

ORIGINAL

ORDINANCE NO. 659

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, AMENDING SURFACE WATER UTILITY LOW IMPACT DEVELOPMENT REGULATIONS TO PROVIDE AN INCENTIVE FOR RETROFITTING DEVELOPED PROPERTIES WITH RAIN GARDENS OR CONSERVATION LANDSCAPING, SETTING A CURRENT TO REBATE AMOUNT; AND AMENDING SHORELINE MUNICIPAL CODE 13.10.120 AND 3.01.400**

WHEREAS, City Council has surveyed incentives offered by surface water utilities in other jurisdictions to retrofit developed properties with Low Impact Development techniques to reduce peak flows in streams which cause flooding and stream degradation; and

WHEREAS, the City Council has determined that a limited rebate incentive offered to developed properties for construction of rain gardens or conservation landscaping will promote the goals of the Shoreline Surface Water Utility; now therefore

**THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:**

**Section 1. Amendment.** Shoreline Municipal Code Section 13.10.120, *Revenue and expenditures*, is hereby amended as follows:

.120

A. Fees, ~~and discounts, and rebates~~ associated with surface water management are set forth in the surface water management fee schedule in Chapter 3.01 SMC. All fees collected pursuant to this chapter shall be credited and deposited in the surface water utility enterprise fund pursuant to SMC 3.35.080.

B. Fees deposited in the surface water enterprise fund shall be expended for:

1. ~~Administering, operating, maintaining, or improving the surface water system, including all or any part of the cost of planning, designing, acquiring, constructing, repairing, replacing, improving, regulating, educating the public, or operating drainage and stormwater facilities owned by the city;~~

2. ~~or to paying or securing the payment of all or any portion of any debt issued for such purpose and the related reserve and coverage requirements;~~

3. Providing a rebate for developed properties for the construction of approved rain gardens or conservation landscaping of at least 400 square feet secured by a property covenant for repayment of the rebate if the improvement is discontinued within ten years of payment.

C. Fees shall not be transferred to any other funds of the city except to pay for expenses attributable to the surface water system.

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**Section 2. Amendment.** Shoreline Municipal Code Section 3.01.400, *Surface water management rate table*, is hereby retitled as *Surface water utility rates* and amended as follows:

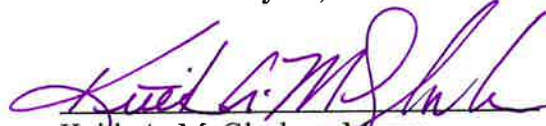
.400 Surface water ~~management~~ utility rates table

... [Subsections A-C unchanged]

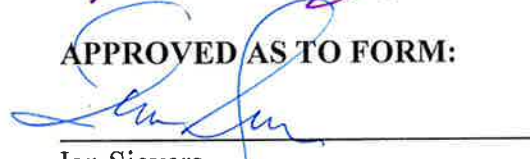
D. Rebate. Developed properties shall be eligible for the rebate under SMC 13.10.120 for constructing approved rain gardens or conservation landscaping at a rate of \$2 per square foot not to exceed \$1600 for any parcel.

**Section 2. Effective date.** A summary of this ordinance consisting of its title shall be published in the official newspaper of the City and the ordinance shall take effect and be in full force five (5) days after the date of publication.


**ADOPTED BY THE CITY COUNCIL ON May 20, 2013.**

  
Keith A. McGlashan, Mayor

**APPROVED AS TO FORM:**

  
Ian Sievers  
City Attorney

**ATTEST:**

  
Scott Passey  
City Clerk

Date of Publication: May 23, 2013  
Effective Date: May 28, 2013