

**CITY OF LYNNWOOD
ORDINANCE NO. 2685**

AN ORDINANCE CREATING NEW RATES FOR SEWER SERVICE AND AMENDING SECTIONS 14.40.035 AND 14.40.040 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SUMMARY PUBLICATION.

WHEREAS, the City adopted in 2006 a six-year schedule of sewer rates based on the actual cost of providing all maintenance and operations services and capital construction costs in order to meet the revenue requirements of the utility; and

WHEREAS, the City's sewer rates have historically included a "special sewer rate" for persons of the age of 61 years or older, meeting the qualifications specified in this section and RCW 84.36.381; and

WHEREAS, the City has determined that those citizens, when verified to meet such qualifications, should receive "special rates"; and

WHEREAS, the City wishes to expand the "special sewer rate" to include additional customers;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LYNNWOOD DO ORDAIN AS FOLLOWS:

Section 1. Section 14.40.035 of the Lynnwood Municipal Code is hereby amended as follows:

14.40.035 Schedule IV – Sewer volume charge based on metered water consumption.

Each customer, including residential single-unit, residential multiple-unit per unit, and commercial and industrial per meter, shall be charged a rate per 100 cubic feet of residential use or commercial/industrial use in excess of the first 2,000 cubic feet every two months included in the base rate. This rate shall be as specified in Table 1 below.

To account for summer water that does not enter the sewer system, the volume billed to residential customers in May, June, July, August, and September shall be adjusted according to the individual customer's winter usage. Winter usage shall be determined by water used in October through April.

Table 1: Sewer Rates

CUSTOMER	2007	2008	2009	2010	2011	2012
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CLASSIFICATION	Monthly Rate	Monthly Rate	Monthly Rate	Monthly Rate	Monthly Rate	Monthly Rate
Residential Single-Unit						
Mo. Base Rate (incl. 10 CCF)	\$25.25	\$29.00	\$29.50	\$30.00	\$30.50	\$31.00
Mo. Volume Charge > 10 CCF	\$2.00**	\$2.25**	\$2.35**	\$2.45**	\$2.50**	\$2.55**
Special Sewer Rate	See Table Below	See Table Below	See Table Below	See Table Below	See Table Below	See Table Below
Residential Multiple-Unit Per Unit*						
Mo. Base Rate (incl. 10 CCF per unit)	\$22.00	\$25.38	\$26.25	\$26.75	\$27.13	\$27.25
Mo. Volume Charge > 10 CCF per unit	\$2.00*	\$2.25*	\$2.35*	\$2.45*	\$2.50*	\$2.55*
Special Sewer Rate	See Below	See Below	See Below	See Below	See Below	See Below
Residential-Mobile Per Unit* – NEW						
Mo. Base Rate (incl. 10 CCF per unit)	\$12.40	\$16.13	\$17.88	\$19.88	\$22.13	\$27.25
Mo. Volume Charge > 10 CCF per unit	\$2.00*	\$2.25*	\$2.35*	\$2.45*	\$2.50*	\$2.55*
Special Sewer Rate	See Below	See Below	See Below	See Below	See Below	See Below
Commercial/ Industrial (based on meter size)						
5/8–3/4-Inch Meter	\$39.00	\$39.00	\$39.00	\$39.00	\$39.00	\$39.00
1-Inch Meter	\$50.00	\$50.00	\$50.00	\$50.00	\$50.00	\$50.00
1-1/2-Inch Meter	\$60.00	\$60.00	\$60.00	\$60.00	\$60.00	\$60.00
2-Inch Meter	\$90.00	\$90.00	\$90.00	\$90.00	\$90.00	\$90.00
3-Inch Meter	\$302.50	\$302.50	\$302.50	\$302.50	\$302.50	\$302.50
4-Inch Meter	\$382.50	\$382.50	\$382.50	\$382.50	\$382.50	\$382.50
6-Inch Meter	\$567.50	\$567.50	\$567.50	\$567.50	\$567.50	\$567.50
Sewer Only Accounts						
Residential Single-Unit	\$26.40	\$30.50	\$30.90	\$31.30	\$31.70	\$32.15
Residential Multiple-Unit Per Unit	\$22.00	\$25.25	\$26.25	\$27.25	\$27.80	\$28.40
Commercial/Industrial Per Account	\$63.95	\$72.95	\$75.85	\$78.75	\$80.20	\$80.65
* Base rate per unit plus volume over 10 CCF per unit						

** For next additional 17.5 CCF (No charges are incurred for volumes over the additional 17.5 CCF per month)

Table 2: Strength Charges

Customer Classification	2007 Monthly Rate	2008 Monthly Rate	2009 Monthly Rate	2010 Monthly Rate	2011 Monthly Rate	2012 Monthly Rate
Strength < 3 per CCF	\$1.72	\$2.34	\$2.54	\$2.74	\$2.84	\$2.87
Strength = 3 per CCF	\$2.36	\$2.90	\$2.92	\$2.96	\$2.99	\$3.08
Strength = 4 per CCF	\$3.10	\$4.00	\$4.54	\$5.22	\$5.33	\$5.46
Strength = 5 per CCF	\$3.96	\$4.80	\$5.33	\$5.84	\$6.09	\$6.11

Section 7. Section 14.40.040 of the Lynnwood Municipal Code is hereby amended as follows:

14.40.040 Schedule III – Special.

A. Persons of the age of 61 years or older, or who are disabled, meeting the qualifications specified in subsection (B) of this section and RCW 84.36.381, shall be charged at a special sewer rate based on the following percent of the residential single-unit monthly rate and volume charges, and depending on the income level status of the customer pursuant to the Snohomish County Assessor's Office Real Property Taxes Exemption Process:

<u>Income Level Status</u>	<u>Rate</u>
A	40%
B	45%
C	50%

Residential Single-Unit Rates:

Customer Classification	2007 Monthly Rate	2008 Monthly Rate	2009 Monthly Rate	2010 Monthly Rate	2011 Monthly Rate	2012 Monthly Rate
Special Rate, Income Level A						
Mo. Base Rate (incl. 10 CCF)	\$10.10	\$11.60	\$11.80	\$12.00	\$12.20	\$12.40
Mo. Volume Charge > 10 CCF	\$0.80	\$0.90	\$0.94	\$0.98	\$1.00	\$1.02

Special Rate, Income Level B						
Mo. Base Rate (incl. 10 CCF)	\$11.36	\$13.05	\$13.28	\$13.50	\$13.73	\$13.95
Mo. Volume Charge > 10 CCF	\$0.90	\$1.01	\$1.06	\$1.10	\$1.13	\$1.16
Special Rate, Income Level C						
Mo. Base Rate (incl. 10 CCF)	\$12.63	\$14.50	\$14.75	\$15.00	\$15.25	\$15.50
Mo. Volume Charge > 10 CCF	\$1.00**	\$1.13**	\$1.18**	\$1.23**	\$1.25**	\$1.28**
** For next additional 17.5 CCF (No charges are incurred for volumes over the additional 17.5 CCF per month)						

Residential Multiple-Unit and Mobile Rates:

For residents that meet the qualifications in Section B., but that do not have a direct account with the City (i.e. tenants of a condominium) a yearly rebate shall be paid to the resident based on forty (40), forty-five (45) or fifty (50) percent of a calculation of the cost per unit for that account, depending on the income level status of the customer pursuant to the Snohomish County Assessor's Office Real Property Taxes Exemption Process. In order to qualify for the rebate, the resident must make application to the City by November 1 of each year and demonstrate, in addition to meeting the qualifications in this section, that they have resided at the site or unit for the entire year.

B. Qualifications for said rate shall be:

1. The residential single-unit property or residential multiple-unit or mobile unit to which the utility service is extended shall have a valid property tax exemption from Snohomish County, pursuant to RCW 84.36.381 through 84.36.385.

2. Claimants for said reduction shall occupy site or unit as principle residence and be within the corporate limits of the city of Lynnwood and have a household income level no greater than and as prescribed in RCW 84.36.381.

C. The city council, by appropriation from the water and sewer fund, shall pay those capital costs as allocated in the sewer rate model, "total rate requirements and calculation by customer class" module to senior citizens, thereby lowering the actual monthly rate to be charged to senior citizens in single-family residences.

D. The Mayor is authorized to administer the special utility rates and develop procedures as necessary for such implementation.

Section 8. Severability. If any section, subsection, sentence, clause, phrase or word of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this Ordinance.

Section 9. Effective Date. This Ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title. The modified rates shall also apply retroactively to all billings assessed in 2007.

PASSED THIS 11th day of June, 2007, and signed in authentication of its passage this 18th day of June, 2007.



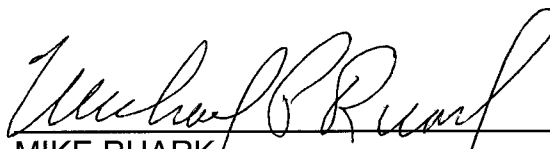
DON GOUGH, Mayor

ATTEST:



VICKI HEILMAN
Interim Finance Director

APPROVED AS TO FORM:



MIKE RUARK
City Attorney

PASSED BY THE CITY