

ORDINANCE O-4655

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ADDING A BIKE SHARE ADMINISTRATIVE FEE CHARGED BY THE PUBLIC WORKS DEPARTMENT AND AMENDING SECTION 5.74.040 OF THE KIRKLAND MUNICIPAL CODE.

1           WHEREAS, bike sharing has become an increasingly prevalent  
2 program regionally and nationally; and

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4           WHEREAS, bike sharing provides the public with a healthy and  
5 pollution-free option for leveraging transportation options; and

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7           WHEREAS, the City Council desires to encourage and permit  
8 private bike share operators to do business in the City, including  
9 granting conditional permission to use and occupy the City's rights-of-  
10 way for a 12-month pilot period; and

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12           WHEREAS, from time to time the City may desire or need to  
13 cause certain enhancements to the bike share program or to City  
14 infrastructure or property in order to improve the program; and

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16           WHEREAS, the private bike share operators should participate  
17 financially in those enhancements.

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

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22           Section 1. Kirkland Municipal Code Section 5.74.040 is amended  
23 to read as follows:

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25           **5.74.040 Fees charged by the public works department.**

26           (a) The schedule below establishes permit and administrative fees  
27 charged by the public works department.

Fee Type	Fee Amount
Water—Meter installation	
(Each fee includes a \$50.00 administration charge)	
3/4" meter	\$156.00
1" meter	\$184.00

<b>Fee Type</b>	<b>Fee Amount</b>
1-1/2" meter	\$199.00
2" meter	\$383.00
Greater than 2"	Time and materials
<b>Water—Billing</b>	
Customer-requested service shutoff during business hours	\$30.00
Customer-requested service shutoff during nonbusiness hours	\$80.00
Water service shutoff or turn-on for unpaid user bill before 3:00 p.m. on business days	\$40.00
Water service shutoff or turn-on for unpaid user bill after 3:00 p.m. on business days	\$90.00
Service calls if broken water line was caused by owner/occupant	\$20.00
Special water meter reading	\$40.00
Alternate billing	\$10.00
Cut lock fee	\$60.00
Shutoff tag	\$20.00
Water restrictions penalty	Up to \$50.00/day
<b>Sewer—Permits</b>	

Fee Type	Fee Amount
New or replacement side sewer inspection	\$436.00
Side sewer repair (< 10 feet) inspection	\$60.00
Side sewer cap inspection	\$60.00
Septic system abandonment inspection	\$60.00
Side sewer stub fee (for city-installed stub)	\$1,1091.00 min. or as documented
<p data-bbox="349 842 695 874">Sewer—Discharge regulation</p> <p data-bbox="349 938 971 970">Penalty for late discharge report (late after 30 days)</p> <p data-bbox="349 1240 959 1272">Penalty—Discharge compliance, incomplete actions</p> <p data-bbox="349 1385 857 1417">Penalty—Nonmaintenance of FOG systems</p> <p data-bbox="349 1687 841 1719">Penalty—Inaccurate or incomplete report</p>	<p data-bbox="1073 938 1312 1172">\$25.00/day for first 20 days, then \$100.00/day, for a maximum of \$1,000.00 total.</p> <p data-bbox="1073 1240 1312 1321">\$100.00/day for 60 days max.</p> <p data-bbox="1073 1385 1312 1619">\$500.00 + city maintenance costs. Second year: \$1,000.00 + city maintenance costs</p> <p data-bbox="1073 1687 1279 1768">\$100.00 for first offense</p>
Sewer—Billing	

Fee Type	Fee Amount
Sewer service call (customer problem)	\$20.00
<b>Right-of-Way</b>  Permit to work in ROW—Standard  Permit to work in ROW—Basic  Street cut fee 1—50 sq. ft.  Street cut fee 51—100 sq. ft.  Street cut fee 101 sq. ft. or larger  Street cut administration fee	\$382.00  \$109.00  \$205.00  \$411.00  \$411.00 + \$411.00 for each additional 100 sq. ft.  \$26.00
Temporary Parking Permit	\$20 + \$12 for each additional day.
<u>Bike share permit and administrative fee and abatement costs.</u>	<u>\$2032 annual permit review fee + \$35 annually per each permitted bike share bicycle + reimbursement for any documented costs incurred by the city in connection with failure to meet permit</u>

Fee Type	Fee Amount
	<u>requirements (e.g. repair or maintain public property or remove bikes from public rights-of-way).</u>
<p>Storm Drainage (Surface Water)</p> <p>Surface water drainage plan check fees</p> <p>(see PW pre-approved plans and policies for description of review types):</p> <p>(a) Basic review</p> <p>(b) Simplified review</p> <p>(c) Targeted review</p> <p>(d) Full review</p> <p>(e) Roof/driveway drain connection inspection</p> <p>(f) Surface water adjustment process (see PW pre-approved plans and policies for full description)</p>	<p>\$385.00</p> <p>\$1,327.00</p> <p>\$1,623.00</p> <p>\$3,245.00</p> <p>\$654.00</p> <p>\$154.00 for up to 2 hours of process, and then \$120.00/hour thereafter</p>
<p>Miscellaneous Review and Inspection Fees</p>	

Fee Type	Fee Amount
When the public works department provides engineering review or inspections services, and a fee for such service is not published, the applicant shall pay the following rate for such services	\$120.00 per hour
Impact fee—Independent fee review	\$205.00, plus \$120.00 per hour of review
Right-of-way nonuser relinquishment review fee	\$600.00 for up to 5 hours' process, and \$120.00/hour thereafter

28 (b) Whenever any construction work, public improvement or other  
29 activity is required or permitted to be performed upon any public right-  
30 of-way, or within or upon any property which, upon completion of said  
31 work or activity, is to be conveyed or dedicated as public right-of-way  
32 or public easement, the city shall not accept for maintenance or  
33 otherwise such work, improvement, facility or activity until there has  
34 been paid to the city by the person required or permitted to perform  
35 such work or activity an amount equal to ten percent of the estimated  
36 cost of construction of such work, improvement, facility or activity as  
37 and for reimbursement to the city for its cost of review and inspection  
38 of such work, improvement, facility or activity. In addition, prior to the  
39 release of any permit for construction of storm drainage collection and  
40 conveyance on private property, the permit applicant shall pay a fee  
41 equal to ten percent of the estimated cost of construction of such work,  
42 improvement, facility or activity as and for reimbursement to the city for  
43 its cost of review and inspection of such work, improvement, facility or  
44 activity. Estimated cost of construction shall be determined by the  
45 director of the department of public works. Whenever such a review and  
46 inspection fee is required, the public works department is authorized to  
47 collect up to one-half of the fee at permit application with the remainder  
48 being due at permit issuance.

49 (c) This section shall not apply to:

50 (1) Work performed under public works construction contracts let by  
51 the city pursuant to Chapter 3.85; or

52 (2) So much of such work performed under a developer's extension  
53 agreement (Chapter 35.91 RCW facilities agreement) as is determined

54 by the director of public works to be for the benefit of the Kirkland water  
55 or Kirkland sewer system rather than for the benefit of the property  
56 being concurrently subdivided, developed or improved by the signors to  
57 the developer extension agreement.

58 (d) The director is authorized to interpret the provisions of this  
59 chapter and may issue rules for its administration. This includes, but is  
60 not limited to, correcting errors and omissions and adjusting fees to  
61 match the scope of the project. The fees established here will be  
62 reviewed annually, and, effective January 1st of each year, may be  
63 administratively increased or decreased by an adjustment, rounded to  
64 the nearest dollar, to reflect the current published annual change in the  
65 Seattle Consumer Price Index for Wage Earners and Clerical Workers as  
66 needed in order to maintain the cost recovery objectives established by  
67 the city council.

68 (e) MyBuildingPermit.com Surcharge. In addition to the fees listed in  
69 this section there shall be a three and five-tenths percent surcharge  
70 collected to pay for the city's MyBuildingPermit.com membership fees  
71 and to help offset the cost of the enhancements and maintenance of  
72 the MyBuildingpermit.com and permit tracking software.

73 Exception: the MyBuildingPermit.com surcharge does not apply to the  
74 following:


- 75 (1) Water meter installation.
- 76 (2) Water billing.
- 77 (3) Sewer discharge and penalties.
- 78 (4) Sewer billing.
- 79 (5) Street cut fees.
- 80 (6) City trees or civil penalties.

81  
82 Section 2. Severability. If any section, subsection, sentence,  
83 clause, phrase, part or portion of this ordinance is for any reason held  
84 to be invalid or unconstitutional by any court of competent jurisdiction,  
85 such decision shall not affect the validity of the remaining portions of  
86 this ordinance.

87  
88 Section 3. This ordinance shall be in force and effect five days  
89 from and after its passage by the Kirkland City Council and publication  
90 pursuant to Section 1.08.017, Kirkland Municipal Code in the summary  
91 form attached to the original of this ordinance and by this reference  
92 approved by the City Council.

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94 Passed by majority vote of the Kirkland City Council in open  
95 meeting this 19th day of March, 2019.

96  
97 Signed in authentication thereof this 19th day of March, 2019.

  
Penny Sweet, Mayor

Attest:

Publication Date: March 25, 2019

  
Kathi Anderson, City Clerk

Approved as to Form:

  
Kevin Raymond, City Attorney



PUBLICATION SUMMARY  
OF ORDINANCE NO. O-4655

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO ADDING A BIKE SHARE ADMINISTRATIVE FEE CHARGED BY THE PUBLIC WORKS DEPARTMENT AND AMENDING SECTION 5.74.040 OF THE KIRKLAND MUNICIPAL CODE.

SECTION 1. Adds a bike share administrative fee to the fees charged by the Public Works Department.

SECTION 2. Provides a severability clause for the ordinance.

SECTION 3. Authorizes publication of the ordinance by summary, which summary is approved by the City Council pursuant to Section 1.08.017 Kirkland Municipal Code and establishes the effective date as five days after publication of summary.

The full text of this Ordinance will be mailed without charge to any person upon request made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City Council at its meeting on the 19th day of March, 2019.

I certify that the foregoing is a summary of Ordinance O-4655 approved by the Kirkland City Council for summary publication.

  
Kathi Anderson, City Clerk

Publication Date: March 25, 2019