

1 APPROVED: October 26, 2005  
2 EFFECTIVE: November 6, 2005

3  
4 SNOHOMISH COUNTY COUNCIL  
5 SNOHOMISH COUNTY, WASHINGTON  
6

7  
8 ORDINANCE NO. 05-102  
9

10  
11 RELATING TO REDUCTIONS IN SURFACE WATER MANAGEMENT  
12 RATES AND CHARGES FOR COMMERCIAL PROPERTIES  
13 WITH APPROVED RAINWATER HARVESTING SYSTEMS;  
14 AMENDING TITLE 25 OF THE SNOHOMISH COUNTY CODE  
15  
16  
17

18 WHEREAS, on May 20, 2003, the Washington State Legislature approved Laws  
19 of 2003, Chapter 394 § 3 amending RCW 36.89.080; and  
20

21 WHEREAS, the law requires that counties reduce surface water management  
22 rates by a minimum of ten percent for commercial buildings with rainwater harvesting  
23 systems; and  
24

25 WHEREAS, the law is based in part on guidelines for rainwater harvesting  
26 systems developed in 2002 by the Washington State Building Code Council; and  
27

28 WHEREAS, surface water management rates are set forth in Snohomish County  
29 Code Title 25;  
30

31 NOW, THEREFORE, BE IT ORDAINED:  
32

33 NEW SECTION. Section 1. A new section 25.10.025 is hereby added to Chapter 25.10  
34 Snohomish County Code as follows:  
35

36 **25.10.025 Commercial rainwater harvesting system**  
37

38 A system for storing, collecting, and reusing rainwater from a rooftop, installed at  
39 a commercial-use building, that has been designed and constructed in accordance with  
40 the Washington State Building Code Council's Permissive Rainwater Harvesting  
41 System Guidelines For Nonresidential Occupancies (2002 or as amended), has a  
42 storage volume of at least ten per cent of the mean annual runoff volume generated  
43 from the contributing roof area, and for which design and construction has been  
44 approved by the director of the department of planning and development services.

1 NEW SECTION. Section 2. A new section 25.10.063 is hereby added to Chapter 25.10  
2 Snohomish County Code as follows:

3  
4 **25.10.063 Mean annual rainfall depth**

5  
6 The mean annual rainfall depth based on climatic statistics from the United  
7 States National Oceanographic and Atmospheric Administration Atlas 2, Volume IX.

8  
9 NEW SECTION. Section 3. A new section 25.10.065 is hereby added to Chapter 25.10  
10 Snohomish County Code as follows:

11  
12 **25.10.065 Mean annual runoff volume**

13  
14 The runoff volume calculated as the product of a specified area and the mean  
15 annual rainfall depth, or the equivalent runoff volume statistic from that area calculated  
16 by a continuous-simulation hydrologic model using long-term local rainfall records.

17  
18 Section 4. Snohomish County Code section 25.20.030, last amended by Ordinance 03-  
19 136 on November 19, 2003, is amended to read as follows:

20  
21 **25.20.030 Rate structure**

22 (1) The director shall classify all properties in the watershed management areas  
23 into rate categories according to their land use classification and/or degree of  
24 impervious surface coverage. The "Index of Land Use Classifications and Rate  
25 Categories" dated January 8, 2002, or any revision thereafter compiled by the director,  
26 is available in the department of public works and incorporated by this reference.

27 (2) Beginning January 1, 2004, annual service charges for all watershed  
28 management areas, except as noted in subsections (3), and (5) and except for service  
29 charges for farms, shall be the Stillaguamish CWD rate. Annual service charges for  
30 farms shall be at the Stillaguamish CWD single-family rate for each quarter acre of a  
31 farm, up to a maximum of one acre.

32 (3) For the period beginning January 1, 2004 and ending December 31, 2009,  
33 the annual service charge for properties located in those portions of watershed  
34 management areas within the Urban Growth Areas shall be as follows:

35  
36

<b>Rate Category</b>	<b>Annual Service Charge</b>
Single Family	\$65.00 per parcel
Condominium	\$58.50 per unit
Farm	\$65.00 per quarter acre; one acre maximum
Exempt	No charge
Very Light	\$19.49 per quarter acre
Light	\$65.00 per quarter acre
Moderate	\$108.30 per quarter acre
Heavy	\$147.31 per quarter acre
Very Heavy	\$194.98 per quarter acre

37  
38  
39  
40  
41  
42  
43  
44  
45

Ordinance No. 05-102  
Reductions in Surface Water Management Rates  
For Rainwater Harvesting Systems, etc.  
Amending Title 25 Snohomish County Code

1 (a) The service charges established in (~~section~~) subsection (2) represent the  
2 base rate. All service charges collected under this subsection (3), less the base rate  
3 applicable each year, shall be used solely for Surface Water Management drainage  
4 improvement projects located in those portions of Watershed Management Areas within  
5 Urban Growth Areas.

6 (b) The first priority for expenditure of service charges collected under this  
7 subsection shall be capital projects as listed in the Surface Water Management Annual  
8 Construction Program.

9 (4) The following shall be exempt from annual service charges:

10 (a) property that is owned by, and is the personal residence of, a person or  
11 persons approved by the county assessor for a senior citizen or disabled persons  
12 property tax exemption under RCW 84.36.381. Any person eligible for this low income  
13 senior citizen or disabled persons exemption shall be provided a refund of annual  
14 service charges for the subject property for the first year the exemption is sought and for  
15 up to three prior years, PROVIDED, that eligibility for each year has been approved by  
16 the Assessor's office, and PROVIDED FURTHER, that refunds shall not be approved  
17 for any year prior to 1999;

18 (b) property that is owned by a "public benefit nonprofit corporation," as defined  
19 by RCW 24.03.490 and is used as a cemetery, provided the property does not  
20 discharge stormwater off-site through constructed conveyance facilities and a fifty foot  
21 vegetated buffer is maintained on the property along any waterbody that drains to a  
22 fishbearing stream or lake.

23 (5) The rate charged for state highway right-of-way shall be thirty percent of the  
24 rate for comparable real property in terms of impervious surface coverage, or as  
25 otherwise provided by RCW 90.03.525.

26 (6) In this section, "Stillaguamish CWD rate" means the total annual service  
27 charges imposed for each rate category set out in SCC 25A.20.030(2), except that the  
28 exceptions set out in SCC 25A.20.050, 25A.20.060 and 25A.20.070 shall not apply.

29 (7) The rate charged for a parcel with a commercial rainwater harvesting system  
30 shall be reduced from the rate set out in this section by a fraction equal to the storage  
31 volume of the rainwater harvesting system divided by the mean annual runoff volume  
32 generated by the total impervious surface area at the parcel.

33  
34 PASSED this 26th day of October, 2005.

35  
36 SNOHOMISH COUNTY COUNCIL  
37 Snohomish County, Washington

38  
39 /s/ Gary A. Nelson  
40 Chairperson

41  
42 ATTEST:

43  
44 /s/ Barbara Sikorski  
45 Asst. Clerk of the Council

Ordinance No. 05-102  
Reductions in Surface Water Management Rates  
For Rainwater Harvesting Systems, etc.  
Amending Title 25 Snohomish County Code

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17

(X) APPROVED  
( ) EMERGENCY  
( ) VETOED  
DATE: /s/ October 27, 2005

/s/ Mark Soine  
Deputy Executive  
for County Executive

ATTEST:

/s/ Laura Nelson

Approved as to form only:

/s/ Gordon W. Sivley 8/25/05  
Deputy Prosecuting Attorney

D-6

1 APPROVED: October 26, 2005  
2 EFFECTIVE: November 6, 2005

3  
4 SNOHOMISH COUNTY COUNCIL  
5 SNOHOMISH COUNTY, WASHINGTON

6  
7 ORDINANCE NO. 05-103

8  
9 RELATING TO REDUCTIONS IN SURFACE WATER MANAGEMENT  
10 RATES AND CHARGES FOR COMMERCIAL PROPERTIES  
11 WITH APPROVED RAINWATER HARVESTING SYSTEMS;  
12 AMENDING TITLE 25A OF THE SNOHOMISH COUNTY CODE

13  
14 WHEREAS, on May 20, 2003, the Washington State Legislature approved Laws  
15 of 2003, Chapter 394 § 3 amending RCW 36.89.080; and

16  
17 WHEREAS, the law requires that counties reduce surface water management  
18 rates by a minimum of ten percent for commercial buildings with rainwater harvesting  
19 systems; and

20  
21 WHEREAS, the law is based in part on guidelines for rainwater harvesting  
22 systems developed in 2002 by the Washington State Building Code Council; and

23  
24 WHEREAS, surface water management rates are set forth in Snohomish County  
25 Code Title 25A;

26  
27 NOW, THEREFORE, BE IT ORDAINED BY THE SNOHOMISH COUNTY  
28 COUNCIL:

29  
30 NEW SECTION. Section 1. A new section 25A.10.035 is hereby added to Chapter  
31 25A.10 Snohomish County Code as follows:

32  
33 **25A.10.035 Commercial rainwater harvesting system**

34  
35 A system for storing, collecting, and reusing rainwater from a rooftop, installed at  
36 a commercial-use building, that has been designed and constructed in accordance with  
37 the Washington State Building Code Council's Permissive Rainwater Harvesting  
38 System Guidelines For Nonresidential Occupancies (2002 or as amended), has a  
39 storage volume of at least ten per cent of the mean annual runoff volume generated  
40 from the contributing roof area, and for which design and construction has been  
41 approved by the director of the department of planning and development services.

1  
2 NEW SECTION. Section 2. A new section 25A.10.073 is hereby added to Chapter  
3 25A.10 Snohomish County Code as follows:

4  
5 **25A.10.073 Mean annual rainfall depth**

6  
7 The mean annual rainfall depth based on climatic statistics from the United  
8 States National Oceanographic and Atmospheric Administration Atlas 2, Volume IX.

9  
10 NEW SECTION. Section 3. A new section 25A.10.075 is hereby added to Chapter  
11 25A.10 Snohomish County Code as follows:

12  
13 **25A.10.075 Mean annual runoff volume**

14  
15 The runoff volume calculated as the product of a specified area and the mean  
16 annual rainfall depth, or the equivalent runoff volume statistic from that area calculated  
17 by a continuous-simulation hydrologic model using long-term local rainfall records.

18  
19 Section 4. Snohomish County Code section 25A.20.060, adopted by Ordinance. 01-  
20 130 on January 9, 2002, is amended to read as follows:

21  
22 **25A.20.060 Exemptions and reductions.**

23  
24 (1) The following shall be exempt from annual service charges:

25 (a) property that is owned by, and is the personal residence of, a person or  
26 persons approved by the county assessor for a senior citizen or disabled persons  
27 property tax exemption under RCW 84.36.381.

28 (b) property that is owned by a "public benefit nonprofit corporation," as defined  
29 by RCW 24.03.490 and is used as a cemetery, provided the property does not  
30 discharge stormwater off-site through constructed conveyance facilities and a 50 foot  
31 vegetated buffer is maintained on the property along any waterbody that drains to a  
32 fishbearing stream or lake.

33 (2) The rate charged for state highway right-of-way shall be 30 percent of the rate  
34 for comparable real property in terms of impervious surface coverage, or as otherwise  
35 provided by RCW 90.03.525.

36 (3) Pursuant to RCW 90.72.070, each parcel permitted and assessed a fee for a  
37 dairy waste national pollution discharge elimination system permit shall be exempt from  
38 the portion of the annual service charge collected under the authority of Chapter 90.72  
39 RCW.

40 (4) Pursuant to RCW 90.72.070, lands classified as forest under Chapter 84.33  
41 RCW as an open space timber under Chapter 84.34 RCW shall be exempt from the  
42 portion of the annual service charge collected under the authority of Chapter 90.72  
43 RCW.

44 (5) The rate charged for a parcel with a commercial rainwater harvesting system  
45 shall be reduced from the rate set out in this chapter by a fraction equal to the storage

1 volume of the rainwater harvesting system divided by the mean annual runoff volume  
2 generated by the total impervious surface area at the parcel.  
3  
4

5 PASSED this 26th day of October, 2005.  
6

7 SNOHOMISH COUNTY COUNCIL  
8 Snohomish County, Washington  
9

10 /s/ Gary A. Nelson  
11 Chairperson  
12

13 ATTEST:

14  
15 /s/ Barbara Sikorski  
16 Asst. Clerk of the Council  
17

18 (X) APPROVED  
19 ( ) EMERGENCY  
20 ( ) VETOED

21 DATE: /s/ October 27, 2005  
22

23 /s/ Mark Soine  
24 Deputy Executive  
25 for County Executive

26 ATTEST:

27  
28 /s/ Laura Nelson  
29

30 Approved as to form only:

31  
32 /s/ Gordon W Sivley 8/25/05  
33 Deputy Prosecuting Attorney

D-7