

ORDINANCE No. 3020

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO SANITARY SEWERS, EXEMPTION FROM MANDATORY CONNECTION TO A SANITARY SEWER SYSTEM AND AMENDING SECTIONS 15.12.010 AND 15.28.010 OF THE KIRKLAND MUNICIPAL CODE.

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. Section 15.12.010 of the Kirkland Municipal Code be and it hereby is amended to read as follows:

15.12.010 habitable building-toilet facilities-connection to sewer required.

A lot or parcel of property [~~includes~~]:

(a) Any portion of which lies within [~~two hundred~~] three hundred thirty feet of a public sewer as calculated along the shortest route in public rights of way or easements to the nearest point of the land or parcel to be served; and

(B) Upon which there is situated any building or structure for human habitation or use for any purpose involving human occupancy, shall have installed in the building or structure suitable toilet and sanitary drainage facilities, and the same shall be connected to the proper public sewer (except as permitted by Section 15.28.010) in accordance with the provisions and specifications of Chapters 15.28 and 15.36.

Any owner of any lot or parcel required by the foregoing paragraph to be connected to the public sewer shall at his expense so connect, either before January 1, 1974, or within 6 months of the date of completion of any sewer line extension which brings the public sewer within [~~two hundred~~] three hundred thirty feet of the property line whichever shall later occur.

Section 2. Section 15.28.010 of the Kirkland Municipal Code be and it hereby is amended to read as follows:

15.28.010 connection required.

(a) The owner or occupant of any lands or premises shall connect all buildings located there on [~~and as used as a receptacle or drainage with~~] to the nearest

accessible public sewer whenever there is a public sewer within [~~two hundred~~] three hundred thirty feet thereof as follows:

1. Existing buildings must connect if:

A. Single family dwellings:

(1) Replacement of existing septic tank or drain field is necessary; or

(2) Additional construction is proposed that adds sewage load or in any way affects on site sewage disposal; and in either case

(3) Any portion of the property is within three hundred thirty feet of a public sewer.

Concomitant agreements providing for future connection to the sanitary sewer system will be required for any permits issued for property lying outside the distance limits specified in (3) above.

B. Multi family dwellings and non-residential buildings must connect if:

(1) Replacement of septic tank or drain field is necessary; or

(2) Additional construction is proposed that adds sewage load or in any way affects on site sewage disposal; and

(3) Any portion of the property is within six hundred sixty feet of a public sewer line.

Concomitant agreements providing for future connection to the sanitary sewer system will be required for any permits issued for property lying outside the distance limits specified in (3) above.

C. Not withstanding any of the above, existing developments shall connect when a health hazard is found to exist within the neighborhood as determined by the County Health Department, City of Kirkland, or other agency with jurisdiction.

2. New developments buildings or structures:

A. Single family dwellings on an existing lot must connect if the lot size is less than 35,000 square feet and the lot is located within three hundred thirty feet of a sanitary sewer.

B. Not withstanding any of the above, on site disposal in lieu of connection shall be granted only upon written approval of the King County Health Department, the City of Kirkland, or other agency with jurisdiction and a concomitant agreement providing for future connection to the sanitary sewer has been signed and delivered to the City of Kirkland.

C. The following land developments actions shall require connection to the public sewer system regardless of the distance of the land from the public sewer: short subdivision, subdivision, multi family construction, or non-residential construction.

3. The City Engineer shall prescribe the manner in which such connection shall be made.

(b) No drain or sewer shall be constructed so as to discharge upon the surface of any public area.

Section 3. 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 regular, open meeting this 1st day of June, 1987.

Signed in authentication thereof this 1st day of June, 1987.

*Dorin Cooper*  
MAYOR

ATTEST:

*Janice Perry*  
City Clerk

APPROVED AS TO FORM:

*Raymond*  
City Attorney