

ORDINANCE O-4460

AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING KIRKLAND MUNICIPAL CODE 15.56.050 BY UPDATING THE LANGUAGE DESCRIBING THE CALCULATION OF THE STORM WATER CAPITAL FACILITIES CHARGES.

WHEREAS, industry standards have changed in the methodology of calculating the storm water capital facilities charges;

NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:

Section 1. Kirkland Municipal Code Section 15.56.050 is amended to read as follows:

15.56.050 Storm water capital facilities charges.

The purpose of this section is to establish storm water capital facilities charges for all development activity as defined in the Kirkland Zoning Code that will include creation of new impervious surface.

~~(1) The storm water capital facilities charge base fee (SWCFC base fee) will be equal to four hundred eighty one dollars. The SWCFC base fee shall be adjusted periodically, but not less often than every odd-numbered year. The adjustment calculation shall use the method following: an industry-standard methodology.~~

~~(a) The adjusted SWCFC base fee shall be calculated by the following formula:~~

~~(In Plant Service/Total Customer Base) + (Future Cost Basis/Future Customer Base) = Storm Water Capital Facilities Base Fee~~

~~(b) The in-plant service is the cost at the time of the adjustment of all city storm water facilities installed since formation of the surface water utility less any storm water facilities funded by local improvement districts, grants or installation by private entities (developers).~~

~~(c) The future cost basis is the cost of proposed capital improvement projects that can be attributed to future growth and expansion of the system.~~

~~(d) The future customer base is the number of equivalent service units (ESU), as defined in Section 15.56.020, of impervious surface that it is estimated will be added to the city based on lot coverage under current land use zoning and an analysis of currently existing impervious surfaces within the city.~~

~~(e) The total customer base is the existing number of ESU within the city plus the future customer base.~~

~~(f) Upon determining the adjusted SWCFC base fee, the director of public works shall file with the director of finance and administration three copies noting the adjusted fee along with the values the fee is based on. The director of finance and administration shall file the schedules and values with the city clerk to be available for use by the general public and the affected city officials and departments.~~

(2) Criteria for Determination of Storm Water Capital Facilities Charge. The storm water capital facilities charge (SWCFC) must be paid prior to issuance of the building permit and shall be determined by application of the criteria set forth below:

(a) For one new detached dwelling unit on a single lot, the SWCFC shall equal the SWCFC base fee as defined in subsection (1) of this section.

(b) For all other developments, the SWCFC charge shall equal the SWCFC base fee as defined in subsection (1) of this section times the number of ESU of new impervious surface to be created as part of the development, except as noted in subsection (2)(c) of this section.

(c) The following portions of a development are exempt from payment of a SWCFC charge:

(i) Pedestrian facilities and street improvements that will be dedicated to or constructed for the public use.

(ii) Private access roads serving residential subdivisions.

(iii) Alteration or expansion of a single detached dwelling unit on a single lot.

(iv) Existing impervious surfaces that are being removed and replaced.

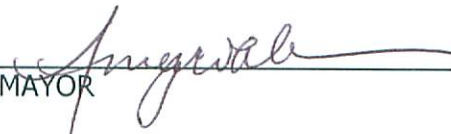
Section 2. The effective date of this ordinance shall be January 1, 2015.

Section 3. 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 is not affected.

Section 4. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this 7th day of October, 2014.

Signed in authentication thereof this 7th day of October, 2014.

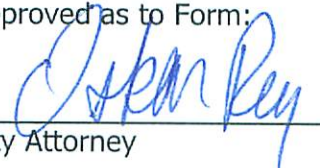

MAYOR

Attest:


City Clerk

Approved as to Form:

Publication Date: October 13, 2014


Asst. City Attorney