



LYNNWOOD
WASHINGTON

ORDINANCE NO. 3223

AN ORDINANCE AMENDING THE RATES AND FEES CHARGED FOR WATER, SEWER, AND SURFACE WATER SERVICES; AMENDING UTILITY SERVICE REGULATIONS; AMENDING SECTIONS 13.20.010, 13.20.080, 13.34.030, 13.34.060, 13.35.070, 14.40.035, AND 14.40.040; AND REPEALING SECTION 13.20.085 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND SUMMARY PUBLICATION.

WHEREAS, the City of Lynnwood Water System Plan dated October 2012, the Sewer System Plan dated November 2012, and the Surface Water Plan dated September 2009 define the operations and maintenance and capital needs of the utilities; and

WHEREAS, the City desires to base utility rates on the actual cost of providing all maintenance and operations services and capital construction costs; and

WHEREAS, the City desires to move towards equity between the amount of utility services used and the amount paid by its customers; and

WHEREAS, the City desires to make adjustments to procedures and administrative fees for processing certain utility-related actions to more fully recoup actual costs; and

WHEREAS, the City desires to expand the programs for reduced utility rates to those residents that may be struggling financially by providing new programs for low income seniors and households that have children on free or reduced lunch programs; and

WHEREAS, the utility rate structure was last adjusted in 2014 and before that in 2010; and

WHEREAS, on September 12, 2016, the City Council held a duly noticed hearing on the issue of the City's utility rates and regulations, at which time members of the public had the opportunity to present information and opinions relating to the revised rates and regulations set forth in this Ordinance; and

WHEREAS, the City has determined that it is necessary to revise the rates and fees charges for utility service to implement the adopted Lynnwood Water System Plan, Sewer

1 System Plan, and Surface Water System Plan, to provide necessary revenues to fund capital
 2 projects and ongoing maintenance, operation and repair of the City's water, sewer and surface
 3 water systems, and to preserve the solvency of the utility; and

4 WHEREAS, the City has determined that it is necessary and in the best interests of the
 5 public to revise the City's utility service procedures and regulations as stated in this Ordinance;

6 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, DO
 7 ORDAIN AS FOLLOWS:

8 Section 1. Section 13.20.010 of the Lynnwood Municipal Code is hereby amended as follows:

9 **13.20.010 Charges for domestic water.**

10 The charges for domestic water service shall be based upon the size of meter installed, number
 11 of connections or units being serviced therefrom, and the water delivered through the service
 12 meter. The bi-monthly rate for each meter size and the maximum water allowed as part of this
 13 minimum charge shall be in effect and assessed for all billings issued on or after January 1st of
 14 each year, regardless of when the water is actually used.

15 **Table 1: Water Rates**

| Water Customer Classification | 2017 Bi-Monthly Rate | 2018 Bi-Monthly Rate | 2019 Bi-Monthly Rate | 2020 Bi-Monthly Rate | 2021 Bi-Monthly Rate | 2022 Bi-Monthly Rate |
|---|---------------------------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| Residential Single-Unit | | | | | | |
| Bi-Monthly Base Rate (incl.10 CCF) | \$ 44.91 | \$ 47.83 | \$ 50.22 | \$ 52.23 | \$ 54.32 | \$ 56.49 |
| Bi-Monthly Volume Charge (>10ccf-40ccf) | \$ 2.58 | \$ 2.74 | \$ 2.88 | \$ 3.00 | \$ 3.12 | \$ 3.24 |
| Bi-Monthly Volume Charge (>40 ccf) | \$ 3.88 | \$ 4.13 | \$ 4.34 | \$ 4.51 | \$ 4.69 | \$ 4.88 |
| Special Water Rate | See LMC 13.20.080, Special water rate | | | | | |
| Residential Multiple/Mobile Combined | | | | | | |
| Bi-Monthly Base Rate (incl.10 CCF/meter) | \$ 17.24 | \$ 18.36 | \$ 19.28 | \$ 20.05 | \$ 20.85 | \$ 21.68 |

| Residential Multiple/Mobile Combined Con't | | | | | | |
|---|---------------------------------------|-------------|-------------|-------------|-------------|-------------|
| Bi-Monthly Volume Charge Volume Charge (>10 ccf/meter) | \$ 1.89 | \$ 2.01 | \$ 2.11 | \$ 2.19 | \$ 2.28 | \$ 2.37 |
| Special Water Rate | See LMC 13.20.080, Special water rate | | | | | |
| Commercial/Industrial (Based on Meter Size) | | | | | | |
| 5/8 – 3/4-Inch Meter | \$ 52.18 | \$ 55.57 | \$ 58.34 | \$ 60.68 | \$ 63.11 | \$ 65.63 |
| 1-Inch Meter | \$ 112.97 | \$ 120.32 | \$ 126.33 | \$ 131.39 | \$ 136.64 | \$ 142.11 |
| 1-1/2-Inch Meter | \$ 212.93 | \$ 226.77 | \$ 238.11 | \$ 247.63 | \$ 257.53 | \$ 267.84 |
| 2-Inch Meter | \$ 330.21 | \$ 351.68 | \$ 369.26 | \$ 384.03 | \$ 399.39 | \$ 415.37 |
| 3-Inch Meter | \$ 617.00 | \$ 657.11 | \$ 689.96 | \$ 717.56 | \$ 746.27 | \$ 776.12 |
| 4-Inch Meter | \$ 1,012.38 | \$ 1,078.19 | \$ 1,132.10 | \$ 1,177.38 | \$ 1,224.48 | \$ 1,273.45 |
| 6-Inch Meter | \$ 2,011.75 | \$ 2,142.52 | \$ 2,249.64 | \$ 2,339.63 | \$ 2,433.21 | \$ 2,530.54 |
| Monthly Volume Charge (>10 ccf per meter) | \$ 3.17 | \$ 3.38 | \$ 3.54 | \$ 3.69 | \$ 3.83 | \$ 3.99 |

* Base charge per unit plus volume over 10 CCF per meter.

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2 **Section 2.** Section 13.20.080 of the Lynnwood Municipal Code is hereby amended as follows:

3 **13.20.080 Special Utility rates.**

4 A. Qualifications for Special Rates Based on Snohomish County Real Property Tax Exemption. A
5 residential single-unit, multiple-unit, and mobile special fixed rate of the following percent of
6 the bi-monthly base rate and volume charges shall apply to all services to which water, sewer,
7 and surface water services are available, and meeting all of the following qualifications and
8 categories:

9 1. Depending on the income level status of the customer pursuant to the Snohomish
10 County assessor's office real property taxes exemption process, as follows:

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| Income Level Status | Rate |
|----------------------------|-------------|
| A | 40% |
| B | 45% |
| C | 50% |

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See subsection (H) of this section, Special Water Rate Chart, for specific rate.

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2. The residential single-unit property or residential multiple-unit or mobile unit to which the utility service is extended shall have a valid property tax exemption from Snohomish County, pursuant to RCW 84.36.381 through 84.36.385.

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3. Claimants for said reduction shall occupy site or unit as principle residence and be within the corporate limits of the city of Lynnwood and have a household income level no greater than and as prescribed in RCW 84.36.381.

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4. Those customers who meet eligibility criteria as stated herein may apply at any time during the year. Upon verification of eligibility, the customer will qualify for the reduced rate as of the date of the next applicable billing cycle following verification. Reapplication for subsequent years demonstrating that qualifications are still met must be made each year by December 31st for the subsequent year.

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5. Categories.

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a. Senior/Disabled. Persons of the age of 61 years or older, or who are disabled, meeting the qualifications specified in subsection (A) of this section and RCW 84.36.381, shall be charged at a special water rate for Income Level Status A, Income Level Status B, or Income Level Status C. See Rate Tables in subsection (H) of this section for Water, 14.40.040 for Sewer, and 13.35.070 for Surface Water.

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b. Residential Multiple-Unit and Mobile Special Rates. For residents that meet the qualifications in subsection (A) of this section, but that do not have a direct account with the city (i.e., tenants of a condominium or owners of a mobile home in a mobile home park), a yearly rebate shall be paid to the resident based on 40, 45 or 50 percent of the base rate for that type of account assuming water usage within the minimum 10 CCF allowance, and depending on the income level status of the customer pursuant to the Snohomish County assessor's office real property

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1 taxes exemption process. In order to qualify for the rebate for the current calendar
2 year, the resident must make application to the city by November 1st of that year
3 and demonstrate, in addition to meeting the qualifications in this section, that
4 they have resided at the site or unit for the entire year. Rebate does not apply to
5 Utility Taxes.

6 B. Qualification for Special Rate Based on Washington State Assistance Programs. A residential
7 single-unit special fixed rate for Income Level Status A (40%) of the residential single-unit bi-
8 monthly base rate and volume charges shall apply to all services to which water, sewer, and
9 surface water services are available, and meeting all of the following qualifications:

10 1. The resident of the residential single-unit property to which the utility services are
11 extended shall have an award letter from the State of Washington for needy family
12 assistance or food stamps that covers at least a portion of the year in which the reduced
13 rate is applied.

14 2. Claimants for said reduction shall occupy site as principle residence as a renter, be
15 within the corporate limits of the city of Lynnwood, and provide proof that they reside
16 at the address as a renter and are responsible for their City of Lynnwood utility bills.

17 3. Those customers who meet eligibility criteria as stated herein may apply at any time
18 during the year. Upon verification of eligibility, the customer will qualify for the reduced
19 rate as of the date of the next applicable billing cycle following verification.
20 Reapplication for subsequent years demonstrating that qualifications are still met must
21 be made each year by December 31st for the subsequent year.

22 4. Rates:

23 a. Water: Income Level Status A (40%) pursuant to Section H, Table 2, Special
24 Water Rates, below.

25 b. Sewer: Income Level Status A (40%) pursuant to 14.40.040 Table 2.

26 c. Surface Water: Income Level Status A (40%) pursuant to 13.35.070 Table 2.

27 C. Qualification for Yearly Rebate Based on Washington State Free and Reduced Price Meal
28 Programs for Children. A yearly residential rebate may be available in a maximum amount of
29 up to 50% of the residential bi-monthly base rate and volume charges for water, sewer, and

1 surface water services paid during the rebate period, where the applicant meets all of the
2 following criteria:

3 1. The applicant is a resident of the residential property receiving the utility services that
4 are the subject of the rebate request, the property is within the corporate limits of the
5 City of Lynnwood, and the applicant has an award letter from the State of Washington
6 for Free and Reduced Price Meal Programs for a child residing in the household that
7 covers at least a portion of the time period for which the rebate is requested.

8 2. The applicant for said rebate occupies the property receiving the subject utility
9 services as the applicant's principle residence as an owner or renter, and the applicant
10 provides proof that he or she has resided at the property for at least 6 months, is
11 responsible for the rent or mortgage payments incurred in connection with the
12 property, and is not receiving any other utility rebate or discount authorized in this
13 section.

14 3. Those customers who meet the eligibility criteria stated in this section may apply to
15 the City between September 1st and September 30th for a rebate for the yearly period
16 that goes from October 1st in the prior year to September 30th of that year. Upon
17 verification of eligibility, the customer will qualify for the yearly rebate. Reapplication
18 for subsequent years demonstrating that the criteria are still met must be made each
19 year between September 1st and September 30th.

20 4. Rebate: A yearly rebate shall be paid to a qualified resident based on a maximum of
21 50 percent of the base rate for the type of account that is the subject of the application,
22 assuming water usage within the minimum 10 CCF allowance and prorated for the
23 number of months that the customer resided at the address. In order to qualify for the
24 rebate, the resident must demonstrate, in addition to meeting the criteria stated in this
25 section, that they have resided at the site for the specified number of months. The
26 rebate authorized in this section does not apply to utility taxes. Each year, the total
27 amount of funds available for rebates authorized by this subsection C shall be \$100,000,
28 and the total of amount of rebates given to all eligible applicants in any year shall not
29 exceed that amount. Depending on the number of eligible applicants, the amount of
30 rebate awarded to any specific applicant may therefore be less than 50 percent of the
31 base rate paid by that applicant during the rebate period. All rebates awarded will be at
32 the same percentage for the type of account.

1 D. Qualification for Yearly Rebate Based on Age and Income Level. A yearly residential rebate
2 may be available in a maximum amount of up to 50% of the residential bi-monthly base rate
3 and volume charges for water, sewer, and surface water services paid during the rebate period,
4 where the applicant meets all of the following criteria:

5 1. The applicant is a resident of the residential property receiving the utility services that
6 are the subject of the rebate request, the property is within the corporate limits of the
7 City of Lynnwood, and the applicant is at least 61 years of age and has a household
8 income that is less than 70% of the Washington State Area Medium Income (AMI).

9 2. The applicant for said rebate occupies the property receiving the subject utility
10 services as the applicant's principle residence as an owner or renter, and the applicant
11 provides proof that he or she has resided at the property for at least 6 months, is
12 responsible for the rent or mortgage payments incurred in connection with the
13 property, and is not receiving any other utility rebate or discount authorized in this
14 section.

15 3. Those customers who meet the eligibility criteria stated in this section may apply to
16 the City between August 1st and August 31st for a rebate for the yearly period that goes
17 from September 1st in the prior year to August 31st of that year. Upon verification of
18 eligibility, the customer will qualify for the yearly rebate. Reapplication for subsequent
19 years demonstrating that the criteria are still met must be made each year between
20 August 1st and August 31st.

21 4. Rebate: A yearly rebate shall be paid to the qualified resident based on a maximum
22 of 50 percent of the base rate for the type of account that is the subject of the
23 application, assuming water usage within the minimum 10 CCF allowance and prorated
24 for the number of months that the customer resided at the address. In order to qualify
25 for the rebate, the resident must demonstrate, in addition to meeting the criteria stated
26 in this section, that they have resided at the site for the specified number of months.
27 The rebate authorized in this section does not apply to utility taxes. Each year, the total
28 amount of funds available for rebates authorized by this subsection D shall be \$100,000,
29 and the total amount of rebates given to all qualified applicants in any year shall not
30 exceed that amount. Depending on the number of eligible applicants, the total amount
31 of rebate awarded to any specific applicant may therefore be less than 50 percent of the

base rate paid by that applicant during the rebate period. All rebates awarded will be at the same percentage for the type of account.

E. Medical Necessity. Persons who require large quantities of water due to medical necessity (i.e., kidney dialysis) and who occupy the site as principal residence and are located within the corporate limits of the city of Lynnwood shall be charged the special water and sewer rates for Income Level Status C (50 percent) with doctor certification (see subsection H of this section, Table 2 for water, and 14.40.040 Table 2 for sewer..

F. Other Special Rate and Qualifications – Preservation Mobile Home Park. For mobile home parks that are preserved pursuant to a development agreement in accordance with Chapter 1.37 LMC, the following residential-mobile per unit base rate and volume charges shall apply:

1. Preservation for five to seven years: 50 percent of the base rate and volume charge in LMC 13.20.010 for water and 14.40.035 for sewer.
2. Preservation for seven years or more: 25 percent of the base rate and volume charge in LMC 13.20.010.

G. The mayor is authorized to administer the special utility rates and develop procedures as necessary for such implementation.

H. Special Water Rate Chart. Following rate chart based on income levels (see subsection (A) of this section).

Residential Single-Unit Rates:

| Water Customer Classification | 2017 Bi-Monthly Rate | 2018 Bi-Monthly Rate | 2019 Bi-Monthly Rate | 2020 Bi-Monthly Rate | 2021 Bi-Monthly Rate | 2022 Bi-Monthly Rate |
|---|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| Special Water Rates, Income Level Status A (40%) | | | | | | |
| Bi-Monthly Base Rate (incl.10 CCF) | \$ 17.96 | \$ 19.13 | \$ 20.09 | \$ 20.89 | \$ 21.73 | \$ 22.60 |
| Bi-Monthly Volume Charge (>10ccf-40ccf) | \$ 1.03 | \$ 1.10 | \$ 1.15 | \$ 1.20 | \$ 1.25 | \$ 1.30 |
| Bi-Monthly Volume Charge (>40 ccf) | \$ 1.55 | \$ 1.65 | \$ 1.74 | \$ 1.80 | \$ 1.88 | \$ 1.95 |

| Special Water Rates, Income Level Status B (45%) | | | | | | |
|---|----------|----------|----------|----------|----------|----------|
| Bi-Monthly Base Rate (incl.10 CCF) | \$ 20.21 | \$ 21.52 | \$ 22.60 | \$ 23.50 | \$ 24.44 | \$ 25.42 |
| Bi-Monthly Volume Charge (>10ccf-40ccf) | \$ 1.16 | \$ 1.23 | \$ 1.30 | \$ 1.35 | \$ 1.40 | \$ 1.46 |
| Bi-Monthly Volume Charge (>40 ccf) | \$ 1.75 | \$ 1.86 | \$ 1.95 | \$ 2.03 | \$ 2.11 | \$ 2.20 |
| Special Water Rates, Income Level Status C (50%) | | | | | | |
| Bi-Monthly Base Rate (incl.10 CCF) | \$ 22.46 | \$ 23.92 | \$ 25.11 | \$ 26.12 | \$ 27.16 | \$ 28.25 |
| Bi-Monthly Volume Charge (>10ccf-40ccf) | \$ 1.29 | \$ 1.37 | \$ 1.44 | \$ 1.50 | \$ 1.56 | \$ 1.62 |
| Bi-Monthly Volume Charge (>40 ccf) | \$ 1.94 | \$ 2.07 | \$ 2.17 | \$ 2.26 | \$ 2.35 | \$ 2.44 |

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2 **Section 3.** Section 13.20.085 of the Lynnwood Municipal Code is hereby repealed in its entirety.

3 **Section 4.** Section 13.34.030 of the Lynnwood Municipal Code is hereby amended as follows:

4 **13.34.030 Penalties and delinquent charges.**

5 In addition to all other charges provided in this title or title 14, each account shall be charged 10
6 percent of the unpaid balance for all city utility charges not paid within 35 days after the date of
7 billing. This amount shall be paid whether or not the water is actually turned off. There shall be
8 a \$50.00 penalty charge for each check which is returned marked "insufficient funds."

9 **Section 5.** Section 13.34.060 of the Lynnwood Municipal Code is hereby amended as follows:

10 **13.34.060 Lien.**

11 A. All charges for city utility services, and all service charges, provided in this title and title
12 14, or as they may be hereafter amended, together with penalties and interest thereon, shall
13 be a lien upon the property to which city utility services are provided, superior to all other liens

1 and encumbrances whatsoever, except for general taxes and local special assessments.
2 Enforcement of such lien or liens shall be in the manner provided by law.

3 B. Pursuant to RCW 35.67.215, the city's lien for delinquent sanitary sewer service charges
4 or surface water service charges shall be effective for a total not to exceed one year's
5 delinquent service charges without the necessity of any written lien or recording of the lien
6 with the county auditor.

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8 C. In any case where the city records a written lien for delinquent utility service charges,
9 fees, interest and/or penalties with the county auditor, the city shall charge the account a lien
10 processing fee in the amount of \$180.00 for each written lien recorded by the city. The lien
11 processing fee shall be added to the amount of the lien.

12 Section 6. Section 13.35.070 of the Lynnwood Municipal Code is hereby amended as follows:

13 **13.35.070 Utility charges.**

14 The following surface water utility rates and charges are hereby established for all sites in the
15 city as set forth in Tables 1 and 2 of this section. These rates and charges shall be in effect and
16 assessed in all billings beginning January 1st of each year.

17 A. Residential Single/Duplex Unit. One ERU bi-monthly for each single-family residential unit on
18 a site. This uniform rate is based on each single-family residential site being equal to one
19 equivalent residential unit (ERU). Each duplex on a site shall be charged one ERU.

20 B. Undeveloped Sites. Undeveloped sites shall not be charged under this system and structure
21 of rates.

22 C. Other Sites. The charge for all other developed sites shall be based upon the total amount of
23 measured impervious surface divided by one ERU, and rounded down to the nearest whole
24 number. The actual total bi-monthly service charge shall be computed by multiplying the
25 measured ERUs for a site by the bi-monthly rate per ERU. All sites will be charged for at least
26 one ERU. Sites will be billed as a single-surface water account when a site contains multiple
27 water meters and/or businesses on a site. Owners/managers will be responsible for any
28 allocation of the surface water charge among tenants.

29 D. Special Surface Water Rate.

1 1. For qualifications, categories and other administrative rules related to special surface
 2 water rates, see LMC [13.20.080](#).

Table 1: Customer Class Calculation

| Customer Class | Rate Calculation |
|--|---|
| Residential Single/Duplex Unit | 1 ERU |
| Residential Multiple/Commercial Industrial Sites | Measured s.f. of impervious areas = number of billed ERUs |
| Special Surface Water Rates | 1 ERU x Special Rate |

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Table 2: Surface Water Rates

| Customer Class | 2017 Bi-Monthly Rate | 2018 Bi-Monthly Rate | 2019 Bi-Monthly Rate | 2020 Bi-Monthly Rate | 2021 Bi-Monthly Rate | 2022 Bi-Monthly Rate |
|--|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| Residential Single/Duplex Unit | \$ 23.70 | \$ 25.47 | \$ 26.24 | \$ 27.03 | \$ 27.84 | \$ 28.67 |
| Residential Multifamily & Mobile | \$ 23.70 | \$ 25.47 | \$ 26.24 | \$ 27.03 | \$ 27.84 | \$ 28.67 |
| Commercial Industrial Sites | \$ 23.70 | \$ 25.47 | \$ 26.24 | \$ 27.03 | \$ 27.84 | \$ 28.67 |
| Special Surface Water Rate, Income Level Status A* | \$ 9.48 | \$ 10.19 | \$ 10.50 | \$ 10.81 | \$ 11.14 | \$ 11.47 |
| Special Surface Water Rate, Income Level Status B* | \$ 10.67 | \$ 11.46 | \$ 11.81 | \$ 12.16 | \$ 12.53 | \$ 12.90 |
| Special Surface Water Rate, Income Level Status C* | \$ 11.85 | \$ 12.74 | \$ 13.12 | \$ 13.52 | \$ 13.92 | \$ 14.34 |

2. Preservation Mobile Home Park Rate. For mobile home parks that are preserved pursuant to a development agreement in accordance with Chapter 1.37 LMC, as follows:

a. Preservation for five to seven years: 0.5 ERUs.

b. Preservation for seven years or more: 0.25 ERUs.

Section 7. Section 14.40.035 of the Lynnwood Municipal Code is hereby amended as follows:

14.40.035 Sewer volume charge based on metered water consumption.

Each customer, including residential single-unit, residential multiple-unit per unit, and commercial and industrial per meter, shall be charged a rate per 100 cubic feet (one CCF) of residential or commercial/industrial use in excess of the first 2,000 cubic feet (20 CCF) every two months included in the base rate. This rate shall be as specified in Table 1 of this section.

To account for summer water that does not enter the sewer system, the volume billed to residential customers in their July, August, September, and October billings no matter when the water usage actually occurred, shall be adjusted according to the individual customer’s winter usage. Winter usage shall be determined by water used in October through April.

Table 1: Sewer Rates

| Customer Classification | 2017 Bi-Monthly Rate | 2018 Bi-Monthly Rate | 2019 Bi-Monthly Rate | 2020 Bi-Monthly Rate | 2021 Bi-Monthly Rate | 2022 Bi-Monthly Rate |
|---|--|----------------------|----------------------|----------------------|----------------------|----------------------|
| Residential Single-Unit | | | | | | |
| Bi-Monthly Base Rate (incl. 20 CCF) | \$ 87.70 | \$ 89.59 | \$ 92.33 | \$ 94.96 | \$ 98.61 | \$ 102.41 |
| Bi-Monthly Volume Charge > 20 CCF | \$ 3.58 | \$ 3.66 | \$ 3.77 | \$ 3.88 | \$ 4.03 | \$ 4.18 |
| Special Sewer Rate | See LMC 14.40.040, Special Sewer Rates | | | | | |
| Residential Multiple/Mobile Combined | | | | | | |
| Bi-Monthly Base Rate (incl. 20 CCF per unit) | \$ 66.75 | \$ 69.87 | \$ 72.56 | \$ 75.36 | \$ 78.26 | \$ 81.27 |
| Bi-Monthly Volume Charge > 20 CCF per unit | \$ 3.12 | \$ 3.27 | \$ 3.39 | \$ 3.52 | \$ 3.66 | \$ 3.80 |
| Special Sewer Rate | See LMC 14.40.040, Special Sewer Rates | | | | | |

| Commercial/Industrial (Based on Meter Size) | | | | | | |
|---|------------|------------|------------|------------|-------------|------------|
| 5/8 – 3/4-Inch Meter | \$ 133.75 | \$ 138.48 | \$ 143.38 | \$ 148.96 | \$ 154.75 | \$ 160.80 |
| 1-Inch Meter | \$ 171.47 | \$ 177.54 | \$ 183.81 | \$ 190.97 | \$ 198.40 | \$ 206.15 |
| 1-1/2-Inch Meter | \$ 205.76 | \$ 213.05 | \$ 220.58 | \$ 229.16 | \$ 238.08 | \$ 247.38 |
| 2-Inch Meter | \$ 308.65 | \$ 319.58 | \$ 330.87 | \$ 343.75 | \$ 357.12 | \$ 371.07 |
| 3-Inch Meter | \$1,037.41 | \$1,074.13 | \$1,112.08 | \$1,155.37 | \$ 1,200.33 | \$1,247.22 |
| 4-Inch Meter | \$1,311.76 | \$1,358.20 | \$1,406.19 | \$1,460.92 | \$ 1,517.77 | \$1,577.06 |
| 6-Inch Meter | \$1,946.21 | \$2,015.11 | \$2,086.30 | \$2,167.51 | \$ 2,251.85 | \$2,339.82 |
| Commercial/Industrial (Based on Meter Size/Strength) | | | | | | |
| A. Strength < 3 | | | | | | |
| Volume Rate per CCF over first 20 CCF | \$ 4.31 | \$ 4.47 | \$ 4.63 | \$ 4.81 | \$ 4.99 | \$ 5.19 |
| B. Strength = 3 | | | | | | |
| Volume Rate per CCF over first 20 CCF | \$ 6.29 | \$ 6.90 | \$ 7.29 | \$ 7.67 | \$ 7.97 | \$ 8.27 |
| Commercial/Industrial (Based on Meter Size/Strength Con't) | | | | | | |
| C. Strength = 4 | | | | | | |
| Volume Rate per CCF over first 20 CCF | \$ 10.03 | \$ 10.81 | \$ 11.51 | \$ 12.25 | \$ 12.72 | \$ 13.20 |
| D. Strength = 5 | | | | | | |
| Volume Rate per CCF over first 20 CCF | \$ 11.35 | \$ 12.31 | \$ 13.18 | \$ 14.10 | \$ 14.63 | \$ 15.18 |
| SEWER ONLY ACCOUNTS | | | | | | |
| Residential | \$ 91.48 | \$ 93.45 | \$ 96.31 | \$ 99.05 | \$ 102.86 | \$ 106.82 |
| Commercial/Industrial Per Account | \$ 273.81 | \$ 283.50 | \$ 293.52 | \$ 304.95 | \$ 316.81 | \$ 329.19 |

1 Section 8. Section 14.40.040 of the Lynnwood Municipal Code is hereby amended as follows:

2 **14.40.040 Special sewer rates.**

3 A. Qualifications, Categories, and Other Administrative Rules Related to Special Sewer Rates.

4 For qualifications, categories, and other administrative rules related to special sewer rates, see

5 LMC 13.20.080.

1 B. Special Sewer Rate Chart. The following rate chart is based on income levels (see LMC
 2 [13.20.080](#)).

3 Residential Single-Unit Rates:
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Table 2: Special Sewer Rates

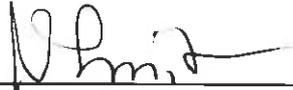
| Sewer Customer Classification | 2017 Bi-Monthly Rate | 2018 Bi-Monthly Rate | 2019 Bi-Monthly Rate | 2020 Bi-Monthly Rate | 2021 Bi-Monthly Rate | 2022 Bi-Monthly Rate |
|---|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| Special Sewer Rates, Income Level Status A (40%) | | | | | | |
| Bi-Monthly Base Rate (incl. 20 CCF) | \$35.08 | \$35.84 | \$36.93 | \$37.98 | \$39.44 | \$40.96 |
| Bi-Monthly Volume Charge > 20 CCF | \$1.43 | \$1.46 | \$1.51 | \$1.55 | \$1.61 | \$1.67 |
| Special Sewer Rates, Income Level Status B (45%) | | | | | | |
| Bi-Monthly Base Rate (incl. 20 CCF) | \$39.47 | \$40.32 | \$41.55 | \$42.73 | \$44.37 | \$46.08 |
| Bi-Monthly Volume Charge > 20 CCF | \$1.61 | \$1.65 | \$1.70 | \$1.75 | \$1.81 | \$1.88 |
| Special Sewer Rates, Income Level Status C (50%) | | | | | | |
| Bi-Monthly Base Rate (incl. 20 CCF) | \$43.85 | \$44.80 | \$46.17 | \$47.48 | \$49.31 | \$51.21 |
| Bi-Monthly Volume Charge > 20 CCF | \$1.79 | \$1.83 | \$1.89 | \$1.94 | \$2.02 | \$2.09 |

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 6 **Section 9. Severability.** If any section, subsection, sentence, clause, phrase or word of this
 7 ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction,
 8 such invalidity or unconstitutionality therefore, shall not affect the validity or constitutionality
 9 of any other section, subsection, sentence, clause, phrase or word of this ordinance.

10 **Section 10. Effective Date.** This ordinance or a summary thereof consisting of the title shall be
 11 published in the official newspaper of the City, and shall take effect and be in on January 1,
 12 2017, which date shall be more than five (5) days after passage and publication.

1 PASSED this 26th day of September, 2016 and sign in authentication of its passage this 28th day
2 of September, 2016.

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4 APPROVED:

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7 _____
8 Nicola Smith, Mayor

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10 ATTEST/AUTHENTICATED:

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12 _____
13 Sonja Springer, Finance Director

14 APPROVED AS TO FORM:

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16 _____
17 Rosemary Larson, City Attorney

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41 FILED WITH ADMINISTRATIVE SERVICES: 09/27/2016
42 PASSED BY THE CITY COUNCIL: 09/26/2016
43 PUBLISHED: 09/30/2016
44 EFFECTIVE DATE: 01/01/2017
45 ORDINANCE NUMBER: 3223



On the, 26th day of September, 2016 the City Council of the City of Lynnwood, Washington, passed ordinance 3223. A summary of the content of this ordinance, consisting of the title, provides as follows:

ORDINANCE NO. 3223

AN ORDINANCE AMENDING THE RATES AND FEES CHARGED FOR WATER, SEWER, AND SURFACE WATER SERVICES; AMENDING UTILITY SERVICE REGULATIONS; AMENDING SECTIONS 13.20.010, 13.20.080, 13.34.030, 13.34.060, 13.35.070, 14.40.035, AND 14.40.040; AND REPEALING SECTION 13.20.085 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND SUMMARY PUBLICATION.

The full text of this ordinance will be mailed upon request.

A handwritten signature in blue ink that reads 'D. Karber'.

Debbie Karber, Deputy City Clerk

DATED this 30th day of September, 2016.

Affidavit of Publication

State of Washington }
County of Snohomish } ss

Kathleen Landis being first duly sworn, upon oath deposes and says: that he/she is the legal representative of the Everett Daily Herald a daily newspaper. The said newspaper is a legal newspaper by order of the superior court in the county in which it is published and is now and has been for more than six months prior to the date of the first publication of the Notice hereinafter referred to, published in the English language continually as a daily newspaper in Snohomish County, Washington and is and always has been printed in whole or part in the Everett Daily Herald and is of general circulation in said County, and is a legal newspaper, in accordance with the Chapter 99 of the Laws of 1921, as amended by Chapter 213, Laws of 1941, and approved as a legal newspaper by order of the Superior Court of Snohomish County, State of Washington, by order dated June 16, 1941, and that the annexed is a true copy of EDH724566 ORD. 3216-3224 as it was published in the regular and entire issue of said paper and not as a supplement form thereof for a period of 1 issue(s), such publication commencing on 09/30/2016 and ending on 09/30/2016 and that said newspaper was regularly distributed to its subscribers during all of said period.

The amount of the fee for such publication is \$107.74.

Kathleen Landis

Subscribed and sworn before me on this 30 day of Sept 2014.

Debra Ann Grigg

Notary Public in and for the State of Washington.



On the, 26th day of September, 2016 the City Council of the City of Lynnwood, Washington, passed ordinances 3216 through 3224. A summary of the content of these ordinances, consisting of the title, provides as follows:

ORDINANCE NO. 3216
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO THE COLLEGE DISTRICT MIXED USE ZONE AND THE COLLEGE DISTRICT OVERLAY ZONE, AMENDING AND/OR RENUMBERING SECTIONS 21.57.100, 21.57.300, 21.57.400, 21.57.500, AND 21.57.600 OF THE LYNNWOOD MUNICIPAL CODE; REPEALING SECTION 21.57.200 AND CHAPTER 21.58 OF THE LYNNWOOD MUNICIPAL CODE, AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3217
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO THE PUBLIC AND SEMI-PUBLIC ZONE AMENDING SECTIONS 21.44.050 AND 21.44.100 OF THE LYNNWOOD MUNICIPAL CODE; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3218
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, APPROVING AMENDMENTS TO THE CITY OF LYNNWOOD COMPREHENSIVE PLAN AND THE FUTURE LAND USE MAP; AND PROVIDING FOR AN EFFECTIVE DATE, SUBMISSION TO THE STATE, SEVERABILITY AND SUMMARY PUBLICATION.

ORDINANCE NO. 3219
AN ORDINANCE OF THE City of Lynnwood, Washington, AMENDING THE CITY'S OFFICIAL ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE, SEVERABILITY AND SUMMARY PUBLICATION.

ORDINANCE NO. 3220
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO THE CITY'S WASTEWATER PRETREATMENT REGULATIONS; AMENDING CHAPTERS 14.06 AND 14.60 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND SUMMARY PUBLICATION.

ORDINANCE NO. 3221
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO CLASSIFICATION FOR CITY EMPLOYEES; AMENDING SECTION 2.48.185 OF THE LYNNWOOD MUNICIPAL CODE AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

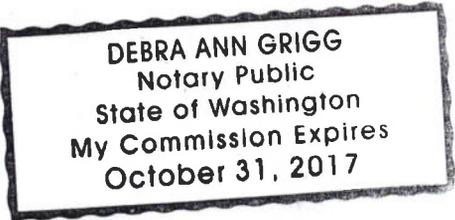
ORDINANCE NO. 3222
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, RELATING TO CLASSIFICATION FOR CITY EMPLOYEES; AMENDING SECTION 2.48.185 OF THE LYNNWOOD MUNICIPAL CODE AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

ORDINANCE NO. 3223
AN ORDINANCE AMENDING THE RATES AND FEES CHARGED FOR WATER, SEWER, AND SURFACE WATER SERVICES; AMENDING UTILITY SERVICE REGULATIONS; AMENDING SECTIONS 13.20.010, 13.20.080, 13.34.030, 13.34.060, 13.35.070, 14.40.035, AND 14.40.040; AND REPEALING SECTION 13.20.085 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND SUMMARY PUBLICATION.

ORDINANCE NO. 3224
AN ORDINANCE OF THE CITY OF LYNNWOOD, WASHINGTON, SUPERSEDING ORDINANCE 3212, ESTABLISHING FUNDING FOR THE 196TH STREET SW IMPROVEMENT PROJECT; AND AUTHORIZING EXPENDITURES IN FUND 316; AND CONSISTENT WITH THE PROJECT FINANCIAL PLAN; AND PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE AND SUMMARY PUBLICATION.

The full text of these ordinances will be mailed upon request.
DATED this 30th day of September, 2016.

Debbie Karber, Deputy City Clerk
Published: September 30, 2016. EDH724566





LYNNWOOD
WASHINGTON

CERTIFICATE

I, the undersigned, Debra Karber, the duly appointed Deputy City Clerk of the City of Lynnwood, Washington, hereby certify that the Ordinance hereto attached is a full, true and correct copy of Ordinance No. 3223 of the City of Lynnwood, Washington, entitled as follows:

ORDINANCE NO. 3223

AN ORDINANCE AMENDING THE RATES AND FEES CHARGED FOR WATER, SEWER, AND SURFACE WATER SERVICES; AMENDING UTILITY SERVICE REGULATIONS; AMENDING SECTIONS 13.20.010, 13.20.080, 13.34.030, 13.34.060, 13.35.070, 14.40.035, AND 14.40.040; AND REPEALING SECTION 13.20.085 OF THE LYNNWOOD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND SUMMARY PUBLICATION.

That said ordinance was passed by the Council on September 26, 2016 of said City and was published and posted according to law; that said ordinance was duly published in the official newspaper of said City on September 30, 2016.

Debra Karber, Deputy City Clerk