

ORDINANCE NO. 202

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AMENDING CHAPTER 12.15 OF THE UNIVERSITY PLACE MUNICIPAL CODE (UPMC) BY ADOPTING NEW SECTIONS 12.15.032 FEES, 12.15.034 CREDITS, AND 12.15.036 EXEMPTIONS, AND BY REPEALING SECTION 2 OF ORDINANCE NO. 57

WHEREAS, upon incorporation the City of University Place established a storm drainage and surface water management utility and in Section 2 of Ordinance No. 57 the City Council set an initial fee for the storm water and surface water management services which the City provides; and

WHEREAS, shortly after incorporation the City was joined to a lawsuit alleging damages for trespass and inverse condemnation arising out of surface and storm water management facilities which had been built by and owned by Pierce County prior to incorporation but which were transferred to the ownership of the City upon incorporation; and

WHEREAS, the listing of Coho Salmon in Puget Sound as an endangered species will inevitably require upgrading city owned surface water and storm water runoff facilities to improve water quality of runoff flowing into Puget Sound; and

WHEREAS, the city's storm drainage and surface water management utility needs to accumulate further reserves to pay for necessary system improvements identified in the City's Comprehensive Storm Drainage Plan; and

WHEREAS, the storm drainage and surface water management fee needs to be adjusted to better reflect the costs of the facilities which the City needs to build to improve water quality; Now Therefore,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Adopting a new section 12.15.032 Fees to Chapter 12.15 of the University Place Municipal Code. The University Place Municipal Code is hereby amended to add a new section 12.15.032 to Chapter 12.15 as follows:

Section 12.15.032 Fees

Storm drainage and surface water management fees shall be as follows:

Land Use Category	Annual Charge	Basis
Single Family Residential	\$110.00	Per dwelling unit
Duplex	\$141.90	Per duplex
Duplex/Condo	\$141.90	Per duplex/condo
Multi-Family	\$0.0417	Per square foot impervious
Mobile Home Parks	\$60.71	Per occupied site, plus
	\$0.0417	per square foot impervious
Office/Condo Conversions	\$0.0417	Per square foot impervious
Other Parcels	\$0.0417	Per square foot impervious
State & County Public Highways	\$0.0125	Per square foot impervious

Section 2. Adopting a new section 12.15.034 Credits to Chapter 12.15 of the University Place Municipal Code. The University Place Municipal Code is hereby amended to add a new section 12.15.034 to Chapter 12.15 as follows:

Section 12.15.034 Credits

The following credits shall apply to on-site improvements which in the opinion of the City's Public Works Director meet or exceed the following guidelines:

Retention Facility	Percent Credit
100-year Storage	0%

Detention Facility	Percent Credit
100-year Storage; release rate of 50% of the predevelopment discharge rate for 2-year storm ¹	25%
50-year Storage; 2-year release	15%
25-year Storage; 2-year release	10%
10-year Storage; 2-year release ²	0%

Section 3. . Adopting a new section 12.15.036 Credits to Chapter 12.15 of the University Place Municipal Code. The University Place Municipal Code is hereby amended to add a new Section 12.15.036 to Chapter 12.15 as follows:

Low income seniors and disabled persons receiving relief under Section 84.36.381 RCW shall receive the following partial exemptions from surface water service charges:

A. All parcels for which a person qualifies for an exemption under subsection 84.36.381(5)(a) RCW shall be exempt from 40 percent of surface water fees.

B. All parcels for which a person qualifies for an exemption under subsection 84.36.381(5)(b)(i) shall be exempt from 60 percent of surface water fees.

C. All parcels for which a person qualifies for an exemption under subsection 84.36.381(5)(b)(ii) shall be exempt from 80 percent of surface water fees.

Section 4. Repealing Section 2 of Ordinance No. 57. Section 2 of Ordinance No. 57 is hereby repealed.

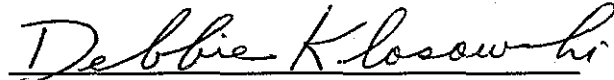
Section 5. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances by a court of competent jurisdiction shall not be affected.

¹ Meets Washington State Department of Ecology Standards.

² Current King County Standard.

Section 6. Publication and Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall be effective five (5) days after its publication.

Passed by the City Council on August 17, 1998.


Debbie Klosowski, Mayor

ATTEST:


Susan Matthew, City Clerk

APPROVED AS TO FORM:


Timothy X. Sullivan, City Attorney

Published: August 20, 1998
Effective Date: August 25, 1998