

**RESOLUTION NO. 2008-08**

**A RESOLUTION ADOPTING A FEE SCHEDULE PAYABLE TO THE LAKE WHATCOM WATERSHED PROPERTY ACQUISITION PROGRAM IN EXCHANGE FOR FLOOR AREA DEVELOPMENT BONUSES IN THE OLD TOWN OVERLAY DISTRICT.**

**WHEREAS**, an ordinance adopting a subarea plan and development standards for Old Town accompanies this resolution; and

**WHEREAS**, the Old Town development standards include a bonus option allowing financial contribution to the Lake Whatcom Watershed Property Acquisition Program (LWWPAP) in exchange for a limited increase in developable floor area above a set base standard; and

**WHEREAS**, the LWWPAP bonus option requires the City to establish a fee schedule whereby floor area earned is paid for on a per square foot basis; and

**WHEREAS**, the LWWPAP bonus option is consistent with Bellingham Comprehensive Plan goals and policies that recommend implementation of programs, regulations, and/or incentives that would protect the water quality of the Lake Whatcom Reservoir; and

**WHEREAS**, the LWWPAP is used to fund land acquisition and other land preservation measures in the Lake Whatcom Watershed; and

**WHEREAS**, BMC 20.35.070 D.4.c.(4)(a) provides that the LWWPAP bonus option fee schedule shall be set by City Council resolution; and

**WHEREAS**, City ordinances establishing the regulatory processes for land use and construction permits specify that permit fees be adopted by resolution; and,

**WHEREAS**, the Council has reviewed the proposed fee schedule as attached and finds that it should be approved;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BELLINGHAM:**

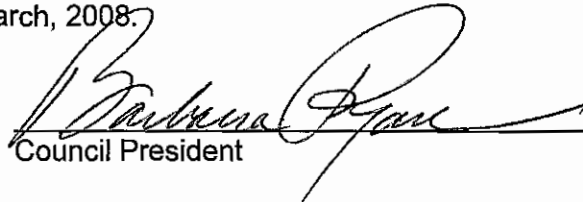
The following fee schedule is hereby adopted:

City of Bellingham  
City Attorney  
210 Lottie Street  
Bellingham, Washington 98225  
360-676-6903

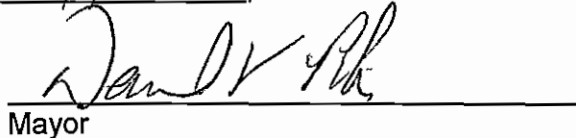
Bonus floor area earned through the Lake Whatcom Watershed Fund bonus option is paid for on a per square foot basis as follows: for each \$12 contributed to the program in 2008, one square feet of floor area is earned on the receiving site. The fee contribution shall increase each January 1<sup>st</sup> by three percent (3%) annually beginning in 2009 according to the following schedule:

Year	Fee per square feet of bonus floor area	Year	Fee per square feet of bonus floor area
2008	\$12.00	2013	\$13.91
2009	12.36	2014	14.33
2010	12.73	2015	14.76
2011	13.11	2016	15.20
2012	13.51	2017	15.66

**PASSED** by the Council this 17th day of March, 2008:

  
 Council President

**APPROVED** by me this 7<sup>th</sup> day of April, 2008.

  
 Mayor

**ATTEST:**   
 Finance Director

**APPROVED AS TO FORM:**

  
 Office of the City Attorney

City of Bellingham  
 City Attorney  
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