

RESOLUTION NO. 46-82

for

RUSTLEWOOD SEWERAGE AND WATER FACILITY

A Resolution of the Board of County Commissioners of Mason County revising connection charges and other fees; providing for billing therefor and remedies for nonpayment for the Rustlewood Sewerage and Water Facility.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MASON COUNTY, WASHINGTON, as follows:

ARTICLE I

Permit Fees and Connection Charges

Section 1-01 Permit Fees: At the time that a building sewer and/or water permit is applied for, the applicant shall pay to the County a permit fee as set forth below and the permit charge and/or charges, if any, required by this Resolution. If the permit is not issued, the permit fee and connection charge shall be refunded. Permit fees shall be as follows:

For each building combined sewer and water connections connecting a building or structure to a public sewer . . . . . \$ 50.00

For each modification or addition to an existing building sewer where work is done entirely on private property . . . . . \$ 20.00

Each new sewer stub required with respect to building sewers. . . . . \$ 50.00

Connection inspection by Mason County is to be made before final cover.

Section 1.02 Sewer Connection Charge: A connection charge will be made in addition to all other fees and charges for each sewer connection to property outside the Primary Area as defined in Section 2.01. The connection charge will be \$200.00 for each single family unit. Connection inspection by Mason County is to be made before final cover.

For all future sewer stubs, the permit fee and connection charge, if applicable, shall be paid upon application being made for such sewer stub, and the full cost of installing such sewer stub, including road restoration to County standards, shall be at the property owner's expense.

Section 1.03 Engineering Review, Inspection Fees: If more than three separate building units are to be connected by the same property owner, the property owner shall submit to the County for its approval, plans covering such connections prepared by a registered professional engineer and showing that the proposed

installation meets the requirements of the County, including size and type of pipe, connection, location and grade. When the property owner submits plans to the County for review, the property owner shall pay to the County at the time he submits those plans for review, a sum equal to 10% of the estimated cost of such construction work as a fee to pay for the engineering and administrative cost of review and checking of such plans.

If any property owner desires any stubs to be installed from the public sewer to the property line in addition to the stub or stubs originally installed for the parcel of land during original construction of the system, such additional stubs must be installed by a registered side sewer contractor solely at the property owner's expense.

All sewer lines, including mains, stubs and building sewers, constructed by any property owner shall be constructed and installed at the sole expense of the property owner under the supervision of the County. After installation, such lines, other than building sewers from the structure to the property line, shall be conveyed to the County free and clear of all liens or encumbrances, together with duly executed and acknowledged easements for all portions of such sewer lines located on private property, all at no cost to the County. The cost of the County supervision shall be paid for by the property owner. The property owner shall furnish the County "as built" drawings covering such sewer lines so constructed and installed.

## ARTICLE II

### Sewer and Water Service Charges

Section 2.01 Service Area: Sewer and water service will be available and rendered to areas under conditions as follows:

- a. Primary Area - The plat of Rustlewood Division No. 1 and Division No. 2 are designated as the Primary Area and sewer and water service will be available to and rendered to each lot or tract therein subject to the rates and conditions set forth herein.
- b. Adjacent Area - All other areas which by reason of proximity and prevailing conditions may be feasibly served by the Rustlewood Sewerage Facility may be rendered sewer and water service, or sewer service, or water service at the discretion of and under conditions imposed by the County.

Section 2.02 Service Rates: Sewer and water services shall be charged by the County as follows:

- a. Single Family Dwelling. . . . . \$ 22.50/mo.
- b. Primary Area, lot without permanent dwelling. . . . . \$ 7.50/mo.
- c. Multiple Family Dwellings being duplexes, triplexes, apartment houses, etc., wherein each living unit shall pay a service charge of. . . . . \$ 22.50/mo.

(A living unit is defined as being one, or more, habitable rooms which are occupied, rented, hired out to be occupied, or intended to be occupied by one family consisting of one or more persons for living, sleeping and eating.)

- d. Water only. . . . . \$ 7.50/mo.
- e. Sewer only. . . . . \$ 15.00/mo.
- f. Lots owned by the original developer on June 21, 1982, \$ 10.00/yr. except if any of the following occur:
  - 1. The initial conveyance of a lot by the developer.
  - 2. The connection of the lot to the sewer and/or water system.

ARTICLE III

Billings and Delinquencies

Section 3.01 Billing - Charges Due: Billing shall be made on the 10th day of every month, with billings being for the current month and a month in advance. Billings on facilities being served by Mason County Rustlewood Sewerage Facility shall begin on the first billing date at least one month after commencement of services, provided that billings on any facility required by the regulations of the County to be attached to public sewers shall commence not later than the first regular billing day after 120 days from the date of written notice by the County that such facility is required to be connected to the sewer system.

As for buildings or residences constructed after the initiation of charges established hereunder, the first billing at the higher rate shall be made on the tenth day of the month following the month in which sewer connection is made if made prior to the fifteenth day of such month and on the tenth day of the second month following the month in which connection is made if made on or after the fifteenth day of such month, or after occupancy of such building or residence, whichever event first occurs.

Sewer and water charges shall be due and payable before the first day of the next bi-monthly billing period for which the charges are made.

Section 3.02 Delinquent Connection and Service Charges: All connection charges and all sewer and water service charges against property owners receiving such service are deemed charges against the property served. When such charges are not paid within sixty days after the date of billing, or by the date of next billing, such charges shall be delinquent, and the water may be shut off by the County. If the County should exercise its shut-off authority, the delinquent charges,

including service charge, penalties and interest plus a twenty-five dollar (\$25.00) re-connection fee, shall be paid in full prior to the County's reinstatement of water service. Upon any such charges becoming delinquent, there shall be added to them a penalty of ten percent of the amount of such charges and, in addition, from the date of delinquency there shall be charged interest at eight percent per annum on the delinquent charges and penalty added thereto. Delinquent charges, penalties added thereto, and interest on such charges and penalties, shall be a lien against the property receiving or capable of receiving sewer service, subject only to the lien for general taxes. Delinquent charges shall be certified to the Treasurer of Mason County whenever such charges shall have been delinquent for a period of four months, but may be so certified whenever such charges shall have been delinquent for the period of two months. The County may at any time thereafter bring suit and foreclose such lien by civil action in the Superior Court of the State of Washington for Mason County pursuant to RCW 36.94.150.

Section 3.03 Billings - to whom mailed: Billings may be mailed to the owner of the property on which the structure so served is located, or his agent, insofar as the County may reasonably ascertain the same. Failure to receive such bills shall not relieve any person liable therefor from the obligation to pay the same, nor the property receiving such service, or capable of receiving such service, from such lien therefore as may thereafter attach to the property in the manner provided by law.

ARTICLE IV  
Revocations

Section 4.01: Resolution No's. 1046, September 10, 1979, and 75-81, June 29, 1981, are hereby cancelled.

ADOPTED by the Board of County Commissioners of Mason County this 21st day of June, 1982.

BOARD OF COUNTY COMMISSIONERS  
MASON COUNTY, WASHINGTON

William O. Hunter  
Chairman

Ed Johnston  
Member

Annette S. McLee  
Member

APPROVED AS TO FORM:

[Signature]  
Prosecuting Attorney

ATTEST:

Rebecca S. Jacobs  
Clerk of the Board

cc: Cmmrs.  
Auditor  
Engineer  
Treasurer