ORDINANCE NO. 1332

An Ordinance of the City of Kent, Washington, establishing a City Utilities Department under the supervision of the Kent Municipal Accountant, requiring said Municipal Accountant to supervise and control all utility charges, collections and assessment for the City of Kent and requiring a daily disbursement and accounting to the City Treasurer for any and all funds received in said department; repealing and amending and creating certain Ordinances pertaining to water and sewer connection fees, garbage fees, arrearage charges, billing rates and procedures.

The City Council of the City of Kent do ordain as follows:

Section 1. There is hereby created a City of Kent Municipal Utilities Department for the purpose of handling, charging and billing for collection of all City of Kent municipal utility revenues and assessments.

Section 2. The Kent Municipal Accountant shall be in charge of the Kent Municipal Utilities Department and shall account for and deposit with the City Treasurer, on a daily basis (Saturdays, Sundays and legal holidays excepted) all funds received by said department.

Section 3. Kent City Ordinance No. 9.2.08 (Ordinance 680 s: 1937) is hereby repealed.

Section 4. Application: All application for the use of water shall be made to the Utilities Department. Such applications shall be made by the owner or authorized agent of the property to which the property is to be furnished; said application shall state fully and truly the purposes for which the water may be required and must agree to conform to the rules and regulations thereof that may be made and established from time to time as conditions for the use of water.

Section 5. Kent City Ordinance 9.2.16 (Ordinance 680 s 4 as amended by Ordinance 1034: 1959) is hereby repealed.

Section 6. Water bills when due: All bills for water,
whether by fixed rate or meter rate, are due and payable on the first day of a month for the two months preceding at the office of the Utilities Department without notice to the consumer and if not paid on or before the tenth of the month when due said bills shall become delinquent and the Municipal Accountant shall, if in his judgment the same is necessary, to enforce payment of said bill, cause a shut-off of service from the premises effected by such delinquency and a fee of Three Dollars ($3.00) shall be charged for such shut-off and a further fee of Three Dollars ($3.00) shall be charged for reconnecting after such shut-off and shall be added to any amount found delinquent in said account; provided, however, that when the tenth of the month occurs on Sunday or a legal holiday, bills may be paid on the next succeeding business day without penalty. The Municipal Accountant may in his discretion divide water accounts in such a manner that part thereof shall be payable on the first day of an odd numbered month for the preceding two months and part thereof on the first day of an even numbered month for the preceding two months.

Section 7. Kent City Ordinance 9.2.36 (a) (b) (c) (d) (0131 s 1--May 21, 1962; Prior 0.897 s 1, as amended by 0.1034--1959) is hereby repealed.

Section 8. INSTALLATION AND CONNECTION CHARGES INSIDE CITY LIMITS:

(a) Any property owner within the City Limits applying for water service shall pay a service material and connection charge. This charge will include the cost of connection and laying of pipe from the City water main to the property line of the property to which service is desired, or at a distance of 60 feet from the main toward such property line, whichever is shorter. The minimum charge so established is as follows:

$125.00 for each 5/8 x 3/4 inch connection;
$150.00 for each 3/4 inch connection;
$175.00 for each 1 inch connection;
$360.00 for each 1 1/2 inch connection;
$500.00 for each 2 inch connection.

On any connection over two (2) inches the minimum charge shall be the actual cost of the meter and installation, plus 25%.

In the event a smaller meter is installed then the size of the service deduction difference of meter costs will be made from the charge of that size service. All service material (including water meter) will remain the property of the City. If the tap is changed to one of larger size, the cost and expense of such change must be paid before the larger size tap is installed. If it becomes necessary during the installation of said connection to break and replace either concrete or blacktop paving, then in each such instance an additional charge shall be made to cover the cost of such repair.

Section 9. Ordinance 9.2.40 (a) (b) (c) (9.897 s 2, as amended by 0.1034--1959) is hereby repealed.

Section 10. INSTALLATION AND CONNECTION CHARGES OUTSIDE CITY LIMITS: Any property owner outside the City Limits applying for water service shall pay a service, material and connection charge. This charge will include the costs of connection and meter. The minimum charge so established is as follows:

$200.00 for each 5/8 x 3/4 inch connection;
$225.00 for each 3/4 inch connection;
$262.50 for each 1 inch connection;
$540.00 for each 1 1/2 inch connection;
$750.00 for each 2 inch connection.

On any connection over two (2) inches, the minimum charge shall be the actual costs of the meter installation, plus
Section 11. Ordinance 9.2.72 (0.680 s 15 -- 1937) is hereby repealed.

Section 12. VACANT PREMISES -- WATER SUPPLY. Should it be desired to discontinue the use of water supply to vacant premises for a period of not less than thirty days, notice in writing must be given to the Utilities Department; the water will then be turned off and a fee of Three Dollars ($3.00) shall be charged for such cut-off; and will be turned on again on written application at an additional charge of Three Dollars ($3.00) for such turn-on. No remission of charges will be made for a lesser period than thirty days or without the said notice.

Section 13. Ordinance 9.2.148 (0.680 s 29, as amended by 0.688--1938) is hereby repealed.

Section 14. CHARGES WHEN METER OUT OF ORDER AND FOR TESTING METER. In the event of the meters getting out of order and failing to properly register the amount of water used, the consumer shall be charged at the average rate of monthly consumption as shown by the meter when in order. When the consumer requests that the meter be checked for errors and upon checking it is found that the meter complies with the requirements of the Laws of the State of Washington in regard to water meters, a charge of Five Dollars ($5.00) shall be made for a one inch meter and a charge of Ten Dollars ($10.00) shall be made for a 1 1/2 inch meter or over and this charge shall be added to the statement of the consumer. If said meter is found to be incorrect, then no charge shall be made for the said meter check.

Section 15. Ordinance 9.4.24 (0.874) s 6--1954) is hereby repealed.

Section 16. WHO MAY CONNECT WITH PUBLIC SEWER, SIDE SEWER -- CONTRACTOR'S LICENSE FEES. It shall be unlawful for
any person to make any opening in any public sewer or to connect
any private sewer, or drain therewith, or to lay, repair, alter,
or connect any private drain or sewer in a public street, alley,
easement without first having taken out and procured a license
to do so in a manner hereinafter provided to be known as a
"Side Sewer Contractor's License." The fee for such Side Sewer
Contractor's License shall be the sum of Twenty-Five Dollars
($25.00) and shall entitle the person to whom such privilege
may be issued to exercise all the rights and privileges mentioned
therein for a period of One (1) year, and the fee for a renewal
of such side sewer contractor's license shall be the sum of
Ten Dollars ($10.00) and shall entitle the licensee named
therein to all the rights and privileges mentioned in said license
for a period of one additional year, and no such license or
renewal thereof shall be issued for longer than the period of
one (1) year and no such license shall be issued to other than
a person or in the name of more than one person.

Section 17. Ordinance 9.4.144 (0.874 s 35--1954) is
hereby repealed.

Section 18. FEES FOR INSPECTION. There shall be no
charge for the first inspection, but if by reason of noncompliance
with the provisions of this Ordinance it is necessary for the
Superintendent of Sewers to cause a second or subsequent inspec-
tion to be made, the person doing the work shall notify the
Superintendent of Sewers when the work is ready for such second
or subsequent inspection. For each inspection, after the first,
a charge of Five Dollars ($5.00) shall be made, which shall be
paid by the person who received the permit under which the work
is being performed at, or prior to the inspection. No permit shall
be issued to any person who is delinquent in the payment of such
charges. All such fees shall be paid to the Municipal Accountant
who shall issue receipts therefor and such receipts must be filed
with the Superintendent of Sewers before any new permits are
issued to a person owing such fees.

Section 19. Ordinance 9.6.08 (Ordinance 875 s 2, as
amended by Ordinance 1035: 1959) is hereby repealed.

Section 20. BILLING AND PAYMENT OF CHARGES. Charges
provided for by Section 9.6.12 of this Chapter shall be made
for all sewage collection service and/or sewage disposal service
furnished or available for use from the 20th day of June, 1959.
Service and charges shall be on a bi-monthly basis from the 20th
day of one month to and including the 19th day of the second
month following. All charges shall be billed on the first day
of the month, following the two service months preceding and
shall be payable on, or before the tenth day of the month in
which the billing is made and shall be delinquent after that
period. All charges shall be billed to the owner of the recipient
premises or to the person charged for water furnished by the City
for said premises, if other than the owner. The Municipal
Accountant may in his discretion divide sewage, service accounts
in such a manner that part thereof shall be payable on the first
day of an odd numbered month for the preceding two months, and
part thereof on the first day of an even numbered month for the
preceding two months.

Section 21. Kent City Ordinance 875 s 3, as amended by
Ordinance 961, as amended by Ordinance 1035 and Ordinance 1053,
as amended by Ordinance 1273; November 2, 1965, codified as
9.6.12 (e) and (g), which reads as follows:

"9.6.12 (e) Apartment, rooming house, motel, trailer
court sewage service within the City. An amount equal
to 60% of the amount charged the recipient for water
furnished to the recipient of service during the
same period for which charge is made for sewer
service; provided, however, that in any event there
shall be a minimum charge of $1.75 multiplied by
the number of sub-standard units in any such
apartment, rooming house, trailer court, or motel, plus a charge of $2.50, multiplied by the number of standard units in said apartment, rooming house, motel, or trailer court."

"9.6.12 (g) Industrial, commercial, apartment, rooming house, motel, or trailer court sewer service without the City. Commercial, industrial, apartment, rooming house, motel, or trailer court sewer service without the city shall be charged at the same rates as are charged for like services within the city as provided hereinabove.

are amended to read as follows:

9.6.12 (e) Apartment, rooming house, motel, trailer court sewage service within the City; the aforementioned shall be charged the same rate as the residential rate in the same areas for the first unit, plus 1/2 the regular residential rate in the same area for each additional unit, whether occupied or not.

9.6.12 (g) Industrial, commercial, apartment, rooming house, motel, or trailer court sewage without the city shall be charged at the same rate as are charged like services within the city as provided hereinabove, plus 50%.

Section 22. Sewer connections and service outside the City Limits of the City of Kent shall be permitted by individual contract only, under procedures and forms as provided by the Municipal Accountant of the City of Kent.

Section 23. Section b-2 (2.1) (Connection fees, sanitary sewer system) Kent City Ordinance 1142, August, 1962, is hereby repealed.

Section 24. CONNECTION FEES -- SANITARY SEWER SYSTEM. A connection for sewer and place of Seventy-Five Dollars ($75.00) shall be made for each single family residential lot within the City Limits of the City of Kent. A connection charge for sewer in place of One Hundred Twenty-Five Dollars ($125.00) shall be made for each single family residential lot without the City Limits of the City of Kent. A side sewer permit fee of Ten Dollars ($10.00) per lot shall be charged for each side sewer installed within the City and Fifteen Dollars ($15.00) per lot for each side sewer installed outside the City.
Section 25. Sewer service charges will be due and payable whether within or without the City Limits of the City of Kent and regardless of whether the premises are vacant and regardless of whether or not the water service is being furnished to the premises.

Section 26. With reference to all payments for any City utility services the Municipal Accountant, at his discretion may apply on a pro-rata basis any sums paid for any single utility service or charge.

Section 27. Ordinance 5.4.32 (0.869 § 8, 1953) is hereby repealed.

Section 28. CHARGES FOR GARBAGE COLLECTION -- LIEN. The City shall collect the charges for services rendered hereunder from the person as heretofore defined for whom collection services are furnished. The Municipal Accountant of the City of Kent is authorized and directed to bill such person monthly. All charges for collection services rendered and billed hereunder shall be payable to the Municipal Accountant and if not paid on or before the tenth day of the month following the month for which said services are rendered, such charge shall become delinquent. Upon failure to pay such charges and upon delinquency, the amount hereof shall become a lien against the property for which the collection service is rendered.

Such liens shall be made effective by filing a notice thereof, specifying the charges and the period covered by the charges and giving legal description of the premise or premises for which the service was rendered. Such liens shall be filed with the same official within the time and shall be foreclosed within the time as prescribed by State law for filing and foreclosing liens for labor and material. Such liens shall be prior to any and all other liens or encumbrances filed subsequent to the filing of such lien and shall be subject to all general taxes.
and local improvement assessments, whether levied prior or subsequent thereto.

Section 29. There is added to Kent Ordinance 5.4.36 (0.870 l, as amended by 0.1045-1959) the following sub-section (h):

There is herewith added: A compulsory minimum monthly charge of $1.50 for garbage collection service to each residence, business firm or commercial enterprise within the City Limits of the City of Kent, plus .50¢ for each additional can of garbage collected.

Section 30. This Ordinance shall take full force and effect upon its passage, approval and publication as provided by law.

ALEX THORNTON, Mayor

Attest:

Marie Jensen, City Clerk

Approved as to form: John J. Bereiter, City Attorney

Passed the 7th day of ______, 1966;

Approved the 8th day of ______, 1966;

Published the 9th day of ______, 1966.