

AN ORDINANCE OF THE CITY OF OLYMPIA, WASHINGTON, AMENDING OLYMPIA MUNICIPAL CODE SECTION 13.04.390 RELATED TO WATER METER RATES OUTSIDE CITY LIMITS

WHEREAS, Olympia Municipal Code (OMC) 13.04.390 provides for a fifty percent surcharge for customers who receive water and are outside the City limits (the Surcharge); and

WHEREAS, the City of Olympia is being charged the Surcharge for water service provided to certain City-properties located outside the City limits; and

WHEREAS, OMC 13.04.390 also provides for an exception to the Surcharge if a customer is outside the City limits, but within the City's Urban Growth Area, and an agreement is executed granting power of attorney to the City to annex in the future; and

WHEREAS, staff has proposed an amendment to OMC 13.04.390, which eliminates the need for the City to enter into an annexation agreement with itself for exception to the Surcharge for City-owned properties located outside the City limits; and

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL ORDAINS AS FOLLOWS:

Section 1. Amendment of OMC 13.04.390. Olympia Municipal Code Section 13.04.390 is hereby amended to read as follows:

3.04.390 Water meter rates--Outside City limits

A. Charges for the use of water outside the City limits are as provided in subsections A and C of OMC Section 13.04.380, plus fifty percent; provided, that the fifty percent surcharge herein does not apply to charges for water service to such properties within Olympia's urban growth area which cannot be annexed due to non-adjacency to the City limits or due to City policies, or to City-owned properties or infrastructure outside the City limits, and/or for which a power of attorney or agreement to annex in the future is executed.

B. OMC Section 13.04.380 subsection B applies to water services provided to wholesale customers outside the City limits.

Section 2. Corrections. The City Clerk and codifiers of this Ordinance are authorized to make necessary corrections to this Ordinance, including the correction of scrivener/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 3. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the remainder of the Ordinance or application of the provisions to other persons or circumstances shall remain unaffected.

Section 4. Ratification. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 5. Effective Date. This Ordinance shall take effect thirty (30) days after publication, as provided by law.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

Mark Barber

CITY ATTORNEY

PASSED:

APPROVED:

PUBLISHED: