

RESOLUTION NO. 05-09

RUSTLEWOOD WATER AND SEWER SYSTEM

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
MASON COUNTY REVISING CONNECTION CHARGES AND OTHER FEES;
PROVIDING FOR BILLING AND PENALTIES FOR NON-PAYMENT.**

ARTICLE I

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

SECTION 1.01 PERMIT AND FEES:

At the time of application for a building permit, or if an applicant wishes to connect to the water system, the applicant shall apply for a water connection permit and shall pay to the County a permit fee as set forth below together with connection charges and/or other charges, if any, required by this Resolution. If the building permit is not issued, the permit fee and connection charges shall be refunded. The Permit shall be in effect for one year and may be extended for an additional year with written approval of the Director of Utilities and Waste Management. After two years the applicant may apply for an additional extension but must remit additional fees if any equal to the difference of the original permit fee and the current permit fee. Permit fees shall be as follows:

FOR EACH WATER/SEWER CONNECTION MADE TO THE SYSTEM
SERVICE LINE, AT THE PROPERTY BOUNDARY LINE:

WATER	\$2000
SEWER	\$5000

THERE WILL BE NO CREDITS TOWARDS CONNECTION TO THE SYSTEM AND
THE FOLLOWING CONDITIONS SHALL APPLY:

- a) Mason County Department of Utilities/Waste Management personnel shall inspect service lines, both water and sewer before the work is back-filled.
- b) A full way water valve controlling all outlets shall be installed by the owner at the structure service line and be readily accessible to Mason County and the owner.
- c) All service connections to the system shall be connected with a ¾" valve and water service meter which shall be provided by Mason County.
- d) All service connections to the system shall comply with all components of the cross connection control plan.

SECTION 1.02 WATER FEES:

The monthly fees for water service shall increase annually at a rate that corresponds to the April Consumer Price Index for Goods and Services for the Bremerton Area. The County shall charge water services on a monthly water rate billing for 2009 as follows:

Single Family Dwelling (ERU)	\$33.00
Lot Without Dwelling (With paid connection fee)	\$15.00
Multiple Dwellings	\$33.00 ea.

Recreational lots (service access without a permanent dwelling) shall be charged at the full residential rate for each month service is provided.

SECTION 1.03 SURCHARGES:

When a connection serves more than one single family structure, house, duplex, apartment, or mobile home, in addition to the first service connection, a surcharge of \$33.00 per month shall be added to the billing for each additional unit.

SECTION 1.04 SEWER FEES:

The rate for sewer Service will increase annually at a rate that corresponds to the April Consumer Price Index for Goods and Services for the Bremerton area. The County shall charge sewer Services on a monthly rate for 2009 as follows:

Single Family Dwelling (ERU)	\$88.00
Lot-Without Dwelling	\$15.00
Multiple Dwellings	\$88.00 ea.

Recreational lots (service without a permanent dwelling) shall be charged at the full residential rate for the month service is provided.

SECTION 1.05 SHOP RATE

The Department of Utilities and Waste Management shall establish a rate of \$75.00 per hour for each operator required making system repairs as a result of the negligence of others.

ARTICLE II

SECTION 2.01 BILLING-CHARGE DUE:

Billings shall be mailed prior to the 10th day of every month. Water and sewer charges shall be due and payable by the last day of the monthly billing period.

SECTION 2.02 DELINQUENT CHARGES AND LIENS:

When sewer and/or water charges are not paid within sixty days after the date of billing, or by the date of the next billing, such charges shall be delinquent and the water may be turned off by the County. In the event a service is disconnected for non-payment, the total bill plus a re-connect charge of \$50.00 must be paid before service is restored. An additional fee of \$33.00 per month for water will be charged during the disconnected period and an additional fee of \$88.00 for sewer shall be charged for each month during the disconnected period. All delinquent charges shall be subject to an eight percent (8.0%) interest per annum.

All delinquent charges and penalties added thereto shall be a lien against the property. Delinquent charges shall be certified to the County Treasurer whenever said charges have been delinquent for a period of 60 days and the County may file a lien. Upon the expiration of 60 days after the attachment of the lien, the County may bring suit in foreclosure by civil action in the Superior Court of Mason County. In addition to the costs and disbursements provided by state, the court may allow the County reasonable costs and attorney's fees. The lien shall be foreclosed in the same manner as the foreclosure of real property tax liens (RCW 36.94.150).

SECTION 2.03 BILLINGS – TO WHOM MAILED:

Billings shall be mailed to the owner of the property receiving service or his/her agent. Failure to receive such bills shall not relieve any obligation to pay, or the property receiving such service, or capable of receiving such service, from such lien that may be attached to the property in the manner provided by law. A fee of \$15.00 will be charged for any change in tenant, renter, ownership, billing address, etc.

SECTION 2.04 VIOLATION AND PENALTIES OF WATER AND SEWER SYSTEMS:

Any person or persons, firm or corporation who tampers or permits tampering with the water or sewer system shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be punishable by a fine not to exceed \$500.00. Each separate day or any portion thereof, during which any violation continues shall be deemed to constitute a separate offense.

ARTICLE III

SECTION 3.01:

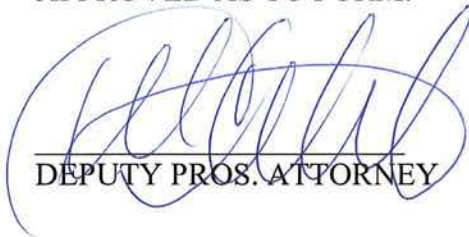
The charges and fees set forth in this resolution go into effect on February 1, 2009.

RESOLUTION NO. 58-03 IS HEREBY CANCELLED.

ADOPTED BY the Board of County Commissioners of Mason County this 13th Day of January 2009.

APPROVED AS TO FORM:

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


DEPUTY PROS. ATTORNEY


CHAIRPERSON

ATTEST:


CLERK OF THE BOARD


COMMISSIONER


COMMISSIONER