ORDINANCE NO. 4219

AN ORDINANCE of the City Council of the City of Kent, Washington, amending section 7.02.300 of the Kent City Code, entitled “Water Rates”, to create a reduced monthly water demand charge for lifeline water customers.

RECITALS

A. On August 16, 2016, the Kent City Council adopted Ordinance No. 4213, which among other things, combined the City’s water rates into a single, uniform rate structure for all City water service.

B. It was intended that the lifeline water rate would remain unaffected by Ordinance No. 4213. However, a provision in KCC 7.02.300(B) was overlooked, which refers back to KCC 7.02.300(A), the effect of which would result in the full monthly demand charge being assessed.

C. Because the lifeline program is intended to provide reduced rates for low-income utility customers who are either over the age of 62 or permanently disabled, it is appropriate to amend KCC 7.02.300(B) to provide a reduced monthly water demand charge.

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

1  Amend KCC 7.02.300-Reduce Water Demand Charge for Lifeline Customers
ORDINANCE

SECTION 1. - Amendment. Section 7.02.300 of the Kent City Code, entitled “Water rates,” is amended as follows:

Sec. 7.02.300. Water rates.

A. Water rates. The following monthly rates apply to all water customers served by the city of Kent. The lower rate applies per 100 cubic feet of water used up to or equal to 800 cubic feet per month, and the higher rate applies per 100 cubic feet of any water used in excess of 800 cubic feet:

<table>
<thead>
<tr>
<th>WATER USE/CONSUMPTION</th>
<th>Winter/Summer</th>
</tr>
</thead>
<tbody>
<tr>
<td>&lt;=800cf:</td>
<td>$2.40</td>
</tr>
<tr>
<td>&gt;800cf:</td>
<td>$4.73</td>
</tr>
</tbody>
</table>

All customers are also subject to a monthly demand charge for potable water service, dedicated fireline service, and water meters. For purposes of this chapter, a “dedicated fireline” constitutes the pipe(s) and appurtenances on private property that only supply water to the system riser for water-based fire protection systems, private hydrants, monitor nozzles, fire pump suctions, and tanks. The dedicated fireline begins after the property isolation device, and it contains water that will be used only when needed for fire protection purposes and so will become stagnant and non-potable. The fees for these monthly demand services are as follows:

<table>
<thead>
<tr>
<th>Meter Size or, for Dedicated Fireline, Pipe size (inches)</th>
<th>Residential Charge Effective January 1, 2017</th>
<th>Commercial Charge Effective January 1, 2017</th>
<th>Dedicated Fireline Charge Effective January 1, 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>≤3/4</td>
<td>$23.15</td>
<td>$29.10</td>
<td>$2.75</td>
</tr>
<tr>
<td>1</td>
<td>$36.25</td>
<td>$42.20</td>
<td>$3.21</td>
</tr>
<tr>
<td>1-1/4</td>
<td></td>
<td></td>
<td>4.81</td>
</tr>
<tr>
<td>1-1/2</td>
<td>$69.00</td>
<td>$74.95</td>
<td>$6.42</td>
</tr>
<tr>
<td>2</td>
<td>$108.30</td>
<td>$114.25</td>
<td>$10.27</td>
</tr>
</tbody>
</table>

2 Amend KCC 7.02.300-Reduce Water Demand Charge for Lifeline Customers
Beginning January 1, 2018, and on the first day of each calendar year thereafter, the total water rate for consumption, meters, and dedicated fireline usage will adjust by the Consumer Price Index (CPI), specifically the CPI-W Seattle-Tacoma-Bremerton, measured from June 1 through June 1 of the previous calendar year, if the CPI-W reflects an upward adjustment from the previous annual June to June period. For the years 2018-2022 the adjustment will not exceed 2.4% of the total water rate, but after that, beginning January 1, 2023, any increase in the CPI will not be subject to this 2.4% limit. In order to simplify the rate-making structure, the finance director is authorized to amend the rate each year to reflect the CPI adjustment.

B. *Lifeline customers.* Through Chapter 7.01 KCC, the city council has established eligibility criteria for lifeline customers. For lifeline-qualified water service customers within the city limits, the following fees apply for monthly demand services, and water consumption rates apply for water use-per 100 cubic feet:

<table>
<thead>
<tr>
<th>Effective Date</th>
<th>Demand Service Charge</th>
<th>Water Rate per 100 cf Jan 1-Dec 31</th>
</tr>
</thead>
<tbody>
<tr>
<td>01/01/2005</td>
<td></td>
<td>$0.51</td>
</tr>
<tr>
<td>06/01/2009</td>
<td></td>
<td>$0.53</td>
</tr>
<tr>
<td>01/01/2010</td>
<td></td>
<td>$0.54</td>
</tr>
<tr>
<td>01/01/2011</td>
<td></td>
<td>$0.56</td>
</tr>
<tr>
<td>01/01/2012</td>
<td></td>
<td>$0.57</td>
</tr>
<tr>
<td>01/01/2013</td>
<td></td>
<td>$0.59</td>
</tr>
<tr>
<td>01/01/2014</td>
<td></td>
<td>$0.61</td>
</tr>
</tbody>
</table>
Effective Date | Demand Service Charge | Water Rate per 100 cf January 1—December 31 |
--- | --- | --- |
01/01/2017 | $13.10 | $0.61 |

All lifeline rates are also subject to the monthly demand charge for service and meter as set forth in subsection (A) of this section.

**SECTION 2.** – **Severability.** If any one or more section, subsection, or sentence of this ordinance is 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 3.** – **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; ordinance, section, or subsection numbering; or references to other local, state, or federal laws, codes, rules, or regulations.

**SECTION 4.** – **Effective Date.** This ordinance shall take effect and be in force thirty (30) days from and after its passage as provided by law.

ATTEST:

KIMBERLEY A. KOMOTO, CITY CLERK

APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY

Amend KCC 7.02.300-Reduce Water Demand Charge for Lifeline Customers
PASSED: 15 day of November, 2016.
APPROVED: 15 day of November, 2016.
PUBLISHED: 18 day of November, 2016.

I hereby certify that this is a true copy of Ordinance No. 4219 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

Kimberley A. Komoto (Seal)
KIMBERLEY A. KOMOTO, CITY CLERK
STATE OF WASHINGTON, COUNTY OF KING } 
AFFIDAVIT OF PUBLICATION

PUBLIC NOTICE
Linda M Mills, being first duly sworn on oath that she is the Legal Advertising Representative of the

Kent Reporter

a weekly newspaper, which newspaper is a legal newspaper of general circulation and is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a weekly newspaper in King County, Washington. The Kent Reporter has been approved as a Legal Newspaper by order of the Superior Court of the State of Washington for King County.

The notice in the exact form annexed was published in regular issues of the Kent Reporter (and not in supplement form) which was regularly distributed to its subscribers during the below stated period. The annexed notice, a:

Public Notice

was published on November 18, 2016.

The full amount of the fee charged for said foregoing publication is the sum of $108.00.

Linda Mills
Legal Advertising Representative, Kent Reporter
Subscribed and sworn to me this 18th day of November, 2016.