

ORDINANCE # 1620

AN ORDINANCE OF THE CITY OF FERNDALE, WASHINGTON, AMENDING SECTION 13.24.070 OF THE FERNDALE MUNICIPAL CODE BY REVISING THE DIVISION AND DEVELOPMENT FEE FOR MITIGATION OF IMPACTS ON THE EXISTING CITY STORM SEWER SYSTEM

WHEREAS, Section 13.24.070 of the Ferndale Municipal Code imposes a fee to mitigate impacts of certain divisions and developments on the city storm sewer system; and

WHEREAS, the Neubauer Regional Stormwater Pond was created by the City of Ferndale to mitigate stormwater runoff with 3.95 acre foot capacity for the Neubauer Regional Stormwater Pond Special Assessment Area; and

WHEREAS, participation in the Neubauer Regional Stormwater Pond is mandatory, unless otherwise approved by the Public Works Director, for development and redevelopment in said Neubauer Regional Stormwater Pond Special Assessment Area (map attached hereto reflecting approximate boundaries and by this reference made a part of this ordinance) as long as capacity remains; and

WHEREAS, a limited amount of conveyance was included in the construction of the Neubauer Regional Stormwater Pond, however it is likely that Developers will need to finance the design and construction of conveyance for their connection to the pond; and

WHEREAS, participation in the Regional Stormwater Pond does not preclude participants from providing Operational and Structural Source Control Best Management Practices on their site appropriate for the intended use; and

WHEREAS, an annual maintenance fee will be implemented for participants in the Neubauer Regional Stormwater Pond at a future date and included in the City's Fee Code; and

WHEREAS, The City Council is desirous to adopt the Neubauer Regional Stormwater Pond connection fee for future development and redevelopment within the Neubauer Regional Stormwater Pond Special Assessment Area.

NOW THEREFORE, the Ferndale City Council does ordain as follows:

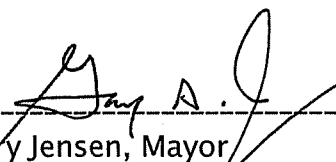
Section 1. A new Section 13.24.070(E) is hereby added to read as follows:

13.24.070 E - Neubauer Regional Storm Pond Connection Fee:

- A. The Neubauer Regional Stormwater Pond Connection fee shall be \$59,830 per acre foot for detention and treatment.
- B. Capacity shall be tracked by the City of Ferndale Public Works Stormwater Department.

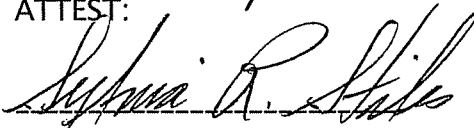
Section 2. These amended fees shall be reflected in the City's most current fee schedule together with the annual storm pond maintenance fee.

Passed by the Council of the City of Ferndale, Washington, on this 19th day of April, 2010.



Gary Jensen, Mayor

ATTEST:



Sylvia Stiles, Deputy City Clerk