AN ORDINANCE of the City Council of the City of Kent, Washington, amending Section 7.05.090 Kent City Code to defer scheduled annual rate increases for storm water utility fees by one (1) year.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

ORDINANCE

SECTION 1. - Amendment. Section 7.05.090 of the Kent City Code entitled "System of Charges" is amended to defer the annual rate increases for storm water utility fees by one (1) year as follows:

Sec. 7.05.090. System of charges.
A. There is hereby imposed a system of charges on each parcel of real property within the city served by or to which is available for service the

1 Stormwater Utility Fees
Amend KCC 7.05.090
storm and surface water utility established by this chapter. The charges are found to be reasonable and necessary to fund administration, planning, design, construction, operation, maintenance, repair, improvement, and replacement of all existing and future storm and surface water facilities, including the accumulation of reserves and the retirement of any associated debt.

B. The following charges are hereby established for all parcels of real property in the city:

1. *Residential parcels.* The single-family residential rate shall be as follows:

<table>
<thead>
<tr>
<th>Effective Date</th>
<th>Effective Date</th>
<th>Effective Date</th>
<th>Effective Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>January 1, 2007</td>
<td>April 1, 2009</td>
<td>January 1, 2010</td>
<td>January 1, 2011</td>
</tr>
<tr>
<td>$2.57</td>
<td>$8.75</td>
<td>$10.06</td>
<td>$11.57</td>
</tr>
<tr>
<td>plus the basin-specific charge of subsection (B)(5) of this section.</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Effective Date</th>
<th>Effective Date</th>
<th>Effective Date</th>
<th>Effective Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>$13.3111.57</td>
<td>$15.3013.31</td>
<td>$17.5915.30</td>
<td>$17.59</td>
</tr>
</tbody>
</table>

The basin-specific charge set forth under subsection (B)(5) of this section shall apply to residential dwellings through March 31, 2009, but shall be eliminated after that date.

**SECTION 2.** The adjusted fees are for services beginning January 1, 2011.
SECTION 3. - Savings. The existing section 7.05.090 of the Kent City Code, which is amended by this ordinance, shall remain in full force and effect until the effective date of this ordinance.

SECTION 4. - Severability. If any one or more sections, subsections, or sentences of this ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

SECTION 5. - Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors, references to other local, state or federal laws, codes, rules or regulations; or ordinance numbering and section/subsection numbering.

SECTION 6. - Effective Date. This ordinance shall take effect and be in force thirty (30) days from and after its passage as provided by law.

Suzette Cooke
SUZETTE COOKE, MAYOR

ATTEST:

Brenda Jacober
BRENDA JACOBER, CITY CLERK

APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY

Stormwater Utility Fees
Amend KCC 7.05.090
PASSED: 16 day of November, 2010.
APPROVED: 16 day of November, 2010.
PUBLISHED: 19 day of November, 2010.

I hereby certify that this is a true copy of Ordinance No. 3981 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

[Signature]
BRENDA JACOBER, CITY CLERK

Stormwater Utility Fees
Amend KCC 7.05.090