
HOUSE BILL 2869

State of Washington

57th Legislature

2002 Regular Session

By Representative Ericksen

Read first time 01/30/2002. Referred to Committee on Local Government & Housing.

1 AN ACT Relating to storm water fees; and amending RCW 36.89.080.

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

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

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

1 only for the purpose of paying all or any part of the cost and expense
2 of maintaining and operating storm water control facilities, all or any
3 part of the cost and expense of planning, designing, establishing,
4 acquiring, developing, constructing and improving any of such
5 facilities, or to pay or secure the payment of all or any portion of
6 any issue of general obligation or revenue bonds issued for such
7 purpose.

8 (2) Any person who conducts a commercial or industrial operation of
9 any kind and operates under a valid waste disposal permit issued under
10 chapter 90.48 RCW or a national pollutant discharge elimination system
11 permit is exempt from the rates and charges authorized by this section.

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