ORDINANCE NO. 875

AN ORDINANCE of the City of Kent defining terms, establishing a classification of services rendered by and through its sewage works (as defined in Ordinance No. 874); adopting a schedule of charges for such services; providing that the City shall have a lien for unpaid charges; and providing for foreclosure of such liens or for other collection of said unpaid charges; and repealing Section 2 of Ordinance No. 873.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KENT as follows:

SECTION 1. Definitions and Classification. For the purposes of this Ordinance, the meaning of the terms used in this ordinance, and the types and classifications of service furnished and to be furnished by the Sewage Works (as defined in Ordinance No. 874) of the City of Kent, shall be and are hereby established and defined as follows:

(a) Sewage Collection Service. The collection and carrying of sewage through the City's system of sanitary sewers.

(b) Sewage Disposal Service. The disposition of, by physical means, or by purification in a sewage treatment plant, of sewage.

(c) Standard Unit. A unit in an apartment house, rooming house, motel, trailer court, or other building or space, for human habitation, having plumbing facilities for preparation of food, washing dishes, etc., for bathing, and for toilet purposes, for the exclusive use of the individual or individuals occupying the unit.

(d) Sub-standard Unit. A unit in an apartment house, rooming house, motel, trailer court, or other building or space, for human habitation, and having less than the plumbing facilities set forth in subparagraph (c) above, defining a standard unit.

(e) Recipient of Service. Any property now or hereafter connected to the sewage works of the City, and any property which under the terms of Section 23 of Ordinance No. 874, although not actually connected, may be required to connect to the sewage works of the City.

(f) Industrial Sewage Service. Sewage collection and/or 1.
sewage disposal service furnished, or available to the use of,  
premises which used in excess of 800,000 cubic feet of water  
during the [missing year], as shown by the records of the  
Water Department of the City.  

(g) Commercial Sewage Service. Sewage collection and/or  
sewage disposal service furnished, or available to the use of,  
premises used or engaged primarily in the selling, manufacturing,  
processing, and/or dispensing of products or services, or other-
wise catering to the public, which premises used less than  
800,000 cubic feet of water during the [missing year], as  
shown by the records of the Water Department of the City.  

(h) Apartment, Rooming House, Motel, Trailer Court Sewage  
Service. Sewage collection and/or sewage disposal service  
furnished, or available to the use of, premises used for the  
renting of apartments, rooms, motels, trailer space with water  
connections, for human habitation.  

(i) Residential Sewage Service. Sewage collection and/or  
sewage disposal service furnished, or available to the use of,  
premises used primarily for human habitation, excluding those  
premises used for the renting of rooms, apartments, motels or  
trailer space.  

SECTION 2. Date of Commencement for Charges for Services.  
That charges shall be made for all sewage collection service  
and/or sewage disposal service furnished, or available for use,  
from the 26th day of March 1954. Service and charges shall be  
on a monthly basis, from the 20th of one month to and including  
the 19th of the next month. All charges shall be billed on  
the first day of the month following the service month preceding,  
and shall be payable on or before the 10th day of the month  
in which the billing is made, and shall be delinquent after  
that date. All charges shall be billed to the owner of the  
recipient premises, or to the person charged for water furnished  
by the City, if other than the owner.
SECTION 3. Schedule of Charges. Rates and charges for sewage service furnished or available for use, shall be paid by the recipient of said service, and shall be as follows:

(a) Industrial Sewage Service. An amount equal to 50% of the amount charged the recipient for water furnished to the recipient of service during the same month for which charge is made for sewer service; provided, that in any event, there shall be a minimum annual charge equal to 50% of the three-year average charge computed for the three years immediately preceding the year wherein the minimum would apply; and provided further, that until such time has elapsed that such three-year average charge can be computed, the minimum annual charge shall be computed on what the average would have been, had charges been made during the preceding three years.

(b) Commercial Sewage Service. An amount equal to the amount charged the recipient for water furnished to the recipient of service during the same month for which charge is made for sewer service, multiplied by a factor of 1.12; provided, however, that wherever more than one commercial recipient is served by one water connection, the minimum charge shall be a sum equal to $1.00, multiplied by the number of commercial recipients served, or having service available.

(c) Apartment, Rooming House, Motel, Trailer Court Sewage Service. An amount equal to $1.50 multiplied by the number of standard units, plus an amount equal to $1.00 multiplied by the number of sub-standard units, served or having service available.

(d) Residential Sewage Service. $1.50 for each single family unit.

SECTION 4. Special Rates. Nothing herein shall be construed to prevent the charging of special rates under agreement between the City and an industrial recipient, as provided for in Section 31. of Ordinance No. 274.
SECTION 5. Lien for Unpaid Charges. The City shall have a lien against the recipient of service property for the delinquent and unpaid rates and charges provided for herein, together with interest thereon at the rate of 8% per annum from date of delinquency and all costs and fees of foreclosing said lien or otherwise collecting the delinquent amounts. The City Attorney is authorized and empowered to collect delinquent amounts, with interest, costs and fees, either by foreclosure of said lien in the manner provided by law, or by action against the owner or other person charged as herein provided, maintained in the name of the City of Kent as plaintiff in any Court of competent jurisdiction.

SECTION 6. This ordinance shall be deemed an exercise of the Police Power of the City of Kent, and shall be liberally construed to accomplish its purposes.

SECTION 7. Validity. The invalidity of any sentence, clause, section, or provision of this Ordinance shall not affect the validity of any other part thereof which can be given effect without such invalid part or parts.

SECTION 8. Repeal. That Section 3 of Ordinance No. 233 of the City of Kent be and the same is hereby repealed.

SECTION 9. This Ordinance shall take effect and be in full force and effect on the 1st day of May, 1954, following its passage, approval and publication, in accordance with law.

Passed by the City Council this 18th day of April, 1954.

Attest: __________________________

Mayor

Approved as to form: __________________________

Passed this 19th day of April, 1954.

Approved this 20th day of April, 1954.

Published April 22, 1954.
Rate for Sewer Charges

Repealed by Ord. 1273

Amended by Ord. 1253

Sec. 3
Amended by Ord. 926

Sec. 2
Amended by Ord. 233