AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, ESTABLISHING A SURFACE WATER SYSTEM DEVELOPMENT CHARGE

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 has conducted a study to establish the criteria to determine the fair and equitable share of such costs;

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

Section 1. Surface Water System Development Charge Authorized.

A. Director of Community Development Authorized to Collect Charge.

The Director of Community Development is authorized to collect a surface water system development charge 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.

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.


CITY OF SAMMAMISH

[Signature]
Mayor H. Troy Romero

ATTEST/AUTHENTICATED:

[Signature]
Melanie Anderson, City Clerk

Approved as to form:

[Signature]
Bruce E. Disend, City Attorney

Filed with the City Clerk: April 10, 2001
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