

KITSAP COUNTY SEWER DISTRICT NO. 7
RESOLUTION #2002- 5

A resolution setting forth the District's position with respect to latecomer's charges for the sewer constructed by the Kitsap County Consolidated Housing Authority (KCCHA) in Soundview Drive between Befair Avenue and Olympic Drive.

WHEREAS the District's old sewer system consisted of sewers serving 68 homes and apartments. These sewers discharged improperly treated sewage into the Sound; and

WHEREAS the District was able to use a grant and a low interest loan to construct new sewers to all except 6 homes on Soundview between Befair and Olympic Drive; and

WHEREAS the District needed to continue to operate this segment of the old sewer system because these 6 homes were still connected to the old system due to lack of funding; and

WHEREAS the old sewer system contributed substantial amounts of infiltration to the District's new treatment facility, resulting in wastewater which did not always meet permit requirements; and

WHEREAS KCCHA paid for the sewer line constructed in Soundview to serve 5 lots they own, and gave this line to the District for operation without conditions because KCCHA realized that the District could not levy a charge against the 6 homes served by the old sewer, nor did it have the funds to pay the proportional cost of the sewer; and

WHEREAS it is normal for a party constructing sewers which serve properties other than their own to request a latecomer's agreement with the District; and

WHEREAS the District did not direct the 6 homes to divert their wastewater into the new sewer without levying an assessment for the new sewer system against any of the properties served by the old sewer system, so it could not treat these 6 property owners any differently;

NOW THEREFORE BE IT RESOLVED that the District will accept a request for a latecomer's agreement from the KCCHA for this sewer subject to the following:

1. The following lots, identified by Assessor's tax lot numbers, are without homes, but are benefited by this sewer. Latecomer's charges would apply to these 6 properties.

4146-004-006-0003
4146-004-005-0004
4148-004-008-0009
4146-005-003-0003
4146-005-001-0005
4146-003-006-0005

2. The District will make certain reimbursements to KCCHA in lieu of latecomer's charges, subject to the following provisions, for the following 6 lots, which are each occupied by a home connected to the sewer.

4146-005-002-0004 (Dietsch)
4146-003-001-0000 (Whitson)
4146-003-002-0009 (Henry)
4146-003-003-0008 (Sanderson)
4146-003-005-0006 (Thompson)
4146-003-007-0004 (Safford)

Provision #1 – The latecomer's agreement filed with the County will not contain or apply to the next above 6 lots (lots occupied by a home previously connected to the old sewer system).

Provision #2 – The District will endeavor to make direct or in-kind reimbursements on the aggregate amount to the KCCHA in lieu of the latecomer's charges for these 6 lots.

Provision #3 – Reimbursements will only be made when the Board of Commissioners determines that such funds are available without compromising District needs.

Provision #4 – The Board may determine that charges otherwise owed to the District by KCCHA may be waived with the amount of the charge to be credited to payment of the latecomer's amount.

Provision #5 – The District will strive to make the total amount of the reimbursement equal to the amount that these 6 properties would otherwise have paid as a latecomer's charge.

Resolved this 10th day of October, 2002



President

Commissioner



Secretary