

ORDINANCE NO. 3296

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PROVISION OF WATER, SEWER AND GARBAGE SERVICE AND PROVIDING FOR INCREASED SOLID WASTE COLLECTION RATES.

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

Section 1. Chapter 15.24 of the Kirkland Municipal Code is hereby amended by the addition of a new section to read as follows:

New Section 15.24.030 Service to Condominium. For the purposes of Chapters 15.20 and 15.24, "single family residence" includes any condominium unit which is a dwelling and has a separate water meter. A condominium unit is a part of property which is governed by the Horizontal Property Regimes Act (RCW 64.32) or Condominium Act (RCW 64.34). If a condominium unit does not have a separate water meter, service charges will be billed to the person responsible for maintenance of the water service pipe from the water meter to the condominium unit or to the owner of another part of the property.

Section 2. KMC 16.04.110 is hereby amended as follows:

16.04.110 Garbage Can. "Garbage Can" means a cylindrical watertight sheet metal or plastic container not exceeding thirty-two gallons in capacity, weighing not over twenty-six pounds when empty and without cover, fitted with two sturdy handles, one on each side, and a tight cover equipped with a handle, except in the case of "sunken cans."

Section 3. KMC 16.08.045 is hereby amended as follows:

16.08.045 Waste Wheeler permitted. Lidded and wheeled plastic containers, specifically designed for garbage storage and collection, having a capacity not in excess of one-half yard and substantially similar in design and construction to those plastic garbage containers marketed under the trade name "Waste Wheeler," may at the option of a residential customer, be used in place of garbage cans. Such containers

are referred to and identified in this section as "Waste Wheelers."

If used, a Waste Wheeler must be placed for collection on the day scheduled for collection at the curb or alley for pickup by the garbage collector.

~~[Any residential customer may, upon written request therefor, rent a Waste Wheeler from the city. The rental charge will be added as a separate item on the residential customer's bimonthly utility bill. The rental rate to be charged single-family residential customers per Waste Wheeler shall be:~~

~~1/2-Yd.-Waste Wheeler-\$795-per-month~~

~~{1/4-Yd.-Waste Wheeler-\*per-month}~~

~~{\*-(Not-presently-available)}~~

Section 4. Chapter 16.12 of the Kirkland Municipal Code is hereby amended by the addition of a new section to read as follows:

New Section 16.12.020 Billing Procedure. Charges for collection of garbage are billed as described in Section 15.20.010. If the billing for water service is sent to a person other than the owner of the property served, then the charges for garbage collection will be included in such billing. For purposes of this chapter, the classification "Residential, Single-Family" includes any condominium unit which is a dwelling and has a separate water meter. A condominium unit is a part of property which is governed by the Horizontal Property Regimes Act (RCW 64.32) or the Condominium Act (RCW 64.34).

Section 5. KMC 16.12.030 is hereby amended as follows:

16.12.030 Collection Rates - [Effective Date]. The rates to be charged for solid waste collection service in the city shall be as follows:

- |                                 |           |              |
|---------------------------------|-----------|--------------|
| (1) Residential - Single Family |           |              |
| A. Single-Family                | Per Month |              |
| Curb to 25'                     | \$[10.00] | <u>13.30</u> |

	25' to 50'	[ <del>11-73</del> ]	<u>14.40</u>
	Each additional 25'	[ <del>7-85</del> ]	<u>.90</u>
B.	Miscellaneous Service Fees	Per Occurrence	
	Drive-in	\$ [ <del>1-87</del> ]	<u>1.93</u>
	Return Trip	[ <del>2-88</del> ]	<u>2.81</u>
C.	Temporary Container Service	Per Pickup	
	4 yard	\$ [ <del>41-15</del> ]	<u>49.59</u>

(2) Multifamily and Nonresidential  
(Commercial)

A.	Can Service	Per Month	
	First eight cans	\$ [ <del>8-58</del> ]	<u>10.99</u>
	Each Additional Can	[ <del>1-37</del> ]	<u>1.72</u>
B.	Waste Wheeler	Per Pickup	
	90 gallon	\$ [ <del>5-26</del> ]	<u>6.65</u>
C.	Container Service Loose (Permanent)	Per Pickup	
	1 yard Service	\$ [ <del>8-73</del> ]	<u>11.00</u>
	1.5 yards	[ <del>12-84</del> ]	<u>15.15</u>
	2 yards	[ <del>14-74</del> ]	<u>18.52</u>
	3 yards	[ <del>20-91</del> ]	<u>26.26</u>
	4 yards	[ <del>25-74</del> ]	<u>32.31</u>
	6 yards	[ <del>32-36</del> ]	<u>40.60</u>
	8 yards	[ <del>41-82</del> ]	<u>51.45</u>
D.	Container Service - Compactor	Per Pickup	
	2 yards	\$ [ <del>39-46</del> ]	<u>49.50</u>
	3 yards	[ <del>58-71</del> ]	<u>73.61</u>
	5 yards	[ <del>96-35</del> ]	<u>120.77</u>
	6 yards	[ <del>114-59</del> ]	<u>143.63</u>
E.	Roll-off Service - Loose (Permanent)		

There shall be added to the per-

pickup charge set forth below and equal amount equal to the actual King County dump fee charged for disposal per pickup, multiplied by 1.10:

	Per Pick-up
10 yards	\$ [ <del>39.72</del> ] <u>41.63</u>
20 yards	[ <del>57.96</del> ] <u>60.67</u>
25 yards	[ <del>72.39</del> ] <u>75.72</u>
30 yards	[ <del>86.82</del> ] <u>90.78</u>
40 yards	[ <del>94.18</del> ] <u>98.38</u>

F. Roll-off Service - Loose (Temporary)

There shall be added to the per-pickup charge set forth below and equal amount equal to the actual King County dump fee charged for disposal per pickup, multiplied by 1.10:

	Per Pickup
10 yards	\$ [ <del>64.81</del> ] <u>72.68</u>
20 yards	[ <del>77.88</del> ] <u>80.72</u>
25 yards	[ <del>88.91</del> ] <u>84.72</u>
30 yards	[ <del>89.42</del> ] <u>93.60</u>

G. Roll-off - Compactors

There shall be added to the per-pickup charge set forth below and equal amount equal to the actual King County dump fee charged for disposal per pickup, multiplied by 1.10:

	Per Pickup
10 yards	\$ [ <del>64.81</del> ] <u>67.15</u>
15 yards	[ <del>74.17</del> ] <u>77.75</u>
20 yards	[ <del>98.73</del> ] <u>103.37</u>
25 yards	[ <del>123.29</del> ] <u>129.01</u>
30 yards	[ <del>147.84</del> ] <u>154.63</u>
40 yards	[ <del>196.95</del> ] <u>205.88</u>

H. Miscellaneous Service Fees Per Occurrence

Container rollouts (10 foot)	\$ [ <del>1.96</del> ] <u>2.15</u>
Unlocking lids	[ <del>1.56</del> ] <u>1.75</u>
Opening gates	[ <del>1.56</del> ] <u>1.75</u>

Hydraulic and electric disconnects	[5-72]	<u>6.30</u>
Compactor turnarounds	[5-72]	<u>6.30</u>
Standby time (over 5 min.) per min.	[7-99]	<u>1.10</u>
Mileage charge (over 10 m r/)	[2-92]	<u>3.20</u>
Return trips	[11-44]	<u>12.60</u>
Commercial can distance charge (per can)	[7-29]	<u>0.25</u>
Extra units	[1-53]	<u>1.95</u>
Extra boxes	[1-53]	<u>1.95</u>
Extra bags	[1-53]	<u>1.95</u>
Extra yards	[9-59]	<u>12.25</u>

(3) Wherever detachable containers are used having a capacity for which a rate has not been established, the director of administration and finance is authorized to establish a rate for such container, which shall be consistent with the ratio of the container capacity to rate charged for the rate herein established.

(4) In addition to the collection rates established in subsections (1) and (2) above, there shall be included a county board of health hazardous waste charge as follows:

(i) For each single-family residential customer the amount of sixty cents per month;

(ii) For each multifamily and nonresidential (commercial) customer the sum of five dollars and twenty-four cents per month.

~~[The rates established in this section shall be effective beginning January 17, 1990, provided that the additional rate established in this subsection shall be effective beginning July 17, 1991.]~~

Section 6. KMC 16.12.040 is hereby amended as follows:

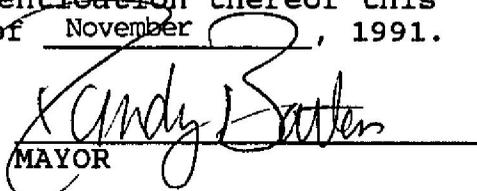
16.12.040 - Payment - Delinquency - Lien. All charges for services rendered shall be payable ~~[on or before fifteen days from the date of billing and if not so paid shall become delinquent.]~~ to the City on the date shown on the face of the bill. Charges for services

remaining unpaid at the close of business on the thirtieth day following the billing date shall be considered delinquent and automatically subject to an additional charge, as a penalty, of ten percent. [~~Upon failure to pay such charges and upon delinquency the amount hereof~~] The amount of unpaid service charges, penalties or costs shall become a lien against the property for which the garbage collection service is rendered. such lien shall be made effective The City may make such lien of public record by filing a notice thereof specifying the amount due, the period covered by said amount and giving a legal description of the premises for which the service was rendered. Such lien shall be filed with the same official and within the time and shall be foreclosed within the time and manner prescribed by law for filing and foreclosing liens for labor and material. Furthermore such liens shall be prior to any and all other liens and encumbrances filed subsequent to the filing of such lien, but shall be subject to all general taxes and local improvement assessments whether levied prior to or subsequent thereto. In addition to any other costs or penalties which may be added to a delinquent account, the lien on the property will not be released until the city's costs of collection are reimbursed. The minimum cost of collection when a lien is recorded shall be \$40.

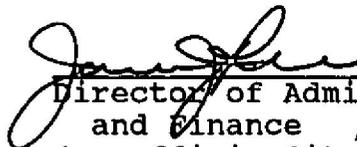
Section 7. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, pursuant to Section 1.08.017 KMC in summary form as attachment to the original of this Ordinance and by this reference approval by the City Council as required by law, provided any change in billing schedules or service rates resulting from the adoption of this Ordinance shall occur as of December 1, 1991.

Passed by a majority vote of the Kirkland City Council in regular, open meeting this 19th day of November, 1991.

Signed in authentication thereof this 19th day of November, 1991.

  
MAYOR

ATTEST:

  
CITY CLERK  
Director of Administration  
and Finance  
(ex officio City Clerk)

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

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## PUBLICATION SUMMARY

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO PROVISION OF WATER, SEWER AND GARBAGE SERVICE.

Section 1. Adds a new Section 15.2.030 and relates to the billing for utility services rendered to condominiums.

Section 2. Amends the definition of "garbage can" to include plastic garbage cans.

Section 3. Amends KMC Section 16.08.045 relating to rental charges for waste wheelers. Does not change the rental rate.

Section 4. Adds a new Section 16.12.020 to Chapter 16.12 of the Kirkland Municipal Code clarifying to whom garbage or solid waste statements shall be sent.

Section 5. Amends Section 16.12.030 relating to rates for solid waste or garbage collection to increase rates to reflect increase in county dump fees and other disposal costs.

Section 6. Amends Section 16.12.040 relating to liens for delinquent and unpaid utility service charges.

Section 7. Authorizes publication of the Ordinance by summary, which summary is approved by the City Council pursuant to Section 1.08.017 KMC and establishes the effective date as five days after publication of summary, except as provided in Section 8 and also provides that any change in billing schedules or service rates resulting from this Ordinance shall become effective as of November 1, 1991.

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 regular meeting on the 19th day of November, 1991.

I certify that the foregoing is a summary of

Ordinance 3296 approved by the Kirkland  
City Council for summary publication.

s/Janice Perry  
City Clerk

ORD-END.NOV/11-25-91/JP:cc