

**CITY OF GRANITE FALLS**  
**Granite Falls, Washington**

**ORDINANCE NO. 908-2016**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRANITE FALLS, WASHINGTON AMENDING GFMC SECTION 13.02.102 RATES AND CHARGES – CONNECTION CHARGE – COLLECTION RELATED TO SEWER; AMENDING GFMC SECTION 13.16.254 RATES AND CHARGES – WATER CONNECTION CHARGE – COLLECTION RELATED TO WATER TO REFORMAT INTO SUBSECTIONS AND ADDING NEW SUBSECTIONS (A) AND (B) TO IN (A) ESTABLISH WHEN IN AND HOW MUCH IS DUE FOR A CONNECTION CHARGE AND IN (B) TO PROVIDE IN CERTAIN CIRCUMSTANCES FOR A CREDIT AGAINST GENERAL FACILITY CHARGES AUTHORIZED BY THOSE SECTIONS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GRANITE FALLS DO ORDAIN AS FOLLOWS:**

**Section 1.** Granite Falls Municipal Code Section 13.02.102 entitled “Rates and charges – Connection charge – Collection” is hereby amended to be entitled “Rates and charges – Connection charge – Collection – Credit” and to read as follows:

**13.02.102 Rates and charges – Connection charge – Collection - Credit.**

A. Unless credit is allowed under subsection B, there shall be a sewer connection charge (general facility charge) collected, per unit, in an amount as established by resolution of the city council. Except as permitted in subsection B, the sewer connection charge (general facility charge) shall be in the amount set and due at the time of payment. Payment may be made at either final short plat or subdivision approval or acceptance, or at the time of building permit issuance. Homes and businesses transferring from a septic system to the City wastewater system must pay the sewer connection charge prior to connection to the City wastewater system.

~~There shall be a sewer connection charge (general facility charge) collected, per unit, in an amount as established by resolution of the city council. The sewer connection charge (general facility charge) shall be due and payable at the time of building permit issuance or connection, whichever is earlier.~~

B. A developer who has at the City’s request installed upsized or additional utility infrastructure, and has not entered into a utility reimbursement agreement that includes cost recovery for the upsized or additional value and has no other right of recovery for

said upsized or additional value may apply for a General Facility Charge credit. The value of the credit shall be determined by the City Engineer and shall be based on (a) conformance of the work with the utility plan of the City and (b) be based on the increased installation cost of the utilities upsized or added over that required to serve the development. The credit shall be limited to the development that installed the upsized or additional infrastructure. The number of lots receiving a credit shall not exceed the number necessary for the product of:

$$\text{General Facility Charge times \# of lots} = \text{Credit}$$

The General Facility Charge used to calculate the number of lots receiving the credit shall be the General Facility Charge in place at the time of execution of the Developer Extension Agreement.

The Developer may vest to the General Facility Charge in place at the time of execution of the Developer Extension Agreement for a period of time up to a maximum of 10-years (the “vesting period”) consistent with special benefit conferred. After this vesting period has expired, the General Facility Charge in place at that time of payment shall be paid in full.

In the event the entire credit is not offset by application against the number of lots in the development, there shall be no additional reimbursement to the developer.

**Section 2.** Granite Falls Municipal Code Section 13.16.254 entitled “Rates and charges – Water connection – Collection” is hereby amended to be entitled “Rates and charges – Water connection charge – Collection – Credit” and to read as follows:

**13.16.254 Rates and charges – Water connection charge – Collection - Credit.**

A. Unless credit is allowed under subsection B, there shall be a water connection charge (general facility charge) collected, per unit, in an amount as established by resolution of the city council. Except as permitted in subsection B, the water connection charge (general facility charge) shall be in the amount set and due at the time of payment. Payment may be made at either final short plat or subdivision approval or acceptance, or at the time of building permit issuance. Homes and businesses transferring from an alternate water source to the City system must pay the water connection charge prior to the time of connection.

~~There shall be a connection charge (general facility charge) collected, per unit, in an amount as established by resolution of the city council. The water connection charge (general facility charge) shall be due and payable at the time of building permit issuance or connection, whichever is earlier~~

B. A developer who has at the City’s request installed upsized or additional utility infrastructure, and has not entered into a utility reimbursement agreement that includes cost recovery for the upsized or additional value and has no other right of recovery for

said upsized or additional value may apply for a General Facility Charge credit. The value of the credit shall be determined by the City Engineer and shall be based on (a) conformance of the work with the utility plan of the City and (b) be based on the increased installation cost of the utilities upsized or added over that required to serve the development. The credit shall be limited to the development that installed the upsized or additional infrastructure. The number of lots receiving a credit shall not exceed the number necessary for the product of:

General Facility Charge times # of lots = Credit.

The General Facility Charge used to calculate the number of lots receiving the credit shall be the City's General Facility Charge. Should the City's General Facility Charge change during the period in which the credit is being applied, the number of lots receiving the credit shall be recalculated based upon the revised General Facility Charge.

In the event the entire credit is not offset by application against the number of lots in the development, there shall be no additional reimbursement to the developer.

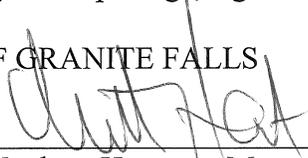
**Section 3. Severability.**

If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

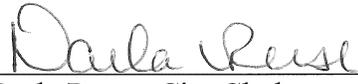
**Section 4. Effective date.**

This Ordinance shall become effective five days after passage, signature by the mayor and publication as required by law.

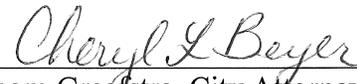
CITY OF GRANITE FALLS

  
Matthew Hartman, Mayor

ATTEST:

  
Darla Reese, City Clerk

APPROVED AS TO FORM:

  
Thom Graafstra, City Attorney

Date of Publication: March 5, 2016

Effective Date: March 10, 2016