

CITY COUNCIL AGENDA BILL

City of Black Diamond
Post Office Box 599
Black Diamond, WA 98010

ITEM INFORMATION		
SUBJECT:	Agenda Date: November 21, 2019 AB19-059	
Public Hearing on Ordinance regarding Utility Rate Structure policy changes and minor administrative changes	Mayor Carol Benson	
	City Administrator	
	City Attorney David Linehan	
	City Clerk – Brenda L. Martinez	
	Com Dev – Barb Kincaid	
	Finance – May Miller	x
	MDRT/Ec Dev – Andy Williamson	
	Police – Chief Kiblinger	
Cost Impact (<i>see also Fiscal Note</i>):	Public Works – Seth Boettcher	X
Fund Source: water, sewer, stormwater	Court – Stephanie Metcalf	
Timeline: this fall		
Agenda Placement: ☒ Mayor ☐ Two Councilmembers ☐ Committee Chair ☐ City Administrator		
Attachments: Ordinance, Attachments A, B, C, and D, and Exhibit 1		
SUMMARY This ordinance proposes to: • Residential customers in multi-family structures and mobile home parks are currently billed as a commercial customer. This ordinance changes the water and sewer billing structure from commercial to residential. • Move all utility rates from the municipal code to a utility rate sheet that will be adopted by resolution. (housekeeping item) • Cleans up reference language for consistency with current city positions and labeling • Opens up eligibility of residents in mobile home parks and multi family structures to the lifeline program in concert with changes made to the lifeline ordinance.		
FISCAL NOTE (Finance Department): For customers in a multi-family complex that have high water use this ordinance will lower the water bill and increase the sewer bill for a fairly level overall impact. For customers in a multi-family complex that has low water use, there may be a small overall water and sewer bill increase. There will be slight improvement to the city Sewer Revenue and a slight decrease in the expected revenue for the water department due to the rate structure changes.		
A comparison sheet of various size multi family customers will be provided by November 12 th and posted to the website.		
COUNCIL COMMITTEE REVIEW AND RECOMMENDATION: The Public Works Committee has recommended bringing this ordinance forward to the full council and public for consideration.		
RECOMMENDED ACTION: Public hearing to take testimony from the public on the pending changes to the utility rate structure policy.		

RECORD OF COUNCIL ACTION		
<i>Meeting Date</i>	<i>Action</i>	<i>Vote</i>
November 21, 2019		

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, AMENDING CHAPTERS 13.04, 13.20, 13.24, AND 14.02 OF THE BLACK DIAMOND MUNICIPAL CODE TO PROVIDE MORE EQUITY IN RATES CHARGED TO CITY WATER, SEWER, AND STORMWATER UTILITY CUSTOMERS, SHIFT ALL UTILITY RATES AND CHARGES TO A COMBINED RATE SCHEDULE, UPDATE STAFF TITLE AND FUNCTION REFERENCES, AND PROVIDE DISCOUNTED RATES FOR LIFELINE CUSTOMERS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City's current utility rate codes and policies treat residential customers in apartment and manufactured home parks as commercial customers; and

WHEREAS, the City Council desires to provide better customer equity for residential utility customers regardless of whether they live in a single-family home, manufactured home, or apartment; and

WHEREAS, RCW 35.92.020(1) authorizes cities to, among other things, manage, regulate, operate, control, and fix the price of service and facilities of systems, plants, sites, or other facilities of sewerage within and without the limits of the city or town; and

WHEREAS, RCW 35.92.020(2) provides that the rates charged for sewer service shall be uniform for the same class of customers or service and facilities, taking into account the following factors at the discretion of the City Council:

- (a) The difference in cost of service and facilities to customers;
- (b) The location of customers within and without the city or town;
- (c) The difference in cost of maintenance, operation, repair, and replacement of the parts of the system;
- (d) The different character of the service and facilities furnished to customers;
- (e) The quantity and quality of the sewage delivered and the time of its delivery;
- (f) Capital contributions made to the systems, plants, sites, or other facilities, including but not limited to, assessments;
- (g) The nonprofit public benefit status, as defined in RCW 24.03.490, of the land user; and
- (h) Any other factors that present a reasonable difference as a ground for distinction; and

WHEREAS, RCW 35.92.010 grants cities full power to regulate and control the use, distribution, and price of waterworks for the purpose of furnishing the city and its

inhabitants, and any other persons, with an ample supply of water for all purposes, public and private; and

WHEREAS, RCW 35.92.010 provides that the rates charged by cities for water utility services must be uniform for the same class of customers or service, taking into account any or all of the following factors in the City Council's discretion: The difference in cost of service to the various customers; location of the various customers within and without the city or town; the difference in cost of maintenance, operation, repair, and replacement of the various parts of the system; the different character of the service furnished various customers; the quantity and quality of the water furnished; the time of its use; the achievement of water conservation goals and the discouragement of wasteful water use practices; capital contributions made to the system including, but not limited to, assessments; and any other matters which present a reasonable difference as a ground for distinction; and

WHEREAS, the City Council finds that charging the same rates to all residential customers within the City limits, regardless of whether they live in a single-family residence, manufactured home park, or apartment best meets the objectives of RCW 35.92.010 and 35.92.020(2) to ensure uniformity of rates for the same class of customers or service of the City's water, sewer, and stormwater utilities; and

WHEREAS, shifting all City utility rates and charges to a single rate schedule to be adopted by City Council resolution will avoid outdated rates in the Black Diamond Municipal Code ("BDMC") and the high administrative cost of updating the BDMC every time a utility rate is adjusted; and

WHEREAS, the BDMC currently contains outdated references to staff titles, duties, and processes, and therefore needs to be updated consistent with modern City practices and job functions; and

WHEREAS, the City Council desires to continue providing discounts to utility lifeline customers and to update the utility codes to harmonize the lifeline program with the other changes implemented in this Ordinance;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment to BDMC Chapters 13.20 and 13.24. Black Diamond Municipal Code Sections 13.20.010 and 13.20.070 and Sections 13.24.010 and 13.24.030 are hereby amended as shown on Attachment A hereto.

Section 2. Amendment to BDMC Chapter 13.04. Black Diamond Municipal Code Section 13.04.280 is hereby amended as shown on Attachment B hereto.

Section 3. Amendment to BDMC Chapter 14.02. Black Diamond Municipal Code Sections 14.02.110, 14.02.120, and 14.02.130 are hereby amended as shown on Attachment C hereto.

Section 4. Adoption of City Utility Rate Schedule. A City of Black Diamond Utility Rate Schedule is hereby adopted as shown on Attachment D hereto, with an effective date of January 1, 2020. The Utility Rate Schedule shall be amended from time to time by resolution of the City Council at its discretion, consistent with RCW 35.92.010 and 35.92.020.

Section 5. 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 6. 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 OF THE CITY OF BLACK DIAMOND AT A REGULAR MEETING THEREOF ON THE ____ DAY OF NOVEMBER, 2019.

CITY OF BLACK DIAMOND

Carol Benson, Mayor

Attest:

Brenda L. Martinez, City Clerk

Approved as to form:

David Linehan, City Attorney

Filed with the City Clerk:
Passed by the City Council:
Ordinance No.
Date of Publication:
Effective Date:

13.20.010 Definitions.

As used in this chapter, the following definitions shall be applicable:

- A. "BOD" means biochemical oxygen demand, a parameter of organic strength of water or wastewater, determined by measuring the amount of oxygen utilized during microbial decomposition.
- B. "cfs" means cubic feet per second.
- C. "Coliform" means bacterial organisms found in the digestive tract of warm blooded animals.
- D. "DOE" means the State Department of Ecology.
- E. "Domestic flow" refers to wastewater from residential uses.
- F. "EPA" means the US Environmental Protection Agency.
- G. "ERU" or "Equivalent Residential Unit" means usage of 750 cubic feet per month or approximately 187 gpd.
- H.G. "gpd" means gallons per day.
- I.H. "lb/day" means pounds per day.
- J.I. "mgd" means million gallons per day (flow).
- K.J. "mg/l" means milligrams per liter, a unit of the concentration of water or wastewater constituent. It is 0.001 grams of the constituent in one thousand milliliters of water. It has replaced the unit formerly used commonly, parts per million, to which it is approximately equivalent, in reporting the results of water and wastewater analysis.
- L.K. "pH" refers to the negative log of the hydrogen ion concentration. It is a measure of the relative acidic or basic content of a liquid. pH ranges from one to fourteen; one being the highest acid content and fourteen the basic content. A pH of seven is a neutral solution.
- M.L. "ppm" means parts per million. The number of weight or volume units of a minor constituent present with each one million units of the major constituent of a solution or mixture. Formerly used to express the results of most water and wastewater analyses, but more recently replaced by the ratio milligrams per liter.
- N.M. "Sanitary sewer" and "public sewer" mean a pipeline (eight inches in diameter and larger) designed to carry domestic and industrial wastes which run from manhole to manhole, and in some cases from cleanout to manhole, but does not include side sewers.

~~O.N.~~ "Sewer extension" refers to the extension of the sanitary sewer not including side sewers which can be connected to the extended sewer.

~~P.O.~~ "Side sewers," "connecting sewer" and "service connection" mean the pipeline (usually four inches or six inches in diameter) that carries domestic and industrial waste from a building or residence to the sewer line (usually connecting directly into the sewer pipe between manholes via side sewer tees).

~~Q.P.~~ "Storm sewers" means a pipeline designed to carry surface water and ground water which can discharge to a drainage way or stream.

13.20.070 Connection permit.

- A. It shall be unlawful for any persons to make any opening in any sewer or drain or connect any private sewer to city sewer or service connection without complying with all of the provisions of this chapter, and obtaining a connection permit from the city to make such connection or opening. The sewer ~~connection~~capital facility charges called for in Section 13.20.080 shall be collected by the city ~~clerk-treasurer~~ Permit Technician prior to issuance of any building permit or connection permit.
- B. In order to obtain a permit, the property owner or his designated agent shall file an application stating the name of the owner or occupant of the premises to be connected, the number of buildings thereon, and the purposes for which they are to be occupied, together with plans and specifications showing the course and depth of the drain from the connection with the public sewer to its terminus within the building and premises, which plans and specifications shall be made in duplicate and presented at the time of application. The city ~~building inspector~~Public Works Director or designee shall examine the plans and may change or modify the same and designate the manner and route from which the connecting sewer shall be connected with the building and places where such connections with the public sewer shall be made, and specify the material and size of such connecting sewer in accordance with Section 13.20.100, and shall endorse his approval on such plans and specifications originally prepared, or as modified and changed, and retain one copy thereof in the ~~office of the city clerk-treasurer~~building permit file or such other place as the council may designate. Upon presentation of the plans so approved by the ~~city building inspector~~Public Works Director or designee, the city ~~clerk-treasurer~~building official shall issue the permit, which permit shall contain or have attached to it the other copy of the approved plans and specifications; and it shall be unlawful for any person to extend any private sewer or drain beyond the limits of the building or property for which a permit has been given.

13.24.010 Monthly rates designated.

Effective January 1, ~~2017~~2020 sewer service charges shall be as follows:

- A. General. The sewer service charge shall be the total of the base sewer service charge, the King County surcharge, and, for commercial and industrial customers, the applicable additional flow and unit charges.
- B. Base Sewer Service Charge. The base sewer service charge shall be ~~twenty dollars and fifty-one cents~~per equivalent residential unit as set by the city Utility Rate Schedule. The base sewer service charge is for the City of Black Diamond local costs of providing sewer connection services.
- C. King County Surcharge. There shall be, in addition to the city base sewer service charge, a surcharge reflecting the cost of service charged to the city by King County for wastewater transmission, storage and treatment. The surcharge shall be as set by the city Utility Rate Schedule~~forty-four dollars and twenty-two cents.~~
- D. ~~Single-family~~ Residential Sewer Charge. Residential ~~customers~~ users served by a single meter to the residence shall be subject to the base sewer service charge plus the King County ~~S~~urcharge. Owners of multiple residential units, whether apartments, condominiums, manufactured home parks, or other multi-family residential structures, shall also be subject to the base sewer service charge plus the King County Surcharge for each permitted residential unit in the manufactured home park, structure, or complex served by a single meter. For purposes of this chapter, a "permitted residential unit" in a manufactured home park means a manufactured home for which a landing permit has been issued.
- E. Lifeline Utility Program. Residential users ~~served by a single meter~~ who have been approved under the lifeline utility program will receive a discount on the city ~~share of the sewer rate~~ base sewer service charge as shown on the city ~~fee~~ Utility Rate ~~S~~chedule.
- F. ~~Other users; Additional Flow and Unit Charges~~Commercial and Industrial Customers. For each water meter in use, commercial-users, industrial, institutional, and non-residential customers shall multi-family residences and mobile home parks shall, for each water meter in use, be subject to the base sewer service charge plus the King County ~~S~~urcharge plus additional flow charges ~~of seven dollars and thirty-five cents for each one hundred cubic feet of water consumed each month~~ as set by the city Utility Rate Schedule for monthly water consumption in excess of seven hundred fifty cubic feet, as measured by such water meter. The user shall, for each water meter in use that serves more than one unit, be subject to an additional unit charge ~~of ten dollars~~ as set by the city Utility Rate Schedule for each additional unit served by that water meter. For purposes of this section, the word "unit" shall be defined as any ~~dwelling unit, home, condominium, mobile~~

~~home, manufactured home structure~~ or location at which a distinct business, service, or industry is conducted.

- G. Irrigation and Landscaping. Any user subject to an additional flow charge may apply to the city for installation of a separate meter to monitor water usage solely for irrigation and landscaping purposes. The individual or entity requesting such a meter shall pay the city for the cost of the meter and cost of installation according to the city Utility Rate Schedule. Water consumed for these purposes shall not be subject to ~~any the base~~ sewer service charges and surcharge but shall ~~not~~ be subject to the water service charges according to the City Utility Rate Schedule~~additional flow charge~~.
- H. Home occupations. For purposes of this chapter, home occupations shall not be considered a second use.
- I. Taxes. Federal, state and local taxes, where applicable, shall be added to the sums as set forth above.
- J. CPI-U Annual Adjustment. The monthly base sewer service, additional flow and unit charges set forth ~~herein in the city Utility Rate Schedule~~ shall be adjusted annually at 12:01 a.m. on January 1st of each year by the annual percentage of change in the all urban consumer price index ("CPI-U") published by the Bureau of Labor Statistics of the U.S. Department of Labor for the Western Region, using the July index for the year immediately preceding the year of the adjustment.* In no event shall the monthly charges decrease as a result of the CPI-U adjustment without separate and specific action by the city council. The CPI-U adjustment shall apply to the base sewer service, additional flow and unit charges, as annually adjusted pursuant to this section.

13.24.030 Periodic review.

The charges and fees established by this chapter shall be reviewed periodically by the city council. As part of such review, the city's finance department shall present to the city council proposed amendments to any rates and charges necessary to enable the city to pay all costs to be incurred by the city's sewer system. Amendments to rates and charges shall be adopted by city council resolution and shall be reflected in the city Utility Rate Schedule.

13.04.280 Rates—Consumption ~~and meter installation.~~

A.

1. The water service rates for customers of the city's water utility shall be as set forth in subsections (2) ~~and through (38)~~ below, ~~plus two dollars and nine cents per one hundred cubic feet of water used, for water consumption ranging between zero to six hundred cubic feet of water, per month, plus two dollars and forty cents per one hundred cubic feet of water used, for water consumption ranging between six hundred one to one thousand two hundred cubic feet of water per month, plus two dollars and seventy six cents per one hundred cubic feet of water used, for consumption greater than one thousand two hundred cubic feet of water per month.~~
2. Except as described in subsection D, below, each residential customer on a single meter shall be billed for the amount of water consumed each month according to the prices for each tier noted in the city Utility Rate Schedule. The Tier 1 water price will apply for 0 – 600 cubic feet of water consumed per month. The Tier 2 water price will apply for 600 – 1200 cubic feet of water consumed per month. The Tier 3 water price will apply for consumption greater than 1200 cubic feet per month.
3. Except as described in subsection D, below, each customer will be billed a fixed base fee by meter size according to the most recently adopted city Utility Rate Schedule.
- ~~2. All five eighths inch and three fourths inch meters shall be charged a minimum fee of twenty six dollars and ninety four cents per month. Each additional dwelling/business served from the above described meter shall be charged seventeen dollars and nineteen cents for each additional unit for each month inside the city limits and thirty four dollars and thirty nine cents for each additional unit for each month outside the city limits.~~
- ~~3. All one inch meters shall be charged thirty four dollars and six cents per month plus the additional amount per unit served by such meter as established in subsection (A)(2) above.~~
- ~~4. All one and one half inch meters shall be charged thirty six dollars and seventy four cents per month plus the additional amount per unit served as established in subsection (A)(2) above.~~
- ~~5. All two inch meters shall be charged sixty four dollars and twelve cents per month plus the additional amount per unit served as established in subsection (A)(2) above.~~

- ~~6. All three-inch meters shall be charged a minimum of seventy-seven dollars and eighty cents per month plus the additional amount per unit served as established in subsection (A)(2) above.~~
- ~~7. All four-inch meters shall be charged a minimum of one hundred and forty-six dollars and ten cents per month. For additional dwellings, apartments, or units, there shall be a minimum charge of seventeen dollars and nineteen cents per month for each additional dwelling, apartment or unit, and seventeen dollars and nineteen cents for each additional commercial use.~~
- ~~8. All six-inch meters shall be charged a minimum of three hundred and seventy-seven dollars and eighty cents per month. For additional dwellings, apartments, or units, there shall be a minimum charge of seventeen dollars and nineteen cents per month for each additional dwelling, apartment, or unit, and seventeen dollars and nineteen cents for each additional commercial use.~~
- ~~9. Effective 12:01 a.m. January 1, 2014, the flow rates set forth in Subsection (A)(1) of this section and the minimum charges set forth in Subsections (A)(2) through (A)(8) of this section, shall be increased by fifteen percent. Fractions shall be rounded to the nearest whole number.~~
- ~~10. Effective 12:01 a.m. January 1, 2015, the flow rates set forth in subsection (A)(1) of this section, as adjusted pursuant to subsection (A)(9) of this section, and the minimum charges set forth in Subsections (A)(2) through (A)(8) of this section, as adjusted pursuant to Section (A)(9) of this section, shall be increased by fifteen percent. Fractions shall be rounded to the nearest whole number.~~

B. Customers outside city limits. The minimum monthly water rates for all users outside the city limits shall be twice the monthly rate charged to in-city users pursuant to subsection (A). In addition, in the event of a shortage of water, all water users within the city limits shall have a first priority over users outside the city limits.

C. Change of owner or renter. An additional service charge as set forth in the most recently-adopted city fee schedule shall be assessed each time the water billing records are required to be amended as a result of change from owner to renter, or from seller to new owner, or as a result of any other change due to the actions of the owner or user of water.

D. Multiple Residential Customers on a Single Meter. For apartments, condominiums, manufactured home parks, or other multi-family residential structures connected to a single meter, the landlord, owner, or homeowners association, as applicable, shall be billed one base fee (for a 5/8-inch meter) for each permitted residential unit in the manufactured home park, structure, or complex served by the meter, whether or not the units are occupied, plus a consumption charge for the amount of water used each month, as shown on the city's adopted Utility Rate Schedule. The monthly water consumption charge will be calculated by multiplying the Tier 1 price for

water used between 0 and 600 cubic feet times the number of residential units, plus the Tier 2 price for water used between 600 and 1200 cubic feet times the number of residential units, plus the Tier 3 price for water used in excess of 1200 cubic feet times the number of residential units. The Tier 2 and Tier 3 price levels will not be charged unless the total consumption for all units connected to the meter exceeds the number of units multiplied by 600 cubic feet (for Tier 2) or 1200 cubic feet (for Tier 3). For purposes of this chapter, "permitted residential unit" in a manufactured home park means a manufactured home for which a landing permit has been issued.

14.02.110 Service charge rates.

A.

~~Stormwater and surface water management utility~~ Service charges are hereby imposed on each developed parcel of real property within the city ~~limits~~served by or to which is available for service the stormwater and surface water management utility.

B.

~~The following sStormwater and surface water management utility service charges rate is hereby shall be established by resolution of the city counsel and incorporated into the city Utility Rate Schedule for all parcels of real property in the city, subject to any credits as described in subsection C, below.~~

- ~~1. Fourteen dollars per ERU per month.~~
- ~~2. Effective January 1, 2014, the service charge rate shall increase to sixteen dollars per ERU per month.~~

C.

Credits. Where applicable, the following credits may be applied in calculating the service rate for a parcel of real property within the City of Black Diamond:

1. Department of ecology permit credit. Any customer within the City of Black Diamond that is required to obtain a general or individual wastewater permit from the Washington State Department of Ecology shall receive a credit, prorated monthly, in the amount paid each year for such permit toward the amount owed to the City of Black Diamond under this chapter. In order to qualify for this credit, the business must provide the city with a copy of the department of ecology permit and proof of payments along with a letter to the city utility clerk requesting the credit.
2. Storm pond investment credit. Any customer that is assessed a stormwater utility fee under [Section 14.02.070\(B\)\(4\)](#) and that constructs and has approved by the city a storm water detention/retention facility shall be eligible for a credit toward the storm water utility rate for the site served by the facility, subject to the following:
 - (a) To qualify for a credit, the detention/retention pond and associated facilities must adequately perform storm water treatment functions through the use of such methods as oil/water separators, bioswales, wet ponds, cartridge filter systems, or other means. The city may revoke any credit granted under this

section upon a determination that the facilities are out of compliance with this section.

- (b) The owner of record must provide the city's public works department with a copy of the facility's "as built" plans, stamped and signed by the owner's engineer, to verify that the drainage system has adequate capacity to meet the design criteria for which the owner is requesting a credit. The engineer shall also provide a stamped and signed operations manual for the retention/detention pond. New capacity calculations, "as built" plans, and a new operations manual shall be provided to the city if the retention/detention pond is increased or decreased in size.
- (c) Annually by January 1 of the year preceding the year for which the credit is being requested, each owner of record shall provide a certified statement on a form provided by the city verifying that all required maintenance has been performed in accordance with the operations manual. Once every five years, the certified statement shall be stamped and signed by the owner's engineer.
- (d) The owner of record shall provide the city with a "hold harmless" statement on a form provided by the city that indemnifies the city from any loss arising from the construction and maintenance and operation of the retention/detention pond and associated private drainage facilities for both the quantity and quality of water runoff from the owner's property. This statement shall be signed by the owner and will be recorded with the county auditor by the owner of record. The owner of record shall provide a copy to the city showing the county auditor's recording number stamped on it before the credit will be given by the city.
- (e) Each owner of record must enter into an agreement that allows the city to enter upon the owner's property to inspect the retention/detention pond and associated drainage facilities and verify all information submitted by the owner and his or her engineer. The agreement shall be on a form provided by the city and shall be recorded with the county auditor by the owner. The owner shall provide a copy to the city showing the county auditor's recording number stamped on it before the credit will be given by the city.
- (f) Credit shall be given as follows:
 - (1) Retention facilities:
 - a. One hundred-year storage: Eighty-five percent credit.
 - b. Fifty-year storage: Forty percent credit.
 - c. Twenty-five-year storage: Twenty percent credit.

d. Ten-year storage: Ten percent credit.

(2) Detention facilities:

- a. One hundred-year storage facility with release rate of fifty percent of the predevelopment discharge rate for a two-year storm: Eighty-five percent credit.
- b. Fifty-year storage facility with release rate of fifty percent of the predevelopment discharge rate for a two-year storm: Forty percent credit.
- c. Twenty-five-year storage facility with release rate of fifty percent of the predevelopment discharge rate for a two-year storm: Twenty percent credit.
- d. Ten-year storage facility with release rate of fifty percent of the predevelopment discharge rate for a two-year storm: Ten percent credit.

14.02.120 Billing—Interest added to past due accounts—Collections authorized.

A.

Stormwater and surface water management utility charges shall be computed on a monthly basis. The amount billed shall be included on the city utility bill.

B.

In addition to any other fees or charges authorized by law, the city is authorized to add interest to the amount of any delinquent stormwater utility charges and associated fees at the rate of six percent per annum, as computed on a monthly basis.

C.

In addition to liens authorized by RCW 35.21.217, the city may also assign any delinquent charges and associated fees to a collections agency Pursuant to chapter 19.16 RCW, as currently enacted or hereafter amended, ~~the city may assign any delinquent charges and associated fees to a collections agency; the~~ The collections agency may add fees or charges to the original amount assigned to collections as allowed by law. No debt may be assigned to collections until at least thirty calendar days have elapsed from the time that the city attempts to notify the person responsible for the debt of the existence of the debt and that the debt may be assigned to

collections if the debt is not paid. Notice of potential assignment to collections shall be made by personal service or regular first class mail to the last known address of the person responsible for the debt; provided, the city's inability to ascertain a current mailing address shall not prohibit the debt from being assigned to collections.

14.02.130 Periodic review of charges and fees.

The charges and fees established by this ordinance and any other ordinances or resolutions of the city council establishing charges and fees for the stormwater and surface water management utility shall be reviewed periodically by the mayor or his or her designee. As part of such review, the finance director, in conjunction with the public works director, shall present to the city council a yearly budget for the utility and propose amendments to any rates and charges necessary to enable the city to pay all costs to be incurred by the utility. From time to time in its discretion, the city council may, by resolution amending the city Utility Rate Schedule, revise the fees and charges for the stormwater and surface water management utility.



CITY OF BLACK DIAMOND UTILITY RATES & INFORMATION 2020

The City of Black Diamond services water, sewer, and stormwater utilities. Water meters are read approximately 1 week prior to the end of each month. Bills containing water, sewer, and stormwater charges are combined and sent out on the first day of the following month.

Water

For Single Family Residential Customers, the water rate is determined by the size of the water meter plus water consumption. Water consumption is measured in volume based on one hundred cubic feet.

Meter size	Base Monthly Charge	Lifeline Discount	*For Multiple Residential Customers, such as manufactured home parks, apartments or other multi-family residential structures connected to a single meter, as well Commercial Customers with multiple units with a single water meter, each permitted unit will be charged a base monthly charge. Along with this monthly charge, each unit will receive a full water consumption allotment.
5/8" and 3/4"	\$35.63	50% = (\$17.82)	
1"	\$45.05	50% = (\$22.53)	
1 1/2"	\$48.59		
2"	\$84.80		
3"	\$102.89		
4"	\$193.22		
6"	\$499.96		

Water Consumption	Rate per 100 cu. ft.	Lifeline Discount per cu. Ft.
0 – 600	\$2.76	50% = (\$1.38)
601 – 1,200	\$3.17	50% = (\$1.59)
Over 1,200	\$3.65	50% = (\$1.83)

Black Diamond Sewer

Sanitary Sewer Utility operates and maintains the City's sewer collection lines and pump stations.

Sewer Type	Base Monthly Charge	Lifeline Discount	*For Multiple Residential Customers, such as manufactured home parks, apartments or other multi-family residential structures connected to a single meter, each permitted unit will be charged a base monthly charge. Commercial Customers will receive an additional \$10.00 per unit charge for multiple units attached to a single meter.
Residential Sewer (\$10.89)	\$21.78	50% =	
Commercial Sewer Discount)	\$21.78	(No	

King County Sewer (Metro)

King County charges each agency a monthly amount for providing wastewater treatment. That amount is based on King County's monthly sewer rate and the number of customers served by the local agency. In turn, the local agencies pass along those charges to the residences, businesses and industries in their wastewater collection system.

Sewer Type	Monthly Charge	Lifeline Discount	*King County applies an additional \$45.33 flat charge to Residential customers for each additional dwelling unit, such as a mobile home or apartment unit. *King County applies an additional consumption charge to Commercial customers for all usage exceeding 750 cubic feet at \$7.53 per 100 cu. ft.
King County Discount)	\$45.33	(No	

Stormwater

Stormwater rate will be billed monthly to each parcel of improved property within the City. The rate is based on service charges for the stormwater and surface water management utility. Some properties are billed directly through King County; while others are billed through the City of Black Diamond. If you do not see "Stormwater" on your utility bill, the charge is included in your property tax from King County, shown as 'Surface Water'.

	Monthly charge	Lifeline Discount
Single Family Residential Customers are 1 ERU	\$19.00 per ERU	50% = (\$9.50) per ERU
Multiple Residential Customers up to 4 ERUs	\$19.00 per ERU	50% = (\$9.50) per ERU*
Commercial and Multiple Residential Customers (above 4 ERUs) number of ERUs are based on actual impervious surface - (exempting gravel)		

*Lifeline Discounts for Multiple Residential Customers will be calculated on a case by case basis.

Other Charges

- Account Setup Fee: \$5.00
- Delinquency Notice: \$10.00
- Shut Off Notice plus Fee: \$45
- NSF Check Penalty: \$35.00

City of Black Diamond
Monthly Utility Rates
Rate Restructure Comparison

AVERAGE RESIDENTIAL CUSTOMER

Rate Comparison for 800 cu ft. Water

	Jan-17	Jan-18	Jan-19	Monthly Difference	Percentage
Water	\$58.53	\$58.53	\$58.53	\$0.00	0%
Metro Sewer	\$44.22	\$44.22	\$45.33	\$1.11	2%
City Sewer	\$20.51	\$21.02	\$21.78	\$0.76	3.5%
Stormwater	\$16.00	\$16.00	\$19.00	\$3.00	15.8%
Total Monthly	\$139.26	\$139.77	\$144.64	\$4.87	3.37%
Increase of 12 cents a day from 2018 to 2019					

AVERAGE RESIDENTIAL w/LIFELINE DISCOUNT

Monthly Rate Comparison for 800 cu ft. Lifeline customer

	Jan-17	Jan-18	Jan-19	Monthly Difference	Percentage
Water	\$29.27	\$29.27	\$29.27	\$0.00	0%
Metro Sewer	\$44.22	\$44.22	\$45.33	\$1.11	2%
City Sewer	\$10.26	\$10.51	\$10.89	\$0.38	3.5%
Stormwater	\$8.00	\$8.00	\$9.50	\$1.50	15.8%
Total Monthly	\$91.75	\$92.00	\$94.99	\$2.99	3.15%
Increase of .06 cents a day from 2018 to 2019					

Cedar brook MHP

Nov 2019 assumes Commercial class charges, as is now, with 79,200 cu ft. (800 usage per 99 units)

Dec 2019 assumes Change from Commercial to Residential, with rate restructure & allotment for 99 units

	Before	After	Monthly Difference	Percentage
Water	\$6,395.06	\$5,794.47	(\$600.59)	-10%
Metro Sewer	\$5,952.62	\$4,487.67	(\$1,464.95)	-33%
City Sewer	\$1,211.78	\$2,156.22	\$944.44	43.8%
Stormwater	\$1,434.50	\$1,434.50	\$0.00	0.0%
Total Monthly	\$14,993.96	\$13,872.86	(\$1,121.10)	-8.08%

Post Restructure Monthly Diff: Decrease of 37.37 a day

Cedar brook MHP Comparison showing one MHP Residential amount

Nov 2019 assumes Commercial class charges split between 99 units, with same usage as above (79,200)

Dec 2019 assumes Change from Commercial to Residential, with rate restructure & allotment for 99 units

	Before	After	Monthly Difference	Percentage
Water	\$64.60	\$58.53	(\$6.07)	-10%
Metro Sewer	\$60.13	\$45.33	(\$14.80)	-33%
City Sewer	\$12.24	\$21.78	\$9.54	43.8%
Stormwater	\$14.49	\$14.49	\$0.00	0.0%
Total Monthly	\$151.45	\$140.13	(\$11.32)	-8.08%

Post Restructure Monthly Diff: Decrease of .38 cents a day

City of Black Diamond
Monthly Utility Rates
Rate Restructure Comparison

AVERAGE RESIDENTIAL CUSTOMER [1 Residential unit]

Rate Comparison for 800 cu ft. Water

	Before	After	Monthly	Percentage
			Difference	
Water	\$58.53	\$58.53	\$0.00	0%
Metro Sewer	\$45.33	\$45.33	\$0.00	0%
City Sewer	\$21.78	\$21.78	\$0.00	0.0%
Stormwater	\$19.00	\$19.00	\$0.00	0.0%
Total Monthly	\$144.64	\$144.64	\$0.00	0.00%

No Change to Single Family Residential Customers

Post Restructure Monthly Diff: \$0.00 (total)

Diamond Village Owners Association #2 [13 Residential units]

Rate Comparison for 800 cu ft. Water per unit [10,400 cu ft.]

	Before	After	Monthly	Percentage
			Difference	
Water	\$679.89	\$760.89	\$81.00	11%
Metro Sewer	\$771.98	\$589.29	(\$182.69)	-31%
City Sewer	\$141.78	\$283.14	\$141.36	49.9%
Stormwater [13]	\$247.00	\$247.00	\$0.00	0.0%
Total Monthly	\$1,840.65	\$1,880.32	\$39.67	2.11%

Post Restructure Monthly Diff: \$39.67 (total) \$3.05 (each)

Diamond Square [18 Commercial units]

Rate Comparison for 800 cu ft. Water per unit [14,400 cu ft.]

	Before	After	Monthly	Percentage
			Difference	
Water	\$952.55	\$952.55	\$0.00	0%
Metro Sewer	\$1,073.18	\$1,073.18	\$0.00	0%
City Sewer	\$191.78	\$191.78	\$0.00	0.0%
Stormwater [45.5]	\$864.50	\$864.50	\$0.00	0.0%
Total Monthly	\$3,082.01	\$3,082.01	\$0.00	0.00%

No Change to Commercial Customers

Post Restructure Monthly Diff: \$0.00 (total)

Black Diamond Bakery [1 Commercial Unit of water/ 2 Commercial Units of Sewer]

Rate Comparison for with avg 2019 usage [5,079]

	Before	After	Monthly	Percentage
			Difference	
Water	\$212.79	\$212.79	\$0.00	0%
Metro Sewer	\$371.30	\$371.30	\$0.00	0%
City Sewer	\$31.78	\$31.78	\$0.00	0.0%
Stormwater [5]	\$95.00	\$95.00	\$0.00	0.0%
Total Monthly	\$710.87	\$710.87	\$0.00	0.00%

No Change to Commercial Customers

Post Restructure Monthly Diff: \$0.00 (total)