

1 **2SHB 2847** - H AMD

2 By Representative Roach

3 On page 6, after line 3, insert the following:

4 "Sec. 5. RCW 36.89.080 and 1998 c 74 s 1 are each amended to read  
5 as follows:

6 (1) Any county legislative authority may provide by resolution for  
7 revenues by fixing rates and charges for the furnishing of service to  
8 those served or receiving benefits or to be served or to receive  
9 benefits from any storm water control facility or contributing to an  
10 increase of surface water runoff. In fixing rates and charges, the  
11 county legislative authority may in its discretion consider:~~((+1))~~ (a)  
12 Services furnished or to be furnished;~~((+2))~~ (b) benefits received or  
13 to be received;~~((+3))~~ (c) the character and use of land or its water  
14 runoff characteristics;~~((+4))~~ (d) the nonprofit public benefit status,  
15 as defined in RCW 24.03.490, of the land user;~~((+5))~~ (e) income level  
16 of persons served or provided benefits under this chapter, including  
17 senior citizens and disabled persons; or~~((+6))~~ (f) any other matters  
18 which present a reasonable difference as a ground for distinction.

19 (2) The service charges and rates authorized and collected under  
20 this section shall be deposited in a special fund or funds in the  
21 county treasury to be used only for the purpose of paying all or any  
22 part of the cost and expense of maintaining and operating storm water  
23 control facilities, all or any part of the cost and expense of  
24 planning, designing, establishing, acquiring, developing, constructing  
25 and improving any of such facilities, or to pay or secure the payment  
26 of all or any portion of any issue of general obligation or revenue  
27 bonds issued for such purpose.

28 (3) Each county establishing rates and charges for storm water  
29 management under subsection (1) of this section shall provide property  
30 owners an administrative process to appeal rates and charges assessed  
31 upon the served property.

32 (4) Each county establishing rates and charges for storm water  
33 management under subsection (1) of this section may offer discounts and  
34 grants to property owners to achieve the purposes of the storm water  
35 management program.

1            NEW SECTION.    **Sec. 6.**    A new section is added to chapter 35.67 RCW  
2 to read as follows:

3            (1) Any city or town legislative authority may provide by  
4 resolution for revenues by fixing rates and charges for the furnishing  
5 of service to those served or receiving benefits or to be served or to  
6 receive benefits from any storm water control facility or contributing  
7 to an increase of surface water runoff. In fixing rates and charges,  
8 the city or town legislative authority may in its discretion consider:  
9 (a) Services furnished or to be furnished; (b) benefits received or to  
10 be received; (c) the character and use of land or its water runoff  
11 characteristics; (d) the nonprofit public benefit status, as defined in  
12 RCW 24.03.490, of the land user; (e) income level of persons served or  
13 provided benefits under this chapter, including senior citizens and  
14 disabled persons; or (f) any other matters which present a reasonable  
15 difference as a ground for distinction.

16            (2) The service charges and rates authorized and collected under  
17 this section shall be deposited in a special fund or funds in the city  
18 or town treasury to be used only for the purpose of paying all or any  
19 part of the cost and expense of maintaining and operating storm water  
20 control facilities, all or any part of the cost and expense of  
21 planning, designing, establishing, acquiring, developing, constructing  
22 and improving any of such facilities, or to pay or secure the payment  
23 of all or any portion of any issue of general obligation or revenue  
24 bonds issued for such purpose.

25            (3) Each city or town establishing rates and charges for storm  
26 water management under subsection (1) of this section shall provide  
27 property owners an administrative process to appeal rates and charges  
28 assessed upon the served property.

29            (4) Each city or town establishing rates and charges for storm  
30 water management under subsection (1) of this section may offer  
31 discounts and grants to property owners to achieve the purposes of the  
32 storm water management program."

33            Renumber the remaining sections consecutively and correct any  
34 internal references accordingly.

**EFFECT:**    Requires that counties have an administrative appeal  
process; allows counties to offer landowners discounts and grants

to achieve the program requirements; and applies the same rate and charge standards to cities and towns.