

ORDINANCE 2015 - 01



AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, AMENDING SECTIONS OF CHAPTER 13.20 OF THE SUNNYSIDE MUNICIPAL CODE REGARDING RATE STRUCTURE FOR WATER CONSUMPTION CHARGES

WHEREAS, the City Council has previously adopted ordinances relating to water utility service charges, as codified at Chapter 13.20 of the Sunnyside Municipal Code; and

WHEREAS, the City of Sunnyside had conducted and in 2014 concluded a water rate analysis and study, which study recommended revision of the water rate structure of the city in order to more efficiently provide for operation and maintenance and funding of future capital improvements for the water utility system; and

WHEREAS, the City Council finds and determines the rate structure allocated for year 2010 pursuant to the previous ordinance adopted in 2009 must be revised and amended to defray maintenance, operation and capital improvements necessary and appropriate for efficient operation of the city's water utility; and

WHEREAS, the City Council finds that adoption of such amendment is in the best interests of residents of the City of Sunnyside and will promote the general health, safety and welfare.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, as follows:

Section 1. The City has not made adjustments to its water rates, or modified the water rate structure, since passage of Ordinance Number 2009-24.

Section 2. The City's Engineering Firm has reported to the City Council that the City needs to increase water rates in order to offset increased expenses.

Section 3. It is in the best interest and in the general welfare of the citizens and water users of the City that water rates be increased to offset expenses.

Section 4. Except as amended herein, Chapter 13.20 of the Sunnyside Municipal Code shall remain unchanged.

Section 5. The following sections of Chapter 13.20 of the Sunnyside Municipal Code are hereby amended as follows:

13.20.015 Minimum monthly rate.

The minimum monthly rate for water service shall be the applicable meter charge as established from time to time and set forth in SMC 13.20.020. The minimum monthly charge shall include the first 300 cubic feet of water usage each month. All water usage above 300 cubic feet per month shall be charged at the consumption charge rates set forth in SMC 13.20.020.

13.20.020 Water – Consumption charges inside the City.

For water delivered, based upon monthly meter readings, billings shall be in accordance with the following table. The monthly rate shall be the applicable minimum monthly meter charge plus a consumption charge as stated below.

Meter Charge/Month	
Meter Size	Minimum Monthly Charge
5/8"	\$16.88
3/4"	\$16.88
1"	\$28.13
1-1/2"	\$56.27
2"	\$90.03
3"	\$196.93
4"	\$337.60
6"	\$703.33
Consumption Charge per 100 cubic feet (CCF)	
Metered Consumption	Charge per CCF
Usage from 3.1 to 12 CCF	\$1.73
Usage from 12.1 to 50 CCF	\$1.26
Usage from 50.1 to 1,500 CCF	\$0.86
Usage Over 1,500 CCF	\$0.63

In calculating water consumption, calculations shall be made in units of 100 cubic feet, with any consumption over a 100 cubic foot unit rounded up to the next nearest 100 cubic feet. Consumption charges shall be cumulative based on the usage. For example, a customer with a 1-inch meter using 1,345 cubic feet (13.45 CCF, which rounds up to 14 CCF) of water would be charged as follows:

Monthly Minimum Charge =	\$28.13
Charge for usage from 3.1 to 12.0 CCF = $9 \times \$1.73 =$	\$15.47
Charge for usage from 12.1 to 14 CCF = $2 \times \$1.26 =$	<u>\$2.52</u>
 Total Monthly Rate =	 \$46.22

Tank water shall be sold at the price of \$1.40 per 250 gallons.

No charge shall be made for water delivered to fire sprinkler systems for firefighting purposes; however, the entire installation of a separate service connection including necessary valves and detector equipment, all as deemed required by the Director, shall be made by the City and the full cost of this work shall be borne by the owner or owners of the property so served.

13.20.080 Water – Joint users charges.

Where two or more individual-unit customers are served by a single meter, and such service has been authorized in view of special considerations by the Director, water bills shall be computed separately for each such individual unit as follows:

1. A monthly service charge, consisting of the meter charge and the consumption charge, shall be made for each individual unit based upon the meter size deemed by the Director as necessary to efficiently meter water delivered to the individual unit as if that individual unit were independently connected to the water system.
2. A minimum of 300 cubic feet of water shall be allotted to each individual unit and included in the minimum meter charge.
3. Any excess water usage exceeding the aggregate of a 300-cubic-foot minimum times the number of individual units shall be divided equally to each individual customer and billed in accordance with the applicable rate schedule set forth in SMC 13.20.020.
4. The billing shall be tabulated as described above and the totaled amount billed to the one applicant responsible for the joint users serviced from a single meter; and, in all such cases, all such individual users shall be jointly and severally liable for the excess of water used above such minimum amount and be jointly affected by any prohibition herein as to use by others and, in case of delinquency of one such joint user, the City shall have the same remedy as though all such joint users were delinquent.

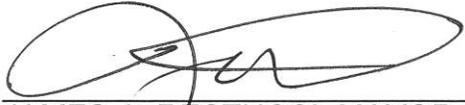
Section 6. SEVERABILITY. The provisions of this ordinance are hereby declared to be severable. If any section, subsection, sentence, clause, or phrase of this ordinance or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this ordinance shall not as a result of said section, sentence, clause, or phrase be held unconstitutional or invalid.

First Reading: January 12, 2015

Second Reading: January 26, 2015

Section 7. This Ordinance shall be effective five days after passage, approval and publication as required by law, and the utility rates adopted herein shall apply to the billing issued on February 28, 2015 and all subsequent billings.

PASSED this 26th day of January, 2015.



JAMES A. RESTUCCI, MAYOR

ATTEST:



DELILAH SAENZ, CMC, CITY CLERK

APPROVED AS TO FORM:



KERR LAW GROUP, PLLC
Attorneys for the City of Sunnyside