

POULSBO DISTRIBUTION SCHEDULE

ORDINANCE NO. 2015-22

SUBJECT: Mountain Aire Sewer Latecomer Agreement #66

CONFORM AS TO DATES & SIGNATURES

- ☒ Filed with the City Clerk: 12/11/2015
- ☒ Passed by the City Council: 12/16/2015
- ☒ Signature of Mayor
- ☒ Signature of City Clerk
- ☒ Publication: 12/25/2015
- ☒ Effective: 12/30/2015
- ☐ Recorded: _____

DISTRIBUTED COPIES AS FOLLOWS:

- ☒ NK Herald: e-mailed 12/17/2015 KD
- ☒ Code Publishing
- ☐ City Attorney
- ☒ Clerk's Department: Original
- ☐ City Council
- ☐ Finance:
- ☒ Posted to Library Drive and Website
- ☐ _____

Kati Diehl

Office Clerk II

12/22/2015

Date

ORDINANCE NO. 2015-22

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON, DETERMINING THE FINAL ASSESSMENT REIMBURSEMENT AREA AND PRO RATA SHARES OF REIMBURSABLE COSTS IN CONNECTION WITH THE QUADRANT CORPORATION MOUNTAIN AIRE SEWER LATECOMER AGREEMENT; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, chapter 35.91 of the Revised Code of Washington authorize cities to enter into latecomer agreements for the purpose of providing partial reimbursement of sewer improvement costs paid by a private party; and

WHEREAS, chapter 15.30 of the Poulsbo Municipal Code authorizes the City to enter into latecomer agreements utility improvements; and

WHEREAS, the Quadrant Corporation performed certain sewer improvements in conjunction with development of the Plat of Mountain Aire, which improvements were required by ordinance to be constructed;

WHEREAS, the Quadrant Corporation applied to the City for a latecomer agreement for reimbursements of certain sewer improvements made in connection with the Plat of Mountain Aire; and

WHEREAS, chapter 35.91 of the Revised Code of Washington, and chapter 15.30 of the Poulsbo Municipal Code, set forth the process for latecomer agreements; and

WHEREAS, the City Engineer determined that the application of the Quadrant Corporation met the criteria set forth in chapter 35.91 of the Revised Code of Washington, and PMC 15.30.060, and approved the application; and

WHEREAS, the City Engineer made a preliminary determination of the assessment reimbursement area and pro rata share of costs to affected property owners by selecting a method of cost apportionment based on the benefit of the improvements to the affected property owners; and

WHEREAS, in accordance with PMC 15.30.080, the City provided notice by certified mail of the City Engineer's preliminary determination of the assessment reimbursement area and pro rata share of costs to affected property owners; and

WHEREAS, no affected property owner requested a public hearing before the City Council; now, therefore,

THE CITY COUNCIL OF THE CITY OF POULSBO, WASHINGTON, DO ORDAIN
AS FOLLOWS:

Section 1. Assessment Reimbursement Area. The City Council hereby adopts as its final determination the preliminary determination of the assessment reimbursement area as recommended by the City Engineer and as identified on Attachment A attached hereto and incorporated herein by this reference.


Section 2. Reimbursable Costs. The City Council hereby adopts as its final determination the total cost calculations, allocations among the benefited properties, and pro rata shares of reimbursable costs as recommended by the City Engineer and as identified on Attachment A.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent

jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance shall take effect and be in full force five (5) days after publication of the attached summary, which is hereby approved.

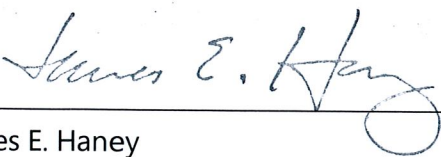
APPROVED:


Deputy Mayor Jeffrey McGinty

ATTEST/AUTHENTICATED:


Interim City Clerk Kylie Purves

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:


James E. Haney

FILED WITH THE CITY CLERK: 12/11/2015
PASSED BY THE CITY COUNCIL: 12/16/2015
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SUMMARY OF ORDINANCE NO. 2015-22

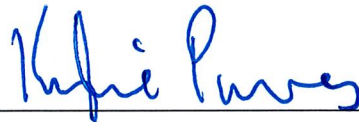
of the City of Poulsbo, Washington

On the 16th day of December, 2015, the City Council of the City of Poulsbo, passed Ordinance No. 2015-22 summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF POULSBO, WASHINGTON,
DETERMINING THE FINAL ASSESSMENT REIMBURSEMENT AREA
AND PRO RATA SHARES OF REIMBURSABLE COSTS IN
CONNECTION WITH THE QUADRANT CORPORATION MOUNTAIN
AIRE SEWER LATECOMER AGREEMENT; PROVIDING FOR
SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this 17th day of December, 2015.



INTERIM CITY CLERK KYLIE PURVES