

**SILVER LAKE WATER & SEWER DISTRICT  
SNOHOMISH COUNTY, WASHINGTON  
RESOLUTION NO. 712**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE SILVER LAKE  
WATER & SEWER DISTRICT, SNOHOMISH COUNTY, WASHINGTON, AMENDING  
SECTION 10 OF RESOLUTION 711 PERTAINING TO WATER OR SEWER SERVICE  
OUTSIDE THE DISTRICT BOUNDARIES AND AMENDING A FINDING OF FACT  
SET FORTH AT THE TOP OF PAGE 3 OF RESOLUTION 711 TO CORRECT A  
SCRIVENERS ERROR REGARDING CUSTOMER CLASSIFICATION AND  
INFORMATION SERVICES**

**WHEREAS**, RCW 57.08.081 authorizes the Silver Lake Water & Sewer District's Board of Commissioners ("District") to fix rates and charges for providing sewer service and facilities to those whom sewer service is available, and for providing such service; and to fix rates and charges for providing water service, such rates and charges to be fixed as deemed necessary by the District's Board of Commissioners so that uniform charges will be made for the same class of customer or service and facility; and

**WHEREAS**, RCW 57.08.081 authorizes the District's Board of Commissioners in classifying customers to consider in its discretion several factors including the difference in cost to various customers, the location of the various customers inside and outside the District's service boundaries, the difference in cost of maintenance, operation, repair and replacement of the various parts of the system, the different character of the service furnished to various customers, the quantity and quality of the service and facility furnished, the time of its use, the achievement of water conservation goals, and the discouragement of wasteful practices and any other matters which present a reasonable difference as a ground for a distinction in the establishment of water and sewer rates and charges; and

**WHEREAS**, pursuant to RCW 57.08.005, the District possesses full authority to regulate and control the use, content, distribution, and price of its water supply and water system and the use and operation of its sewer system and the rates to be charges relating thereto; and

**WHEREAS**, on April 23, 2015 the Commissioners adopted Resolution 711 adopting water and sewer rates and definitions for customer classifications and repealing Resolution No. 666; and

**WHEREAS**, District staff have reviewed the location and circumstances of properties that by the language of Resolution 711 may be subject to the application of the surcharge set forth in Resolution 711 which staff recommends be adjusted to clarify its application; and

**WHEREAS**, District staff have recommended application of a surcharge set forth in Resolution 711 for certain properties that are located outside of the District's jurisdictional boundaries be adjusted to make this rate policy more fair and equitable; and

**WHEREAS**, District staff have located a scrivener's error in Resolution 711 which needs to be corrected, now therefore,

**BE IT RESOLVED** by the Board of Commissioners of the Silver Lake Water & Sewer District, Snohomish County, Washington as follows:

1. **FINDINGS:** The Commissioners adopt as findings the preceding recitals to this Resolution.
2. **Amendment of Sec. 10 of Resolution 711:** Section 10 of Resolution 711 which reads as follows:

**WATER OR SEWER SERVICE OUTSIDE THE DISTRICT BOUNDARIES:** The water and sewer rates for water and/or sewer services outside the District corporate boundaries shall include a charge that is 25% more than the rates set forth in Exhibit "A" and Exhibit "B". The Board of Commissioners may approve by inter-local agreement with a water district or municipal water or sewer purveyor a different surcharge percentage or calculation method.

is now hereby amended and modified to read as follows:

The water and sewer rates for water and/or sewer services for properties outside the District's corporate boundaries to which the District serves water or sewer or both shall include a charge that is 25% more than the rates set forth in Exhibit "A" and Exhibit "B" of Resolution 711. The Board of Commissioners may approve by inter-local agreement with a water district or municipal water or sewer purveyor a different surcharge percentage or calculation method. Provided any property outside the District's corporate boundaries served water and/or sewer by the District that meets any of the following conditions shall not be charged a surcharge:

- a. Property located north of 100 St. SE.
- b. Property isolated from service from any other purveyor of such services by topography, critical areas, steep slopes and the like.
- c. Areas consisting of not more than 5 lots served by the District.
- d. Developments within the corporate boundaries of another provider yet served by the District on an interim basis while awaiting construction of system improvements to be served by the other provider.
- e. Developments within the corporate boundaries of another provider in an area in which system development for both providers is in place, yet certain customers outside the District's corporate boundaries can only be served by the District's system(s).

3. **Amendment of a Finding of Fact Set Forth in Resolution 711**

The finding of fact set forth on the top of page 3 of Resolution 711 which reads as follows:

**WHEREAS**, Resolution No. 711 provides for customer classification and information services definitions to provide guidance to staff to implement and administer utility service to various classes of customers in a variety of situations; and

is now hereby amended and modified to read as follows:

**WHEREAS**, Resolution No. 677 provides for customer classification and information services definitions to provide guidance to staff to implement and administer utility service to various classes of customers in a variety of situations; and

4. **SEVERABILITY**: Should any part or provision of this resolution be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the resolution as a whole, or any part thereof, other than the part declared to be invalid.

**ADOPTED** by the Board of Commissioners, at a regular meeting of the Silver Lake Water & Sewer District, Snohomish County, Washington this 28th day of May, 2015.



President and Commissioner

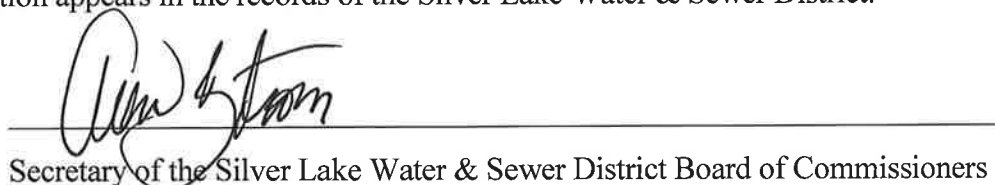


Secretary and Commissioner



Commissioner

**I CERTIFY** the above to be a true and correct copy of Resolution No. 712 adopted by the Board of Commissioners of the Silver Lake Water & Sewer District, this 28th day of May, 2015, as said Resolution appears in the records of the Silver Lake Water & Sewer District.



Secretary of the Silver Lake Water & Sewer District Board of Commissioners