



CITY OF KIRKLAND
Public Works Department
 123 Fifth Avenue, Kirkland, WA 98033 425.587-3833
 www.ci.kirkland.wa.us

MEMORANDUM

To: Kurt Triplett, City Manager
From: Ray Steiger, P.E., Interim Public Works Director
Date: September 10, 2010
Subject: 2011/2012 Utility Rate Adoption

RECOMMENDATION:

City Council adopt the 2011-2012 utility rates for water, water utility tax, wastewater, surface water, and solid waste.

BACKGROUND DISCUSSION:

On July 20, August 3, and September 1, 2010 Council discussed the proposed 2011/2012 utility rates for water, wastewater, surface water and solid waste. A number of issues were identified and policies reviewed during those meetings. This memo includes a number of individual ordinances that reflect the City Council's direction as a result of the discussions; direction that has been given includes the following:

- the rates must reflect Cascade Water Association, and King County Water Treatment Division pass-through charges;
- fire suppression costs have been removed from the water rates and will be paid by the General Fund by revenues from a corresponding water utility tax increase from 10.5% to 13.38%;
- water/wastewater depreciation targets will be per the previous long term rate study (1.25/1.65 respectively), with water reaching the target by 2012 and wastewater maintaining the current funding level of 1.0 times depreciation, given the size of the pass through increase;
- progress towards a full depreciation target (1.0) for surface water will be included;
- no rate stabilization fund will be established for the solid waste fund.

Rates for water, wastewater, and surface water, and the water utility tax increase have thus been determined and seven ordinances with this memo reflect those rates. The final rates for solid waste remain to be determined by City Council. At the conclusion of their September 1 meeting, the following typical single family rates were approved:

Water Rate	2010 (existing)	2011 (proposed)	2012 (proposed)
Increase		2.70% ⁽¹⁾	2.20% ⁽¹⁾
Monthly Rate	\$35.61	\$36.05	\$36.86
Wastewater Rate			
Increase		8.50%	5.50%
Monthly Rate	\$54.10	\$58.70	\$61.90
Surface Water Rate			
Increase		5.00%	5.00%
Monthly Rate	\$14.15	\$14.86	\$15.60

⁽¹⁾ On 9/10/10 Kirkland was provided with the final CWA rate increase; these pass through rates increased the overall water rate from 2.1% for each year 2011/2012 to 2.7% and 2.2% respectively.

Kirkland staff was notified by CWA on September 10th that the CWA June, 2010 projections for member water rates had been underestimated. For the 2011/2012 biennium, Kirkland's overall costs to CWA will increase approximately \$480,000 over those experienced in 2010 (Attachment 1). This pass through amount, consistent with Council's direction to include pass through rate increases, will increase the annual water rate by 2.7% for 2011 and 2.2% for 2012, a slight increase from the 2.1% for both years that was discussed up through the September 1 presentation; this difference is reflected in the current rate proposal and in the water rate ordinances.

What remained at the conclusion of the September 1 meeting was a decision of whether or not to implement a street preservation component in the solid waste rate. The street preservation fee (SPF) would address the impact of heavy garbage trucks on City roads; the SPF would provide \$300,000 annually and be directed into the annual street preservation program as one component of the City's overall street preservation strategy.

Concerns were raised regarding a fee just for waste hauler impacts to the street system while other similar vehicles: moving vans, busses, haulers, and others who also impact the streets are not being charged the fee. One consideration is that the waste haulers will use each street in Kirkland at least 50 times in a given year – other individual vehicles are not as consistent with their use. Concerns have also been raised about the limited amount of funding raised by the fee knowing that the existing needs are far greater than the \$300,000.

Staff has considered another possible option to address the needs of the street system with this funding based on Council comments at the September 1st Council meeting. In the event the fee was to be adopted, a second option would be to utilize the fee as debt service for a bond of some significance. The Council could direct that this fee be utilized to retire debt on bond of perhaps \$3-5 million, which, if applied to the street preservation program, would have dramatic effects on the overall road condition at a time when construction costs are at historical lows. The pavement management system modeling used by staff concludes that a significant investment within the next 2-3 years will significantly alter the long term effect of degradation.

This option for the fee does not address the concerns of the fee being charged only to the solid waste customers and not others utilizing services of heavy trucks, however it will provide a significant step towards a larger investment that is required in the street system. The following rate would be as a result of the adoption of the SPF.

Solid Waste Rate	2010 (existing)	2011 (proposed)	2012 (proposed)
Increase for SPF		3.03%	-----
Monthly Rate (64 gal)	\$31.92	\$32.89	\$32.89

In the event no rate increase is adopted for solid waste, the existing 2010 rates will continue until such time as they are changed; no ordinance is needed to continue the existing rate (Attachment 2). However, if the solid waste rate is increased as a result of the current recommendation and information contained herein, an ordinance has been included for that. As requested at their last meeting, individual rate ordinances have been prepared for Council to consider.

Cascade Water Alliance member rates (June 2010 vs August 2010)

Table 1: 2011 and 2012 Member Rate Changes, June 2010 Forecast vs. Today's Forecast

Existing 2010	Total Payments	Net 2010 Payments
Bellevue	\$ 15,229,584	\$ 15,190,280
Covington WD	\$ 235,847	\$ 235,847
Issaquah	\$ 972,187	\$ 858,883
Kirkland	\$ 3,886,379	\$ 3,827,402
Redmond	\$ 5,702,670	\$ 5,495,124
Sammamish Plateau WSD	\$ 616,980	\$ 449,245
Skyway WSD	\$ 327,353	\$ 327,353
Tukwila	\$ 1,861,552	\$ 1,861,552
Total	\$ 28,832,551	\$ 28,245,686

Preliminary Forecast (June 2010)

Proposed 2011	Total Payments	% Change from 2010 (Total)
Bellevue	\$ 16,785,576	10.2%
Covington WD	\$ 248,865	5.5%
Issaquah	\$ 1,058,833	8.9%
Kirkland	\$ 4,172,205	7.4%
Redmond	\$ 5,465,054	-4.2%
Sammamish Plateau WSD	\$ 764,193	23.9%
Skyway WSD	\$ 349,091	6.6%
Tukwila	\$ 2,007,012	7.8%
Total	\$ 30,850,830	7.0%

Net 2011 Payments	% Change from 2010 (Net)
\$ 17,039,096	12.2%
\$ 248,865	5.5%
\$ 1,058,697	23.3%
\$ 4,168,652	8.9%
\$ 5,187,178	-5.6%
\$ 526,401	17.2%
\$ 349,091	6.6%
\$ 2,007,012	7.8%
\$ 30,584,995	8.3%

Updated Forecast (August 2010)

Total Payments	% Change from 2010 (Total)
\$ 15,738,916	3.3%
\$ 257,499	9.2%
\$ 1,162,832	19.6%
\$ 4,312,786	11.0%
\$ 5,914,592	3.7%
\$ 813,570	31.9%
\$ 352,262	7.6%
\$ 2,010,048	8.0%
\$ 30,562,505	6.0%

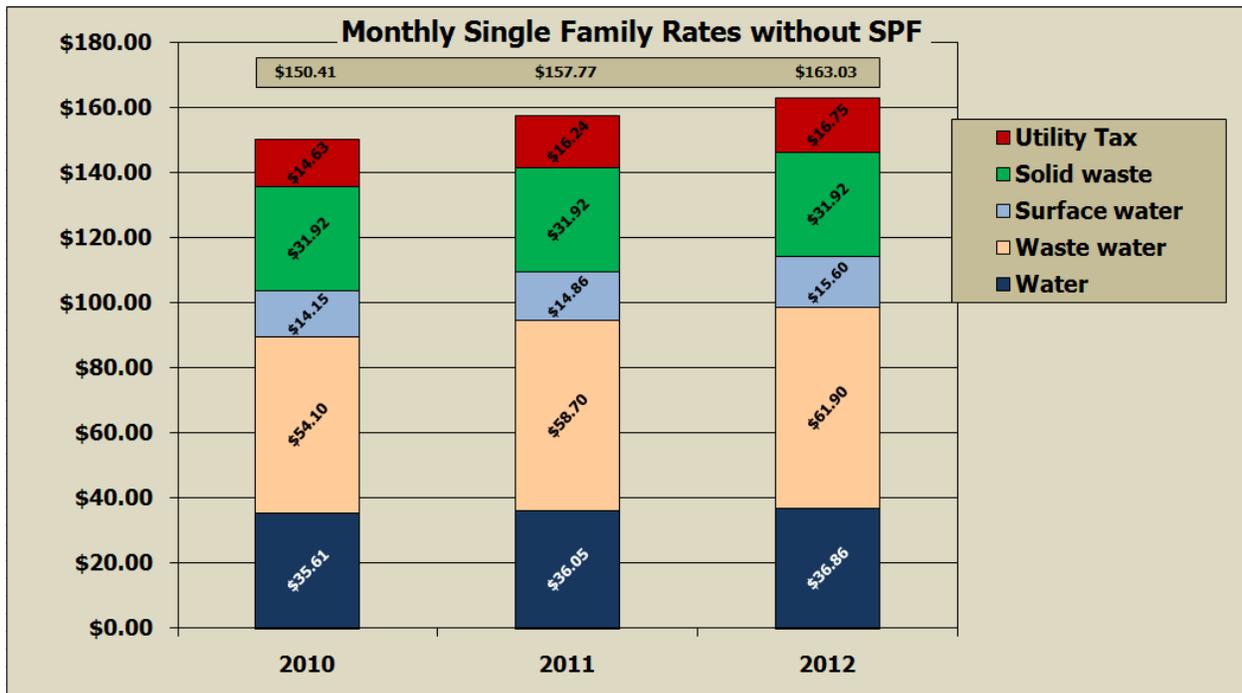
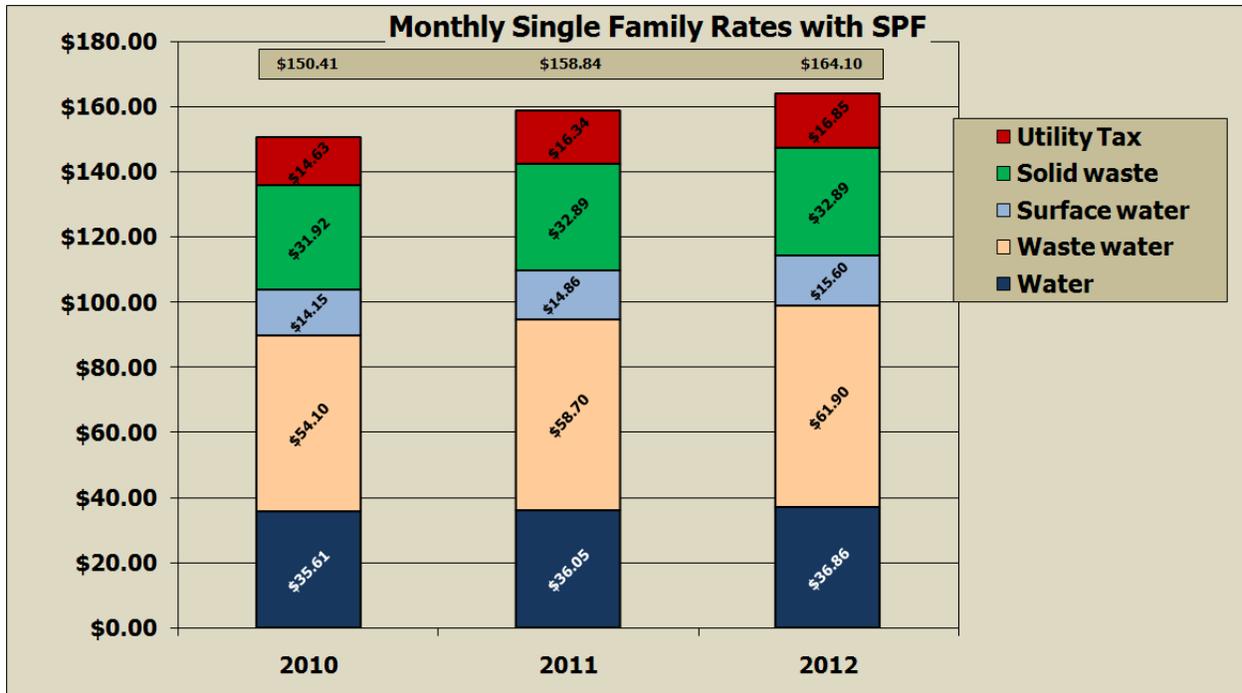
Net 2011 Payments	% Change from 2010 (Net)
\$ 15,538,832	2.3%
\$ 257,499	9.2%
\$ 1,229,727	43.2%
\$ 4,309,234	12.6%
\$ 5,855,298	6.6%
\$ 599,716	33.5%
\$ 352,262	7.6%
\$ 2,010,048	8.0%
\$ 30,152,615	6.8%

Projected 2012	Total Payments	% Change from 2011 (Total)
Bellevue	\$ 18,385,017	9.5%
Covington WD	\$ 265,759	6.8%
Issaquah	\$ 883,166	-16.6%
Kirkland	\$ 4,500,835	7.9%
Redmond	\$ 5,618,341	2.8%
Sammamish Plateau WSD	\$ 661,838	-13.4%
Skyway WSD	\$ 391,715	12.2%
Tukwila	\$ 2,303,717	14.8%
Total	\$ 33,010,388	7.0%

Net 2012 Payments	% Change from 2011 (Net)
\$ 18,385,017	7.9%
\$ 265,759	6.8%
\$ 883,166	-16.6%
\$ 4,500,835	8.0%
\$ 5,618,341	8.3%
\$ 661,838	25.7%
\$ 391,715	12.2%
\$ 2,303,717	14.8%
\$ 33,010,388	7.9%

Total Payments	% Change from 2011 (Total)
\$ 17,231,798	9.5%
\$ 262,670	2.0%
\$ 973,618	-16.3%
\$ 4,562,093	5.8%
\$ 6,028,882	1.9%
\$ 683,680	-16.0%
\$ 386,822	9.8%
\$ 2,266,693	12.8%
\$ 32,396,255	6.0%

Net 2012 Payments	% Change from 2011 (Net)
\$ 17,231,798	10.9%
\$ 262,670	2.0%
\$ 973,618	-20.8%
\$ 4,562,093	5.9%
\$ 6,028,882	3.0%
\$ 683,680	14.0%
\$ 386,822	9.8%
\$ 2,266,693	12.8%
\$ 32,396,255	7.4%



ORDINANCE NO. 4259

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO WATER SYSTEM CUSTOMER RATES FOR 2011 AND PROVIDING FOR CHANGES IN SAID RATES.

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

Section 1. Table 15.24.020 of Section 15.24.020 of the Kirkland Municipal Code, as last amended by Ordinance 4148, which establishes the monthly water charge required to be paid to the City by customers of the Kirkland Water System is further amended to read as follows:

Table 15.24.020

Customer Class	Rate
a. Single-family residential	
(1) Basic charge (includes 200 cubic feet of water consumed)	\$16.21 <u>16.40</u>
PLUS	
(2) Water consumption charge - 201 cubic feet to 1,200 cubic feet	\$3.88 <u>3.93</u> per 100 cubic feet
PLUS	
(3) Water consumption charge - over 1,200 cubic feet	\$5.09 <u>5.15</u> per 100 cubic feet
b. All other customers, including commercial and multifamily residential	
	Meter Size (inches)
(1) Basic charge per size of meter	Rate
	5/8 x 3/4 \$14.91 <u>14.63</u>
	1 \$25.64 <u>25.16</u>
	1-1/2 \$40.76 <u>39.99</u>
	2 \$65.38 <u>64.14</u>
	3 \$185.72 <u>182.20</u>
	4 \$256.54 <u>251.67</u>
	5 \$331.71 <u>325.41</u>
	6 \$439.18 <u>430.84</u>
	8 \$654.15 <u>641.73</u>

PLUS

(2) Water consumption charge	\$4.50 <u>4.42</u>
	per 100 cubic feet of water consumed

PLUS

(3) Sprinkler consumption charge	\$5.09 <u>5.23</u>
	per 100 cubic feet of water consumed

Section 2. Effective date for new rates: The monthly service and consumption rates for water customers established in this ordinance shall go into effect and become the rates to be charged as of December 1, 2010, provided, however, that the monthly rates for water customers billed on the City of Kirkland billing cycles number 2, number 4, and number 5 shall go into effect January 1, 2011.

Section 3. The water rates set forth in KMC 15.24.020, which is amended by this ordinance, shall remain in force and effect until the rates set forth in this ordinance go into effect.

Section 4. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Section 5. This Ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this _____ day of _____, 2010.

Signed in authentication thereof this ____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

ORDINANCE NO. 4260

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO WATER SYSTEM CUSTOMER RATES FOR 2012 AND PROVIDING FOR CHANGES IN SAID RATES.

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

Section 1. Table 15.24.020 of Section 15.24.020 of the Kirkland Municipal Code, as last amended by Ordinance 4148, which establishes the monthly water charge required to be paid to the City by customers of the Kirkland Water System is further amended to read as follows:

Table 15.24.020

Customer Class	Rate
a. Single-family residential	
(1) Basic charge (includes 200 cubic feet of water consumed)	\$16.40 <u>16.76</u>
PLUS	
(2) Water consumption charge - 201 cubic feet to 1,200 cubic feet	\$3.93 <u>4.02</u> per 100 cubic feet
PLUS	
(3) Water consumption charge - over 1,200 cubic feet	\$5.15 <u>5.27</u> per 100 cubic feet
b. All other customers, including commercial and multifamily residential	
	Meter Size (inches)
(1) Basic charge per size of meter	Rate
	5/8 x 3/4 \$14.63 <u>14.96</u>
	1 \$25.16 <u>25.72</u>
	1-1/2 \$39.99 <u>40.87</u>
	2 \$64.14 <u>65.56</u>
	3 \$182.20 <u>186.21</u>
	4 \$251.67 <u>257.21</u>
	5 \$325.41 <u>332.57</u>
	6 \$430.84 <u>440.32</u>
	8 \$641.73 <u>655.85</u>

PLUS

(2) Water consumption charge	\$4.42 <u>4.52</u>
	per 100 cubic feet of water consumed

PLUS

(3) Sprinkler consumption charge	\$5.23 <u>5.35</u>
	per 100 cubic feet of water consumed

Section 2. Effective date for new rates: The monthly service and consumption rates for water customers established in this ordinance shall go into effect and become the rates to be charged as of December 1, 2011, provided, however, that the monthly rates for water customers billed on the City of Kirkland billing cycles number 2, number 4, and number 5 shall go into effect January 1, 2012.

Section 3. The water rates set forth in KMC 15.24.020, which is amended by this ordinance, shall remain in force and effect until the rates set forth in this ordinance go into effect.

Section 4. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Section 5. This Ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this _____ day of _____, 2010.

Signed in authentication thereof this ____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

ORDINANCE NO. 4261

AN ORDINANCE OF THE CITY OF KIRKLAND INCREASING THE UTILITY TAX ON THE WATER UTILITY AND AMENDING KIRKLAND MUNICIPAL CODE CHAPTER 5.08.

WHEREAS, the Washington Supreme Court ruled in *Lane vs. Seattle* that water utility costs related to fire protection should be borne by the General Fund and not paid through utility rates; and

WHEREAS, In recognition that this holding is applicable to Kirkland's water utility the City has removed those costs from the water utility rates and will now pay these costs from the General Fund; and

WHEREAS, the City Council has determined that the public interest is best served by increasing the water utility tax by an amount equivalent to the rate reduction to accomplish this; and

NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:

Section 1. Kirkland Municipal Code Section 5.08.050 is hereby amended as follows:

5.08.050 Utility occupations subject to tax—Amount.

There are levied upon and shall be collected from every person engaging within this city in utility occupations annual license fees or occupation taxes in the amounts to be determined by the application of the rates against gross income as follows:

(1) Upon every person engaged in or carrying on the business of providing telephone services a fee or tax equal to six percent of the total gross income from such business in the city, including one hundred percent of the total gross revenues derived from toll service, during the tax year for which the license is required;

(2) Upon every person engaged in or carrying on the business of selling or furnishing natural or manufactured gas a fee or tax equal to six percent of the total gross income for such business in the city during the tax year for which the license is required;

(3) Upon every person engaged in or carrying on the business of selling or furnishing electric light and power or electrical energy a fee or tax equal to six percent of the total gross income from such business in the city for the tax year for which the license is required;

(4) Upon every person engaged in or carrying on the business of furnishing ~~water distribution and/or~~ sanitary collection services including both sewage and refuse a fee or tax equal to ten and one-half percent of the total gross income from such business in the city during the tax year for which the license is required;

(5) Upon every person engaged in or carrying on the business of furnishing water collection services a fee or tax equal to thirteen and thirty-eight one-hundredths percent (13.38%) of the total gross income from such business in the city during the tax year for which the license is required;

(56) Upon every person conducting or operating a storm water and/or surface water utility for any customer, including residential and commercial customers, a fee or tax equal to ten and one-half percent of the total gross income from such business in the city during the tax year for which the license is required;

(67) Upon every person engaged in or carrying on the business of providing cable service, a fee or tax equal to six percent of the total gross income from such business in the city during each tax year.

Section 2. This ordinance is effective five days from and after its passage by the Kirkland City Council and publication, as required by law. The tax increase on the business of furnishing water services set forth in Kirkland Municipal Code Section 5.08.050(4) shall take effect on January 1, 2011.

Passed by majority vote of the Kirkland City Council in open meeting this _____ day of _____, 2010.

Signed in authentication thereof this _____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

ORDINANCE NO. 4262

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO 2011 SEWER SYSTEM CUSTOMER RATES AND AMENDING TABLE 15.24.070 OF THE KIRKLAND MUNICIPAL CODE.

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

Section 1. Table 15.24.070 of Section 15.24.070 of the Kirkland Municipal Code, as last amended by Ordinance 4146, which establishes the monthly sewer charge required to be paid to the City by customers of the Kirkland Sewer System is further amended to read as follows:

Table 15.24.070

Customer Class	Rate
a. Single-family residential	
Basic charge	\$43.00 <u>48.13</u> for first 300 cubic feet of average winter water consumption ("AWWC").
PLUS	
Consumption charge	\$3.70 <u>4.01</u> per 100 cubic feet of AWWC beyond first 300 cubic feet.
b. Multifamily residential and commercial	
Basic charge	\$42.01 <u>45.58</u> for first 600 cubic feet of water consumed.
PLUS	
Consumption charge	\$7.37 <u>8.00</u> per 100 cubic feet of water consumed beyond first 600 cubic feet.
c. In special cases, single-family residents will be billed according to the following policies:	

Special Case	Sewer Rate Policy
New homes	Billed only basic charge until use is established.
Changes in property ownership	Billed only basic charge until use is established.
Changes in tenancy	Billed only basic charge until use is established.
Non-water customers	Billed at system average.
Leak adjustments	Billed per adjusted winter volume. City will factor water leak adjustment into calculation for sewer rate

Section 2. Effective date for new rates: The monthly service and consumption rates for sewer customers established in this ordinance shall go into effect and become the rates to be charged as of December 1, 2010; provided that, the monthly rates for sewer customers billed on the City of

Kirkland billing cycles number 2, number 4, and number 5 shall go into effect January 1, 2011.

Section 3. The sewer rates set forth in KMC 15.24.070, which is amended by this ordinance, shall remain in force and effect until the rates set forth in this ordinance go into effect.

Section 4. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Passed by majority vote of the Kirkland City Council in open meeting this _____ day of _____, 2010.

Signed in authentication thereof this _____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

ORDINANCE NO. 4263

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO 2012 SEWER SYSTEM CUSTOMER RATES AND AMENDING TABLE 15.24.070 OF THE KIRKLAND MUNICIPAL CODE.

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

Section 1. Table 15.24.070 of Section 15.24.070 of the Kirkland Municipal Code, as last amended by Ordinance 4262, which establishes the monthly sewer charge required to be paid to the City by customers of the Kirkland Sewer System is further amended to read as follows:

Table 15.24.070

Customer Class	Rate
a. Single-family residential	
Basic charge	\$48.13 <u>48.79</u> for first 300 cubic feet of average winter water consumption ("AWWC").
PLUS	
Consumption charge	\$4.01 <u>4.23</u> per 100 cubic feet of AWWC beyond first 300 cubic feet.
b. Multifamily residential and commercial	
Basic charge	\$45.58 <u>48.09</u> for first 600 cubic feet of water consumed.
PLUS	
Consumption charge	\$8.00 <u>8.44</u> per 100 cubic feet of water consumed beyond first 600 cubic feet.
c. In special cases, single-family residents will be billed according to the following policies:	

Special Case	Sewer Rate Policy
New homes	Billed only basic charge until use is established.
Changes in property ownership	Billed only basic charge until use is established.
Changes in tenancy	Billed only basic charge until use is established.
Non-water customers	Billed at system average.
Leak adjustments	Billed per adjusted winter volume. City will factor water leak adjustment into calculation for sewer rate

Section 2. Effective date for new rates: The monthly service and consumption rates for sewer customers established in this ordinance shall go into effect and become the rates to be charged as of December 1, 2011; provided that, the monthly rates for sewer customers billed on the City of

Kirkland billing cycles number 2, number 4, and number 5 shall go into effect January 1, 2012.

Section 3. The sewer rates set forth in KMC 15.24.070, which is amended by this ordinance, shall remain in force and effect until the rates set forth in this ordinance go into effect.

Section 4. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Passed by majority vote of the Kirkland City Council in open meeting this ____ day of _____, 2010.

Signed in authentication thereof this ____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

ORDINANCE NO. 4264

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO MONTHLY SURFACE WATER UTILITY SERVICE RATES FOR 2011 AND AMENDING SECTION 15.56.020 OF THE KIRKLAND MUNICIPAL CODE.

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

Section 1. Section 15.56.020 of the Kirkland Municipal Code is hereby amended to read as follows:

15.56.020 Monthly surface water utility service rates.

The monthly surface water utility rates are based on the impervious surface area.

(1) Single-Family Residential Parcels. The average impervious area for a single-family residence is two thousand six hundred square feet. This is based on the measurement of over three hundred parcels. This value is referred to as an equivalent service unit (ESU). The single-family service charge shall be equivalent to one ESU and shall be a flat rate of fourteen dollars and ~~fifteen~~ eighty-six cents.

(2) All Other Customers, Including Commercial and Multifamily Residential. The service charge for all classes other than single-family residences will be based on the number of ESUs. The actual measured impervious area of each individual site will be divided by two thousand six hundred square feet to determine the number of ESUs of the individual site. The computed rate shall not be less than that for one ESU. The surface water utility service rate for these customers shall be fourteen dollars and ~~fifteen~~ eighty-six cents per each ESU.

(3) Late Fees. All fees and charges arising under this chapter which are past due or delinquent shall be charged a late fee of eight percent per annum.

Section 2. Effective date for new rates: The monthly rates established in this Ordinance shall go into effect and become the rates to be charged as of January 1, 2011.

Section 3. The surface water utility rates set forth in KMC 15.56.020, which is amended by this ordinance, shall remain in force and effect until the rates set forth in this ordinance go into effect.

Section 4. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Passed by majority vote of the Kirkland City Council in open meeting this ____ day of _____, 2010.

Signed in authentication thereof this _____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

ORDINANCE NO. 4265

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO MONTHLY SURFACE WATER UTILITY SERVICE RATES FOR 2012 AND AMENDING SECTION 15.56.020 OF THE KIRKLAND MUNICIPAL CODE.

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

Section 1. Section 15.56.020 of the Kirkland Municipal Code is hereby amended to read as follows:

15.56.020 Monthly surface water utility service rates.

The monthly surface water utility rates are based on the impervious surface area.

(1) Single-Family Residential Parcels. The average impervious area for a single-family residence is two thousand six hundred square feet. This is based on the measurement of over three hundred parcels. This value is referred to as an equivalent service unit (ESU). The single-family service charge shall be equivalent to one ESU and shall be a flat rate of ~~fourteen dollars and eighty-six~~ fifteen dollars and sixty cents.

(2) All Other Customers, Including Commercial and Multifamily Residential. The service charge for all classes other than single-family residences will be based on the number of ESUs. The actual measured impervious area of each individual site will be divided by two thousand six hundred square feet to determine the number of ESUs of the individual site. The computed rate shall not be less than that for one ESU. The surface water utility service rate for these customers shall be ~~fourteen dollars and eighty-six~~ fifteen dollars and sixty cents per each ESU.

(3) Late Fees. All fees and charges arising under this chapter which are past due or delinquent shall be charged a late fee of eight percent per annum.

Section 2. Effective date for new rates: The monthly rates established in this Ordinance shall go into effect and become the rates to be charged as of January 1, 2012.

Section 3. The surface water utility rates set forth in KMC 15.56.020, which is amended by this ordinance, shall remain in force and effect until the rates set forth in this ordinance go into effect.

Section 4. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Passed by majority vote of the Kirkland City Council in open meeting this ____ day of _____, 2010.

Signed in authentication thereof this _____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

Ord\2012 Surface Water rates

ORDINANCE NO. 4266

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO SOLID WASTE COLLECTION RATES AND AMENDING SECTION 16.12.030 OF THE KIRKLAND MUNICIPAL CODE.

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

Section 1. Section 16.12.030 of the Kirkland Municipal Code is hereby amended to read as follows:

16.12.030 Collection rates.

The rates to be charged for solid waste collection service in the city shall be as follows:

(1) Residential.

A. **Single-Family (Per Month) Rate**

Monthly Service

35-gallon cart \$~~4.03~~ 4.15

Ongoing Carry-out
surcharge ~~3.68~~ 3.70

Weekly Service

20-gallon mini cart \$ ~~9.98~~ 10.28

35-gallon cart ~~17.46~~ 17.99

64-gallon cart ~~31.92~~ 32.89

96-gallon cart ~~47.88~~ 49.34

35-gallon equivalent "extra" ~~3.68~~ 3.80

Extra Yard Debris Service

96-gallon cart \$ ~~10.35~~ 10.45

As stated in Section 16.12.025, a senior citizen's discount of forty percent of the rate set forth here is available for qualified residents.

One gray yard waste cart and one blue recycling cart is provided to each customer at no extra charge. The contractor will charge a fee for additional yard waste receptacles above the first set provided. The contractor will provide a 35 or 96 gallon recycling cart on request to new residents and those residents needing less or additional capacity than provided by the default 64 gallon recycling cart.

B. Miscellaneous Service Fees	Rate
Return trip	\$13.50 <u>13.61</u>
	Per Occurrence
Drive-in charge	6.14 <u>6.18</u>
	Per Month
Redelivery fee (carts)	18.41 <u>18.57</u>
	Per Occurrence
Carry-out surcharge	3.68 <u>3.70</u>
	Per Month
C. On-Call Bulky Waste Collection Fees (Per Occurrence – Per Item)	Rate
Appliances	\$92.06 <u>92.87</u>
Refrigerator/Freezer	92.06 <u>92.87</u>
Sofa	92.06 <u>92.87</u>

Chair	92.06 <u>92.87</u>
Mattress or box springs	92.06 <u>92.87</u>
Tire: Auto/light truck	24.56 <u>24.76</u>
Tire: Bus/heavy truck	30.68 <u>30.95</u>
Tire: Additional for rims or wheels	18.41 <u>18.57</u>
Miscellaneous, per cubic yard	67.51 <u>68.11</u>

D. **Temporary Container Service** **Rate**

Temp. 2-yard container	\$53.03 <u>53.55</u>
Daily rent	1.22 <u>1.24</u>
Delivery fee	46.65 <u>47.04</u>
Temp. 4-yard container	67.22 <u>67.90</u>
Daily rent	1.53 <u>1.55</u>
Delivery fee	46.65 <u>47.04</u>
Temp. 6-yard container	80.89 <u>81.75</u>
Daily rent	1.83 <u>1.85</u>
Delivery fee	46.65 <u>47.04</u>
Temp. 100-yard container	2,636.37 <u>2,668.01</u>

(2) Multifamily and Commercial.

A. **Carts** **Rate**

Weekly Service

20-gallon mini cart	\$9.98 <u>10.28</u>
35-gallon cart	17.46 <u>17.99</u>
64-gallon cart	31.92 <u>32.89</u>
96-gallon cart	47.88 <u>49.34</u>
35-gallon equivalent "extra"	3.68 <u>3.80</u>

As stated in Section 16.12.025, a senior citizen's discount of forty percent of the rate set forth here is available for qualified residents.

B. Miscellaneous Services (Per Event) Rate

Return trip	\$32.24 <u>32.24</u>
Carry-out service (per container)	3.59
Redelivery	45.37
Roll-out container	5.98
Unlock container	2.03
Gate opening	3.59
Steam cleaning (per yard)	21.48

C. Comm./Mf Uncompacted Containers Rate

1 Cubic Yard Uncompacted

1 pickup/week/container	\$71.47 <u>73.98</u>
2 pickups/week/container	137.74 <u>142.76</u>
3 pickups/week/container	204.02 <u>211.56</u>
4 pickups/week/container	270.30 <u>280.35</u>
5 pickups/week/container	336.57 <u>349.14</u>
6 pickups/week/container	402.85 <u>417.94</u>

1.5 Cubic Yard Uncompacted

1 pickup/week/container	\$90.83 <u>93.85</u>
2 pickups/week/container	175.56 <u>181.60</u>
3 pickups/week/container	260.28 <u>269.34</u>
4 pickups/week/container	345.01 <u>357.10</u>
5 pickups/week/container	429.74 <u>444.84</u>
6 pickups/week/container	514.48 <u>532.64</u>

2 Cubic Yard Uncompacted

1 pickup/week/container	\$109.79 <u>113.31</u>
2 pickups/week/container	212.01 <u>219.06</u>
3 pickups/week/container	314.23 <u>324.83</u>
4 pickups/week/container	416.46 <u>430.57</u>

5 pickups/week/container	518.69 <u>536.33</u>
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6 pickups/week/container	620.92 <u>643.05</u>
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3 Cubic Yard Uncompacted

1 pickup/week/container	\$145.87 <u>150.42</u>
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2 pickups/week/container	283.11 <u>292.19</u>
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3 pickups/week/container	420.32 <u>433.95</u>
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4 pickups/week/container	557.55 <u>575.72</u>
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5 pickups/week/container	694.77 <u>717.49</u>
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6 pickups/week/container	832.00 <u>859.28</u>
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4 Cubic Yard Uncompacted

1 pickup/week/container	\$182.33 <u>187.89</u>
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2 pickups/week/container	354.55 <u>365.67</u>
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3 pickups/week/container	526.77 <u>543.45</u>
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4 pickups/week/container	699.00 <u>721.24</u>
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5 pickups/week/container	871.21 <u>899.01</u>
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6 pickup/week/container	1,043.44 <u>1,076.81</u>
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6 Cubic Yard Uncompacted

1 pickup/week/container	\$254.20 <u>261.78</u>
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2 pickups/week/container	496.41 <u>511.59</u>
3 pickups/week/container	738.62 <u>761.39</u>
4 pickups/week/container	980.84 <u>1,011.20</u>
5 pickups/week/container	1,223.05 <u>1,261.01</u>
6 pickups/week/container	1,465.28 <u>1,510.83</u>

8 Cubic Yard Uncompacted

1 pickup/week/container	\$325.58 <u>335.20</u>
2 pickups/week/container	637.78 <u>657.02</u>
3 pickups/week/container	950.00 <u>978.86</u>
4 pickups/week/container	1,262.20 <u>1,300.69</u>
5 pickups/week/container	1,574.40 <u>1,622.52</u>
6 pickups/week/container	1,886.62 <u>1,944.36</u>

“Extra” Uncompacted Cubic Yard ~~19.48~~ 20.06

Comm./Mf Compacted Containers (Weekly Pulls)	Rate
1 cubic yard container	\$181.68 <u>187.23</u>
1.5 cubic yard container	252.69 <u>260.27</u>
2 cubic yard container	323.18 <u>332.79</u>
3 cubic yard container	461.91 <u>475.60</u>

4	cubic yard container	601.11 <u>618.85</u>
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6	cubic yard container	1,286.66 <u>1,324.72</u>
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E. Comm./Mf Yard Debris (Per Month) Rate

96-gallon cart (weekly collection)	\$10.38 <u>10.84</u>
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2 cubic yard container (weekly)	83.17 <u>83.20</u>
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Extra cubic yard	25.87 <u>25.89</u>
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Extra yard debris 32-gallon can	3.67 <u>3.83</u>
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F. Roll-Off Container Rental Permanent Noncompacted Service Rate

10 cubic yard container	\$36.45
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15 cubic yard container	42.51
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20 cubic yard container	54.67
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25 cubic yard container	60.76
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30 cubic yard container	66.83
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40 cubic yard container	72.89
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G. Roll-Off Container Rental Temporary Noncompacted Service Rate

10 cubic yard container	\$42.52
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15 cubic yard container	48.60
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20 cubic yard container	55.89
25 cubic yard container	63.18
30 cubic yard container	69.26
40 cubic yard container	81.41

(3) Comm./Mf Drop-Box Collection (Per Haul).

Noncompacted Service	Rate
10 cubic yard container	\$114.20 <u>119.11</u>
15 cubic yard container	114.20 <u>119.11</u>
20 cubic yard container	114.20 <u>119.11</u>
25 cubic yard container	114.20 <u>119.11</u>
30 cubic yard container	114.20 <u>119.11</u>
40 cubic yard container	114.20 <u>119.11</u>
Compacted Service	Rate
10 cubic yard container	\$126.35 <u>130.66</u>
15 cubic yard container	126.35 <u>130.66</u>
20 cubic yard container	126.35 <u>130.66</u>
25 cubic yard container	126.35 <u>130.66</u>
30 cubic yard container	126.35 <u>130.66</u>
40 cubic yard container	126.35 <u>130.66</u>

Temporary	Rate
10 cubic yard container	\$120.27
15 cubic yard container	120.27
20 cubic yard container	120.27
25 cubic yard container	120.27
30 cubic yard container	120.72 <u>120.27</u>
40 cubic yard container	120.72 <u>120.27</u>
Delivery fee – all temp. customers	91.12

Additional Services

Additional mileage charge for hauls to other sites	
Charge per mile	\$4.87
Return trip	42.51
Solid drop-box lid charge (per month)	42.51
Pressure washing (per yard)	9.73
Stand-by time (per minute)	2.44

Hourly Rates

Rear/side load packer and driver	\$127.56
Front load packer and driver	127.56

Drop-box truck and driver 127.56

Additional labor (per person) 60.76

(4) Wherever detachable containers are used having a capacity for which a rate has not been established, the director of public works is authorized to establish a rate for such container, which shall be consistent with the ratio of the container capacity to rate charged for the rate herein established.

(5) In addition to the collection rates established in subsections (1), (2) and (3) of this section, there shall be included a county board of health hazardous waste charge as follows:

(A) For each single-family residential customer the amount of eighty cents per month;

(B) For each multifamily and nonresidential (commercial) customer the sum of nine dollars and seven cents per month.

Section 2. Effective date for new rates: The monthly rates established in this Ordinance shall go into effect and become the rates to be charged as of January 1, 2011.

Section 3. The garbage rates set forth in KMC 16.12.030, which is amended by this ordinance, shall remain in force and effect until the rates set forth in this ordinance go into effect.

Section 4. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Section 5. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication pursuant to Section 1.08.017, Kirkland Municipal Code in the summary form attached to the original of this ordinance and by this reference approved by the City Council.

Passed by majority vote of the Kirkland City Council in open meeting this _____ day of _____, 2010.

Signed in authentication thereof this _____ day of _____, 2010.

MAYOR

Attest:

City Clerk

Approved as to Form:

City Attorney

PUBLICATION SUMMARY
OF ORDINANCE NO. O-4266

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO SOLID WASTE COLLECTION RATES AND AMENDING SECTION 16.12.030 OF THE KIRKLAND MUNICIPAL CODE.

SECTION 1. Amends Section 16.12.030 of the KMC by amending solid waste collection rates.

SECTION 2 - 3. Provides an effective date for the rates.

SECTION 4. Provides a severability clause for the ordinance.

SECTION 5. Authorizes publication of the ordinance by summary, which summary is approved by the City Council pursuant to Section 1.08.017 Kirkland Municipal Code and establishes the effective date as five days after publication of summary.

The full text of this Ordinance will be mailed without charge to any person upon request made to the City Clerk for the City of Kirkland. The Ordinance was passed by the Kirkland City Council at its meeting on the _____ day of _____, 2010.

I certify that the foregoing is a summary of Ordinance _____ approved by the Kirkland City Council for summary publication.

City Clerk