ORDINANCE NO. 2435

ORDINANCE OF CITY AN THEOF REDMOND, WASHINGTON, AMENDING SECTION 13.20.045 OF REDMOND MUNICIPAL CODE IN ORDER THE ESTABLISH AN ADDITIONAL CAPITAL FACILITIES CHARGE OF \$4,397 PER IMPERVIOUS UNIT FOR THE OVERLAKE SUB-BASIN; PROVIDING SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE OF DECEMBER 31, 2008, FOR SUCH RATES AND CHARGES.

WHEREAS, water quality is an important environmental concern for all citizens of the City of Redmond, and

WHEREAS, storm water management is a vital component in any water quality program, and

WHEREAS, the Storm Water Division of the City's Public Works Department has recommended a storm water capital facility charge of \$4,397 per IU be established in the Overlake sub-basin to cover the costs of basin-wide facilities in lieu of providing onsite storm water facilities, and that the same be imposed and collected at the time of connection to the City's storm drainage system.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Classification. This ordinance is of a general and permanent nature, and shall become a part of the City Code.

Section 2 Repeal of Subsection RMC 13 18 050(B),

Stormwater Management Utility, System of Charges, Single-Family

Parcels, is hereby repealed in its entirety as follows

[B SINGLE FAMILY PARCELS THE MONTHLY CHARGE FOR

EACH SINGLE-FAMILY PARCEL SHALL BE \$16 56 PER MONTH,

WHICH SHALL HEREAFTER BE REFERRED TO AS THE "BASE

RATE "]

Section 3 Repeal of Subsection RMC 13 20 040, Storm Drainage Capital Facilities Charges, Amount of Charge, is hereby repealed in its entirety as follows

FACILITIES CHARGE ESTABLISHED BY SECTION 13-20-030
SHALL BE CALCULATED FOR EACH PROPERTY BASED UPON THE
NUMBER OF IMPERVIOUS UNITS PROPOSED TO BE CREATED-BY
THE DEVELOPMENT THE CHARGE FOR EACH IMPERVIOUS UNIT
IS \$958-00 THE TOTAL CHARGE TO BE PAID IN CONNECTION
WITH ANY DEVELOPMENT APPROVAL SHALL BE DETERMINED BY
MULTIPLYING THE TOTAL NUMBER OF IMPERVIOUS UNITS TO BE
CREATED BY THE PROPOSED DEVELOPMENT BY THE CHARGE FOR

Section 4 Amendment of Section RMC 13 20 045, Storm

Drainage Capital Facilities Charges, City Center Capital

Facilities Charges, is hereby amended to read as follows

2

13 20 045 CITY CENTER CAPITAL FACILITIES CHARGES

[A PARCELS WHICH ARE PROPOSED TO BE DEVELOPED WITHIN THE CITY CENTER SUB AREA DEPICTED ON THE MAP ATTACHED TO CITY OF REDMOND ORDINANCE NO 2320 SHALL NOT BE REQUIRED TO CONSTRUCT ONSITE STORM WATER DETENTION AND WATER QUALITY FACILITIES AS REQUIRED ELSEWHERE IN THIS CODE IN LIEU OF SUCH CONSTRUCTION, A CITY CENTER STORM WATER CAPITAL FACILITIES CHARGE IS HERBBY IMPOSED UPON ALL SUCH PARCELS THE CITY CENTER CAPITAL FACILITIES CHARGE SHALL BE USED BY THE CITY TO CONSTRUCT BASIN WIDE STORM WATER DETENTION AND WATER QUALITY FACILITIES TO DETAIN AND TREAT STORM WATER CENERATED BY PROPERTIES WITHIN THE SUB AREA

B- THE CITY CENTER CAPITAL FACILITIES—CHARGE
SHALL BE CALCULATED FOR EACH PROPERTY BASED UPON THE
NUMBER OF IMPERVIOUS UNITS PROPOSED TO BE CREATED BY
THE DEVELOPMENT—THE CHARGE FOR EACH IMPERVIOUS UNIT
IS—\$4,292 00—THE TOTAL CHARGE TO BE PAID IN
CONNECTION WITH ANY DEVELOPMENT APPROVAL SHALL BE
DETERMINED—BY MULTIPLYING THE TOTAL NUMBER OF
IMPERVIOUS UNITS—TO BE CREATED—BY THE PROPOSED
DEVELOPMENT BY THE CHARGE FOR EACH SUCH UNIT]

C The city center capital facilities charge provided for in this section shall be in addition to

the citywide capital facilities charge established by RMC 13 20 030 and 13 20 040. No building permit, short subdivision or subdivision approval, or other permit allowing development with the city center subarea shall be granted except upon payment of said capital facilities charge.

D Parcels which are proposed to be developed within the Overlake sub-basin depicted on the map attached to City of Redmond Ordinance shall not be required to construct onsite storm water detention and water quality facilities as required elsewhere in this code. In lieu of such construction, an Overlake sub-basin storm water capital facilities charge is hereby imposed upon all such parcels. The Overlake sub-basin capital facilities charge shall be used by the City to construct basin-wide storm water detention and water quality facilities to detain and treat storm water generated by properties with the sub-basin

E The Overlake capital facilities charge shall be calculated for each property based upon the number of impervious units proposed to be created by the development. The charge for each impervious unit is \$4,397.00. The total charge to be paid in connection with any development approval shall be determined by

multiplying the total number of impervious units to be created by the proposed development by the charge for each such unit

F The Overlake sub-basin capital facilities charge provided for in this section shall be in addition to the citywide capital facilities charge established by Section 13 20 030 and 040 No building permit, short subdivision or subdivision approval, or other permit allowing development with the Overlake sub-basin shall be granted except upon payment of said capital facilities charge

Section 5 City Center Sup Area Overlake Sub-Basin Map

The map attached to this ordinance and depicting the Overlake

Sub-basin referred to in Section 13 20 045 is hereby adopted by

this reference as if set forth in full

Section 6 Severability If any section, sentence, clause or phrase of this ordinance or any code provision adopted hereby should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance or any such code provision

Section 7 Effective Date This ordinance shall take effect and be in full force as of 11 59 pm on December 31,

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2008 The new capital facilities charge for the Overlake subbasin shall apply to all permits described above issued on or after January 1, 2009

ADOPTED by the Redmond City Council this $\underline{16^{\text{th}}}$ day of December, 2008

CITY OF REDMOND

MAYON JOHN MARCHIONE

ATTEST/AUTHENTICATED

Michelle M MCGENEE, CMC, CITY CLERK

(SEAL)

APPROVED AS TO FORM
OFFICE OF THE CITY ATTORNEY

Ву

FILED WITH THE CITY CLERK

LERK December 10, 2008 December 16, 2008

PASSED BY THE CITY COUNCIL SIGNED BY THE MAYOR

December 16, 2008

PUBLISHED

December 22, 2008

EFFECTIVE DATE

December 27, 2008

ORDINANCE NO 2435