

**CITY OF SULTAN
WASHINGTON
ORDINANCE NO. 1322-20**

**AN ORDINANCE OF THE CITY OF SULTAN, WASHINGTON,
ADOPTING A NEW INCREASED SEWER GENERAL
FACILITY CHARGE; PROVIDING FOR SEVERABILITY;
AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, 35.92.025 RCW allows municipalities to charge a connection fee so that property owners connecting to the sewer system bear their equitable share of the cost of the system; and

WHEREAS, the establishment of City sewer fees and charges are authorized in Section 13.08.030 of the Sultan Municipal Code; and

WHEREAS, the City of Sultan has a general facility charge imposed on all parties seeking to connect to the sewer system to capture the historic cost of the system; and

WHEREAS, in 2020, the City Council revised the methodology for calculating the sewer general facility charge to include capital investments made to the sewer system; and

WHEREAS, in 2020 the city evaluated the future capital project out of the General sewer plan and scheduled them through 2024; and

WHEREAS, in 2020 the city evaluated the historic value of the sewer system and the impact on the general facility charge using the Sewer GFC Financial Plan Update 3-9-20 By Katie Isaksen; and

WHEREAS, based on the analysis by Katie Isaksen and Associates, the city calculated the value of the sewer system and the available equivalent residential units provided by the system and determined the value of the general facility charge increased from \$12,895.00 to \$15,885.00; and

WHEREAS, the City Council evaluated and discussed increasing the general facility charge on March 12, 2020, and held a public hearing on June 11, 2020; and

WHEREAS, the City Council considered a recommendation from staff not to postpone the proposed increase to the general facilities charge and has determined that it is in the best interests of the City to increase the sewer general facility charge effective June 25, 2020 consistent with RCW 35.92.025;

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

Section 1. Establishment of General Facility Charge. A sewer general facility charge is hereby imposed on all parties seeking to connect to the sewer system as follows:

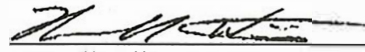
1. The charge per equivalent residential unit shall be, if paid before the city's close of business on June 25, 2020, \$12,895.00. If paid thereafter, the charge per equivalent residential unit shall be \$15,885.00.
2. The GFC may be adjusted annually during the budget process to capture capital costs from the 6-year Capital Improvement Plan (CIP) and changes in the Engineering News Record Construction Cost Index
3. The charges imposed by this subsection shall be in addition to any charges due under an approved latecomer or cost recovery contract.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This Ordinance shall be published in the official newspaper of the City and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 25th DAY OF JUNE 2020.

CITY OF SULTAN



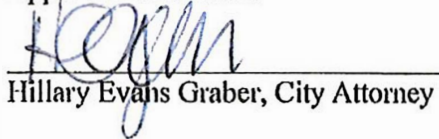
Russell Wiita, Mayor

ATTEST/AUTHENTICATED:



Tami Pevey, City Clerk

Approved as to form:



Hillary Evans Graber, City Attorney

Passed by the City Council:
Date of Publication: June 30, 2020
Effective Date: July 6, 2020