

Ordinance No. \_\_\_\_\_

**AN ORDINANCE OF THE CITY OF OLYMPIA, WASHINGTON, RELATING TO THE STORM AND SURFACE WATER UTILITY AND REPEALING SECTION 13.16.170 OF THE OLYMPIA MUNICIPAL CODE.**

**WHEREAS**, Olympia Municipal Code (OMC) Section 13.16.170, Sunset Clause, was enacted in 1992 by virtue of Ordinance No. 5350 relating to storm drainage services charges; and

**WHEREAS**, the bonds referenced in OMC 13.16.170 were never issued by the City; and

**WHEREAS**, the Olympia City Council finds that OMC 13.16.170 is therefore a nullity without legal effect and should be repealed;

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

**Section 1. Amendment of OMC 13.16.00.** Olympia Municipal Code Section 13.16.00 is hereby amended to read as follows:

Chapter 13.16  
STORM AND SURFACE WATER UTILITY

13.16.000 Chapter Contents

Sections:

- 13.16.010 Definitions.
- 13.16.017 Drainage design and erosion control manual – Adopted.
- 13.16.018 Drainage and erosion control manual – Provisions to prevail in event of conflict.
- 13.16.020 Permit required.
- 13.16.030 Nonpermitted uses of the storm drainage system.
- 13.16.040 Connection to the storm drainage system.
- 13.16.050 Charges for use of the storm drainage system.
- 13.16.060 Provision of abutting storm drainage system facilities.
- 13.16.070 Payment for connection to the storm drainage system.
- 13.16.080 Storm drainage system general facilities charge.
- 13.16.090 Credit for additional storm drainage detention/retention or water quality treatment.
- 13.16.120 Billing date.
- 13.16.130 Adjustment of charges and appeals.
- 13.16.140 Collection of delinquent charges.
- 13.16.160 Authority to operate, maintain and modify the utility.
- ~~13.16.170 Sunset clause.~~
- 13.16.180 Enforcement – Civil and Criminal Penalties – Public Nuisance.

**Section 2. Repeal of OMC 13.16.170.** Olympia Municipal Code Section 13.16.170 is hereby repealed:

**~~13.16.170 Sunset clause~~**

~~The rates as increased in the ordinance codified in this section shall revert back to the 1992 (prior to the ordinance codified in this section) level upon payment in full of the bonds issued by the city which are secured by said increase in rates.~~

**Section 3. 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 4. 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 5. Ratification.** Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

**Section 6. Effective Date.** This Ordinance shall take effect thirty (30) days after publication, as provided by law.

\_\_\_\_\_  
MAYOR

**ATTEST:**

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CITY CLERK

**APPROVED AS TO FORM:**



\_\_\_\_\_  
CITY ATTORNEY

**PASSED:**

**APPROVED:**

**PUBLISHED:**