

AN ORDINANCE of the City of Kirkland, Washington, requiring connection of buildings and residences with the sewer system of said City to be constructed, fixing rates for sewerage service and providing for the collection thereof; providing for penalties and liens and the enforcement thereof in case of failure to make connection with the sewer system or to pay the rates and charges for said sewerage service.

WHEREAS, the City of Kirkland has provided for the construction of a complete sanitary sewerage system both within and without the limits of said City, and for the construction of a sewage disposal plant for the treatment and disposal of the sewage from said sewer system, and is about to issue special indebtedness bonds payable solely from the revenues of said system to pay for the cost of the construction thereof; and

WHEREAS, it is necessary to provide for connections to be made between the said sewer system and the buildings, residences, etc., situated within the area served by such system; and

WHEREAS, it is necessary to fix and provide for the collection of rates and charges for sewerage service,

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

Section 1. That the owner of each lot or parcel of real property within the area served by the sewerage system of the City of Kirkland upon which such lot or parcel of property there shall be situated any building or structure for human occupation or use for any purpose, shall, within sixty days after publication in the official newspaper of said City, of a notice signed by the engineer for said City that the sewerage system is ready for operation and for connections to be made therewith, cause a connection to be made between the said sewer and each such building or structure. Such connection shall be made in a permanent and sanitary manner and shall be sufficient to carry all the sewage and waste fluids of every kind from said building into the said sewer system, and each toilet, sink, stationary wash stand and other piece or type of equipment having waste fluids shall be connected with said sewerage system; provided, that where the building or structure has not been completed before the publication of such notice, connection shall be made on or before the completion of such building or structure and before any occupancy or use thereof.

Attest By 893 Date

If any such connection shall not be made within the time here-  
in provided, the <sup>Sewer</sup> Water Superintendent of the City of Kirkland is  
hereby authorized and directed to cause the same to be made and to  
file a statement of the cost thereof with the City Clerk, and there-  
upon a warrant shall be issued under the direction of the City  
Council by the Town Treasurer and against the Sewage Service Fund  
created by this Ordinance for the payment of such cost. The amount  
of such cost, together with a penalty of 10 per cent of the amount  
thereof, plus interest at 8 per cent per annum upon the total amount  
of such cost and penalty shall be assessed against the property upon  
which the said building or structure is situated and shall become a  
lien thereupon as hereinafter provided.

Section 2. The following rates and charges are hereby fixed for  
sewerage service and shall be paid therefor, to-wit:

<u>Character of Building</u>	<u>Monthly Rate</u>
For each house and single residence	\$ 1.50
For business houses and buildings, funeral homes, doctors' clinics, stores, office buildings, banks, etc. (per toilet)	2.25
For apartments, tourist cabins, lodge halls, churches, etc. (per toilet)	1.50

Provided, that if any of such monthly charges are paid on or  
before the 15th day of the month in which the same are due, twenty-  
five cents shall be deducted therefrom.

Provided, further, that the Council of the City of Kirkland may  
from time to time as the necessity therefor shall arise, fix rates  
and charges for sewerage service by resolution for all classes of  
buildings, structures and properties not herein provided for.

Section 3. All of the foregoing charges <sup>for</sup> are sewerage service  
and all charges which may be hereafter fixed by the Council for such  
service shall be paid on or before the 15th day of each calendar  
month, after due and if not so paid shall bear interest at 8 per  
cent per annum until paid.

Section 4. All charges for connections and for sewerage service provided for in this ordinance, together with penalties and interest thereon, shall be a lien upon the property with which such connection is made or sewerage service rendered respectively, superior to all other liens and incumbrances whatsoever except for general taxes and local and special assessments. The City Clerk is hereby authorized and directed, prior to the expiration of six months from the first day of the first month for which such charges were unpaid, to certify to the auditor of King County all of such charges as a lien upon such property in the manner provided for in Chapter 193 of the Washington Session Laws of 1941, and such property shall be subject to foreclosure pursuant to the terms of said chapter.

Section 5. That as an additional and concurrent method of enforcing the lien of said City for said charges, the <sup>Sewer</sup> ~~Water~~ Superintendent of the City of Kirkland is hereby authorized and directed at the end of 15 days after the date of the first delinquency of any such charges, to cut off the water service from the premises to which such sewerage service was furnished and said water service shall remain cut off until all of such charges, plus penalties and interest thereon are paid.

Section 6. ~~Such person who shall from time to time under authority of the City Council of the City of Kirkland act as water superintendent for said City shall also act as superintendent of sewers.~~ The City Clerk shall collect and pay into the hands of the City Treasurer all the rates and charges herein provided for and accruing from time to time, and all such sums when collected shall be paid by the said City Treasurer into a fund which is hereby created and entitled "Sewerage Service Fund." The City Treasurer shall pay from said Sewerage Service Fund into the "Kirkland, 1941 Sewer Revenue Bond Fund" created by Ordinance No. 453 of said City, passed and approved December 15th, 1941, all the sums required by said ordinance at the time or times so required to be paid ~~in~~ into such bond fund.

Section 7. This ordinance shall go into effect immediately upon its passage, approval and publication as required by law.

PASSED BY the City Council of the City of Kirkland, and  
approved by the Mayor, this 29th day of December, 1941

CITY OF KIRKLAND, WASHINGTON

L. H. JAYCOX  
Mayor

Attest:

*W. B. Wittenmyer*  
W. B. WITTENMYER  
City Clerk

APPROVED:

M. D. POWELL  
City Attorney

I hereby certify that the foregoing is a true and  
correct copy of an Ordinance of the *City* of  
*Kirkland* and that the same was published or  
posted according to law, said Ordinance being *No. H 57*  
and entitled "An Ordinance *as above*"

*W. B. Wittenmyer*  
CITY CLERK