serving the community and its residents.”

D. Additional Fees.

Late Charge.....\$25.00
(Assessed on bills not paid by the 10th of the month after billing)
Example: Billed on April 10, late after May 10.

Collection Fee.....\$25.00
Plus any costs incurred by the city.

Liens placed on the property.....Included in the collection charge above
Plus any costs incurred by the city, including attorney and filing fees.

Administrative charge for new account.....\$25.00

NSF Fee.....\$35.00
Plus amount charged by the bank to the City of Vader.

Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be 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. Publication. This Ordinance shall be published by an approved summary consisting of the title.

Section 4. Effective Date. This Ordinance shall be effective five days after publication as provided by law. The rates adopted as part of Section 1 will take effect as of the first sewer billing cycle in 2019 which includes charges for November 2018 and December 2018 usage.

ADOPTED by the City Council of the City of Vader and attested by the City Clerk in authentication of such passage on this 10th day of January, 2019.

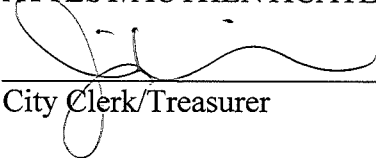
APPROVED by the Mayor this 10th day of January, 2019.

SIGNED:



Mayor

ATTEST/AUTHENTICATED:



City Clerk/Treasurer

APPROVED AS TO FORM:



Office of the City Attorney

PUBLISHED: 1-30-19

EFFECTIVE DATE: 2-5-19

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