

First Reading: 01/21/2020

Second Reading: 02/18/2020

**ORDINANCE NO. 1009**

**AN ORDINANCE OF THE CITY OF BENTON CITY, WASHINGTON,  
AMENDING BENTON CITY MUNICIPAL CODE SECTION 13A.24.070  
"CONNECTION PERMIT—FEE—DETERMINATION" AND ADDING  
SECTION 13A.24.075 "CONNECTION REUSE PERMIT FEE".**

**WHEREAS**, the City Council of Benton City changed the Standard Specifications regarding the installation of water meters; and

**WHEREAS**, it is necessary to update the Benton City Municipal Code to match the changes made to the adopted Standard Specifications; **NOW THEREFORE**,

**THE CITY COUNCIL OF THE CITY OF BENTON CITY, WASHINGTON, DOES ORDAIN AS FOLLOWS:**

**Section 1.** That Section 13A.24.070 entitled "Connection permit--Fee--Determination" of the Benton City Municipal Code shall be and hereby is amended and shall read as follows:

**13A.24.070 Water Application and Investigation-Fee-Determination of Available Water-Connection permit-Fee-Determination.**

A nonrefundable application and investigation fee established pursuant to the most current City Fee Schedule Resolution shall be paid to the City Clerk to obtain the application form. The City Clerk shall sign the application to verify the payment of the application fee. The Superintendent shall review the application, determine the availability of the public water system to service the property, and determine the impact to the public water system that would be caused by the building water. The results of the determination shall be recorded on the application. The Superintendent shall ensure that all necessary infrastructure in place, or constructed, is suitable to the safe transmission of potable water. For new water connections, those with no infrastructure suitable to the safe transmission of potable water, or prior water connections where infrastructure is found to be unsuitable to the safe transmission of potable water, as determined by the Superintendent, a water connection permit fee shall be assessed pursuant to Section 13A.28.020 and the most current City Fee Schedule Resolution. Such water connection permit fee shall include the installation, by the City, and antenna. The applicant is responsible for all other installation costs, including parts and labor associated with ensuring all necessary infrastructure is in place for the safe transmission of potable water to the building. Any costs above those included in the permit fee must be paid prior to effecting any connection with the public water system. The installation of any building waterline or

connection is dependent on the availability of the public water system and the public water system's capacity. (Ord. 930, 2014; Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**Section 2.** That a new Section 13A.24.075 entitled "Connection reuse permit fee" shall be added to the Benton City Municipal Code and shall read as follows:

**13A.24.075 Connection reuse permit fee.** The water connection permit fee charged under 13A.28.020 may be waived in the Mayor's sole discretion, either in whole or in part, if after consultation with the Superintendent the Mayor determines that all necessary infrastructure is in place, ensuring the safe transmission of potable water, excluding the water meter and antenna, and the application under this section was signed by the city clerk within eighteen (18) months of the water connection being physically disconnected by the City. If the connection permit fee is waived, either in whole or in part, a connection reuse permit fee shall be assessed under this section. A waiver shall only be granted, where the application for water seeks to use any existing infrastructure in place from an old water connection for use in a new or converted building, if the Mayor in consultation with the Superintendent determines that such use conforms in all respects to the requirements of this chapter. If the connection permit fee under 13A.28.020 is waived the applicant shall be assessed a connection reuse permit fee according to the most current City Fee Schedule Resolution.

**Section 3.** This Ordinance shall take full force and effect five (5) days after its approval, passage and publication as required by law.


**PASSED** by the City Council of the City of Benton City, Washington, and approved as provided by law this 18<sup>th</sup> day of February, 2020.

  
\_\_\_\_\_  
Linda Lehman, Mayor

Attest:

  
\_\_\_\_\_  
Ron D. Musson  
Interim City Clerk/Treasurer

Approved as to Form:

  
\_\_\_\_\_  
Kerr Ferguson Law, PLLC  
City Attorney