
SENATE BILL 5815

State of Washington

62nd Legislature

2011 Regular Session

By Senators Fraser and Swecker

Read first time 02/16/11. Referred to Committee on Environment, Water & Energy.

1 AN ACT Relating to rates and charges established by local boards of
2 health to finance on-site sewage programs; and adding a new section to
3 chapter 70.05 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.05 RCW
6 to read as follows:

7 (1) A local board of health may, by ordinance or resolution,
8 establish reasonable rates and charges to finance a program
9 implementing an on-site program management plan developed pursuant to
10 RCW 70.118A.030, or other local on-site sewage system management plan
11 required by the state board of health. Only properties served by
12 on-site sewage systems may be included in such programs. A local board
13 of health may manage, regulate, and control such programs and fix,
14 alter, regulate, control, and enforce the rates or charges. The rates
15 and charges may be collected by the county treasurer in accordance with
16 RCW 84.56.035.

17 (2) Rates and charges established under this section will be a lien
18 against the property charged, which is superior to all other liens and
19 encumbrances except general taxes and local improvement district liens

1 and special assessments. A local board of health may establish dates
2 of delinquency and rates of interest for delinquent charges not to
3 exceed twelve percent per annum. The lien must be foreclosed in the
4 same manner as the foreclosure of real property tax liens, and the
5 costs of foreclosure may be added to the lien upon filing of the
6 foreclosure action. The county treasurer may include the lien in
7 certificates of delinquency issued under RCW 84.64.050 and foreclose
8 the lien along with real property tax liens as provided in chapter
9 84.64 RCW.

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