

**WOODINVILLE WATER DISTRICT
KING COUNTY, WASHINGTON
RESOLUTION NO. 3703**

A RESOLUTION of the Board of Commissioners of the Woodinville Water District of King County, Washington, establishing policies and a process to allow real property owners subject to District Water or Sewer Local Facilities Charges to pay such charges in installments.

Whereas, the Woodinville Water District ("District") is a Title 57 water-sewer district organized and existing under the laws of the State of Washington to provide water and sewer service to real property located within its corporate and service area boundaries; and

Whereas, The District is authorized by RCW 57.08.005(11) to charge property owners seeking connection to the District's water or sewer systems such reasonable connection charges as the District Board of Commissioners shall determine to be proper in order that such property owners shall bear their equitable share of the cost of such system; and

Whereas, Chapter 4.32 of the District Code requires the owners of real property seeking to connect such property to a water or sewer facility constructed by the District as a capital construction project to pay to the District, in addition to all other applicable fees and charges, a local facilities charge ("Local Facilities Charge"); and

Whereas, the District is also authorized by RCW 57.08.005(11) to permit payment of connection charges to the District, including a Local Facilities Charge, on an installment basis with interest; and

Whereas, the District Board of Commissioners desires to establish an equitable process to help mitigate the financial burden that paying a District Local Facilities Charge may present to customers who own real property subject to those charges; now, therefore,

BE IT RESOLVED by the Board of Commissioners of the Woodinville Water District, King County, Washington, as follows:

1. Property owners seeking to connect their real property to the District's water or sewer system who are required to pay a Water or Sewer Local Facilities as a condition of such connection shall be allowed to pay the applicable Local Facilities Charge on the following terms and conditions:

a. The property owner shall be required to pay to the District at least ten (10) per cent of the Local Facilities Charge owing at the time of application for connection of their property but shall be allowed to pay the balance owing of the Local Facilities Charge to the District on an installment basis over a period not exceeding five (5) years.

b. The portion of the Local Facilities Charge owing shall be paid to the District in equal semi-annual installments together with interest on such installment payments equal to the prime lending rate of the District's bank depository in effect at the time of the property owner's application for connection of their property to the District utility system, plus four (4) per cent (for example, a prime lending rate of three (3) per cent plus four (4) per cent equals an interest rate of seven (7) per cent.

c. Invoices shall be issued to the property owner by the District on a semi-annual basis, and mailed to the property owner at least thirty (30) days prior to the due date for each semi-annual payment. Installment payments not paid within thirty (30) days of its due date shall be delinquent and the District shall have all rights pursuant to RCW 57.08.081 and the installment payment agreement entered into between the District and the property owner to recover such delinquent Local Facilities Charge.

d. Property owners applying to the District to pay Local Facilities Charges shall be required to sign a Local Facilities Charge Installment Payment Agreement(s) in the form attached hereto as **Exhibits 1** and **2** and incorporated herein in full by this reference. The District General Manager, or the General Manager's designee, is hereby authorized to sign such installment agreements on the District's behalf. Following the execution of an installment agreement, District staff shall record such installment agreement with the Office of King County Records and Elections at the property owner's expense. The installment agreement shall be a covenant running with the real property subject to the Local Facility Charge and a lien against the real property as provided for in the installment agreement and RCW 57.08.081, and as such statute may be modified and amended.

e. No penalty shall be charged for early pay-off of the amount owed under a Local Facilities Charge Installment Payment Agreement.


f. The property owner applying to connect their real property to the District's utility system shall, in addition to the payment of the Local Facility Charge owing as provided herein, shall be required to pay all other applicable District fees and charges, including water and sewer system development charges, owing as a condition of connection of the real property to the District's utility system(s).

2. This resolution and the policies and procedures set forth herein shall be effective the date set forth below; all existing District resolutions, policies and procedures to the extent not consistent with the foregoing are hereby modified,

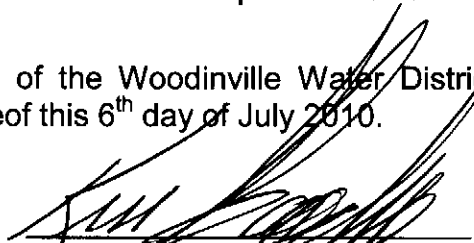
repealed and/or superseded to be consistent with the provisions of this resolution.

ADOPTED by the Board of Commissioners of the Woodinville Water District, King County, Washington, at a regular meeting thereof this 6th day of July 2010.

Attest:




Ed Cebroni, Secretary



Ken Goodwin – President

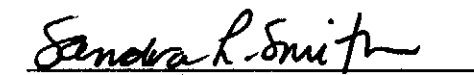


Karen Steeb – Vice President



Ed Cebroni - Secretary

Tim Matson - Commissioner



Sandra L. Smith - Commissioner