

**CITY OF SAMMAMISH
WASHINGTON
ORDINANCE NO. 02002 - 112**

**AN ORDINANCE OF THE CITY OF SAMMAMISH,
WASHINGTON, AMENDING ORDINANCE NO. 02001-84
ESTABLISHING A SURFACE WATER SYSTEM
DEVELOPMENT CHARGE AND EQUITABLY APPLYING
IT TO DEVELOPMENTS THAT CREATE IMPERVIOUS
SURFACES**

WHEREAS, new land use development may cause additional surface and storm water runoff problems if not properly mitigated through constructed improvements; and

WHEREAS, developers should pay a fair and equitable portion of the cost of off-site drainage improvements which become necessary due to their projects; and

WHEREAS, the City of Sammamish conducted a study to establish the criteria to determine the fair and equitable share of such costs; and

WHEREAS, charges should be applied in a manner which is equitable and fair in proportion to the scope of the development; and

WHEREAS, the City Council enacted Ordinance No. 2001-84, authorizing surface water system development charges, to address surface and storm water runoff problems;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAMMAMISH,
WASHINGTON, DO ORDAIN AS FOLLOWS:**

Section 1. Amendment of Ordinance 2001-84. Section 1A of Ordinance No. 2001-84 is hereby amended as follows:

A. Director of Community Development Authorized to Collect Charge.

The Director of Community Development is authorized to collect a surface water system development charge as follows: ~~for all building permits issued by the City. These charges shall be \$570.00 for the first 2500 square feet of impervious surface authorized for construction under the building permit and \$57.00 for each additional 250 square feet of impervious surface beyond the minimum area. All impervious surface areas shall be rounded to the nearest 250 square foot increment. Such charges are in addition to any requirements of the City for on-site improvements.~~

Development	Fee
<u>New residential dwelling unit or commercial building with up to 2500 square feet of impervious coverage.</u>	\$570
<u>Each additional 250 square feet of impervious coverage over 2500 square feet</u>	\$57
<u>Other structures or additions of up to 250 square feet of impervious coverage requiring a building permit.</u>	\$57, plus \$57 for each additional 250 square feet

All impervious surface areas shall be rounded to the nearest 250 square foot increment. The fee shall not apply to rockeries or retaining walls.

B. Charges Shall be Liens.

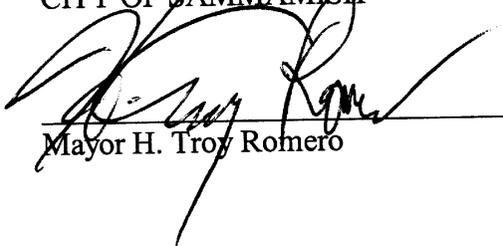
All charges made under this ordinance shall constitute a lien upon the property from which such charges are due, superior to all other liens and encumbrances whatsoever, except for general taxes and local special assessments. Enforcement of such lien shall be in the manner provided by law. All properties assessed a surface water system development charge shall have a notation on their plats stating that the property may be subject to a lien for the final costs of any necessary off-site surface water drainage improvements.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 5TH DAY OF NOVEMBER 2002.

CITY OF SAMMAMISH



Mayor H. Troy Romero

ATTEST/AUTHENTICATED:



Melonie Anderson, City Clerk

Approved as to form:



Bruce L. Disend, City Attorney

Filed with the City Clerk:	October 31, 2002
First Reading:	November 5, 2002
Passed by the City Council:	November 5, 2002
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Effective Date:	November 15, 2002