

LAKEHAVEN UTILITY DISTRICT
King County, Washington

Resolution No. 2000-921

A RESOLUTION of the Board of Commissioners of the Lakehaven Utility District, King County, Washington, changing various fees and charges from a deposit system to a flat fee system and amending District Resolution No. 99-904.

WHEREAS, the Board has determined that it would be beneficial to the District to collect a flat fee for various fees and charges rather than utilize the existing deposit system, and

WHEREAS, believing the provisions for a flat fee on various fees and charges to be in the best interests of the District and its customers,

NOW, THEREFORE, **BE IT RESOLVED** as follows:

1. Resolution 99-904, section 3C, subsection (ii) shall be amended to hereinafter read as follows:

ii) For meters and related appurtenances installed by the District, the following charges shall be levied and collected at time of meter application:

- a) 5/8" meter ----- \$ 1,000.00
- b) 1" meter ----- \$ 1,080.00
- c) 1 1/2" ----- \$ 1,380.00 deposit held against and applied to actual time and materials costs and District overhead.
- d) 2" ----- \$ 1,685.00 deposit held against and applied to actual time and materials costs and District overhead.
- e) 3" ----- \$ 7,245.00 deposit held against and applied to actual time and materials costs and District overhead.
- f) 4" ----- \$ 8,280.00 deposit held against and applied to actual time and materials costs and District overhead.
- g) 6" ----- \$ 10,350.00 deposit held against and applied to actual time and materials costs and District overhead.
- h) 8" ----- \$ 12,420.00 deposit held against and applied to actual time and materials costs and District overhead.

2. Resolution No. 99-904, section 3 shall be further amended to add a new section as follows:

R. Latecomers Administration Fee

- i) If, at the time of application for developer extension agreement, the developer identifies, subject to District approval, that facilities constructed pursuant to the developer extension agreement shall be of benefit to adjacent properties, the District shall include within the developer extension agreement a provision authorizing the collection of latecomers charges on such adjacent properties and shall remit same to the developer if such adjacent property connects to the facilities constructed by developer within a period of fifteen (15) years from date of acceptance of the project.
- ii) The amount to be repaid to the developer as latecomers fee shall be based upon the original cost of the project, as approved by the District, without adjustment for inflation or accumulation of interest. The District shall further reserve the right to make an independent determination of the reasonableness of the construction costs submitted to the District from which the reimbursement shall be based and, in the event said construction costs are deemed excessive, shall establish a cost deemed reasonable.
- iii) Payment to the developer of the latecomer reimbursement shall be conditioned upon the developer's payment to the District of the sum of \$313.00 for water facilities and/or \$313.00 for sewer facilities to cover the District's costs associated with the administration of the latecomer reimbursement, and the continued notification to the District, during the fifteen (15) year period, of any name or address change of developer or any successive entity designated as entitled thereto.

3. Resolution No. 99-904, section 3 shall be further amended to add a new section as follows:

S. Pretreatment Charge

- i) The District shall levy a charge on properties which require installation of sewerage pretreatment facilities to cover the District's costs associated with the pretreatment application and agreement. This charge shall be in addition to any other applicable charge.
- ii) Upon application for service where it is determined that pretreatment shall be required, or upon the District's notification to a property owner that an existing connection will require pretreatment, the property owner shall pay to the District the sum of \$ 140.00. This charge shall cover the costs associated with development of applicable discharge limits and preparation of the agreement. This amount shall also be collected for pretreatment agreement renewals.

4. Resolution No. 99-904, section 3 shall be further amended to add a new section as follows:

T. Private Pump Station Agreement Charge

- i) The District may allow the connection, under terms specified herein, of private pump stations to serve property in areas where permanent gravity service is not currently available and where conditions, as determined by the District, shall justify such installation.
- ii) Upon receipt of a side sewer application for property to which gravity service is not available and for which service by private pump station has been requested, the District shall prepare a Private Pump Station Agreement which shall cover the terms and conditions under which such service will be provided. Prior to the preparation of the Private Pump Station Agreement, the applicant shall pay to the District the sum of \$ 230.00 , the payment of which shall cover the District's costs associated with the preparation of the agreement and District inspection.

5. Resolution No. 99-904, section 3 shall be further amended to add a new section as follows:

U. ROW Construction Permit Fee – Service Connections

- i) The District shall charge the applicant for service connection for the District's application for King County, Pierce County, City of Federal Way or City of Des Moines Right-of-Way Construction permit, including estimated inspection charges by King County, Pierce County, City of Federal Way or City of Des Moines and District's inspection and administrative costs associated with the permit.
- ii) It is estimated that the cost for a King County ROW Permit in conjunction with a water or sewer service connection within unincorporated King County is \$155.00. It is estimated that the cost of permits for work in the right-of-way for water or sewer service connections within the City of Federal Way is \$238.00. It is estimated that the cost of permits for work in the right-of-way for a "Connection A" water or sewer service connection within the City of Des Moines boundaries is \$ 130.00, and \$ 233.00 for a "Connection B" service connection. It is estimated that the cost of permits for work in the right-of-way for water or sewer connections within unincorporated Pierce County is \$ 78.00. Should inspection fees passed on to the District by King County, Pierce County, City of Federal Way or City of Des Moines exceed the allotted average for one (1) hour of inspection, such additional inspection fees shall be passed on to the property owner.
- iii) In the event that construction activity is located within Washington State right-of-way, the applicant for service connection shall pay to the District such costs as the District may incur from the State.

6. Resolution No. 99-904, section 3 shall be further amended to add a new section as follows:

V. Segregation of Assessment Fee

- i) The District shall charge applicants for segregation of assessment an amount necessary to cover the District's costs associated with the preparation and review of same.
- ii) The charge for each such segregation of assessment shall be a minimum of \$219.00 for each originally assessed parcel plus fees levied by King County for such segregation.
- iii) The charge shall be collected at the time of application.

7. Resolution No. 99-904, section 3 shall be further amended to add a new section as follows:

W. SEPA Appeal Filing Fee

- i) The District shall charge parties desiring to file an appeal of a SEPA determination made pursuant to RCW Chapter 43.21C and District Resolution No. 84-984, a SEPA Appeal Filing Fee equaling \$ 104.00.
- ii) The SEPA Appeal Filing Fee shall be paid at the time of filing the appeal and no appeal shall be considered valid without the full payment of such filing fee.

8. Resolution 99-904, section 3F, subsection (ii) shall be further amended to hereinafter read as follows:

“ii) CLASS 2 - \$100.00

The District shall collect a non-refundable deposit of \$100.00 to cover District costs associated with, but not limited to, the following services:

Easement Encroachment Review
Annexation
Backflow Prevention Device Inspection Fee
Submetering Agreement/Plan Review
Other Services Deemed by the District to Fall Under This Level of
Expense

Said deposit shall be held against actual expenses of the District based upon the District's record of time, material, overhead and other expenses relating to the service. The District shall determine, on a regular basis, its

actual costs associated with the service and shall submit to applicant, if and at such time as its expenses exceed the deposit herein, a regular invoice of such additional amounts as are due to repay the District for actual costs in excess of the amount previously collected. Payment is due upon receipt of District invoice and shall be collectable in the manner authorized by law. These charges shall be subject to past due and late payment penalties authorized pursuant to state law and/or contract with the service recipient. "

ADOPTED by the Board of Commissioners of Lakehaven Utility District, King County, Washington, at an open public meeting this 6th day of June, 2000.

ATTEST:

Beverly Twiddle ✓
 President and Commissioner Yea Nay Abstain

Donald L. Miller ✓
 Vice President and Commissioner Yea Nay Abstain

Thomas M. Jaramacha ✓
 Secretary and Commissioner Yea Nay Abstain

NOT PRESENT
 Commissioner Yea Nay Abstain

Edward C. Stewart ✓
 Commissioner Yea Nay Abstain

Approved as to form:

A. H. Pritchard
 General Counsel