
HOUSE BILL 1582

State of Washington 56th Legislature 1999 Regular Session

By Representatives Murray, Cairnes and Keiser

Read first time . Referred to Committee on .

1 AN ACT Relating to capacity charges for sewage facilities; and
2 amending RCW 35.58.570.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 35.58.570 and 1996 c 230 s 1602 are each amended to
5 read as follows:

6 (1) A metropolitan municipal corporation that is engaged in the
7 transmission, treatment, and disposal of sewage may impose a capacity
8 charge on users of the metropolitan municipal corporation's sewage
9 facilities when the user connects, reconnects, or establishes a new
10 service. The capacity charge shall be approved by the council of the
11 metropolitan municipal corporation and reviewed (~~and reapproved~~)
12 annually.

13 (2) The capacity charge shall be based upon the cost of the sewage
14 facilities' excess capacity that is necessary to provide sewerage
15 treatment for new users to the system. The capacity charge, which may
16 be collected over a period of fifteen years, shall not exceed:

17 (a) Seven dollars per month per residential customer equivalent for
18 connections and reconstructions occurring prior to January 1, 1996;
19 (~~and~~)

1 (b) Ten dollars and fifty cents per month per residential customer
2 equivalent for connections and reconnections occurring after January 1,
3 1996, and prior to January 1, 2001(~~(-)~~); and

4 (c) Seventeen dollars and fifty cents for connections and
5 reconnections occurring after January 1, 2001, ((the capacity charge
6 shall not exceed fifty percent of the basic sewer rate per residential
7 customer equivalent established by the metropolitan municipal
8 corporation at the time of the connection or reconnection)) with the
9 maximum allowed amount adjusted annually after January 1, 2002, to
10 reflect increases in the consumer price index for Seattle, as
11 calculated by the United States bureau of labor statistics.

12 (3) The capacity charge for a building other than a single-family
13 residence shall be based on the projected number of residential
14 customer equivalents to be represented by the building, considering its
15 intended use.

16 (4) The council of the metropolitan municipal corporation shall
17 enforce the collection of the capacity charge in the same manner
18 provided for the collection, enforcement, and payment of rates and
19 charges for water-sewer districts provided in RCW 57.08.081. At least
20 thirty days before commencement of an action to foreclose a lien for a
21 capacity charge, the metropolitan municipal corporation shall send
22 written notice of delinquency in payment of the capacity charge to any
23 first mortgage or deed of trust holder of record at the address of
24 record.

25 (5) As used in this section, "sewage facilities" means capital
26 projects identified since January 1, 1982, (~~(to July 23, 1989,)~~) in the
27 metropolitan municipal corporation's comprehensive water pollution
28 abatement plan. "Residential customer equivalent" shall have the same
29 meaning used by the metropolitan municipal corporation in determining
30 rates and charges at the time the capacity charge is imposed.

--- END ---