

WPO222C-ORD
07/22/93

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4569

AN ORDINANCE providing for the administration of the Storm and Surface Water Utility as part of the Utilities Department; amending Sections 1, 2 and 3 of Ordinance No. 2003, Section 1 (part) of Ordinance No. 3374, Section 1 (part) of Ordinance No. 3339, Section 2 of Ordinance No. 3158B, Section 1 (part) of Ordinance No. 3262, and Section 2 of Ordinance No. 3339 and Section 24.06.050(B), Section 24.08.030(A) and Sections 3.40.010, .020, .040, .050, and .065, of the Bellevue City Code.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 1 of Ordinance No. 2003, as amended by Section 2 of Ordinance No. 3158B, and Section 3.40.010 of the Bellevue City Code are amended to read as follows:

3.40.010 Established - City powers.

There is created and established a storm and service water utility of the city which shall operate as a component of the waterworks utility and which shall be administered by the Utilities Department. The city elects to exercise all the lawful powers necessary and appropriate to the construction, condemnation and purchase, acquisition, addition to, maintenance, conduct and operation, management, regulation and control of the storm and surface water utility described in Section 4 of Ordinance 2003 and as the same may hereafter be added to, bettered or extended within or without the present and future limits of the city, including, without limitation, all the lawful powers to fix, alter, regulate and control the rate, charges and conditions for the use thereof.

Section 2. Section 2 of Ordinance No. 2003, as amended by Section 3 of Ordinance No. 3158B, and Section 3.40.020 of the Bellevue City Code are amended to read as follows:

3.40.020 Director - Responsibilities.

The Director of the Utilities Department shall direct the operations of the utility, including, but not limited to, the administration, planning, design, construction, operation, maintenance and regulation of the storm drainage system.

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Section 3. Section 4 of Ordinance No. 3158B, as amended by Section 2 of Ordinance No. 3750, and Section 3.40.040 of the Bellevue City Code are amended to read as follows:

3.40.040 Engineering and Development Standards.

The director of the Utilities Department is authorized to formulate written engineering and development standards applicable to the administration, supervision, design, construction, maintenance and operation of the storm and surface water utility of the city and implementation of the ordinances administered by the Utilities Department regulating public and private development and work. Said standards shall be effective and shall be enforced by the Utilities Department upon their approval by resolution of the city council. Such standards shall be applied consistently with the provisions of state law and city ordinance. The director is further authorized, without additional approval of the city council, to promulgate and enforce administrative rules and procedures as appropriate to implement the standards approved by the city council under this section.

Section 4. Section 1 of Ordinance No. 3262 and Section 3.40.050 of the Bellevue City Code are amended to read as follows:

3.40.050 Board of Appeals.

The Environmental Services Commission shall act as a board of appeals as set forth in Sections 3.40.060 through 3.40.080.

Section 5. Section 2 of Ordinance No. 3339 and Section 3.40.065 of the Bellevue City Code are amended to read as follows:

3.40.065 Civil penalties and change in billing rate -- Appeal.

Any person aggrieved by any notice and order of the Director of the Utilities Department issued pursuant to Sections 24.08.100, 24.08.110 or 24.08.120 may appeal such determination to the board of appeals.

Section 6. Section 1 (part) of Ordinance No. 3374 and Section 24.06.050(B) of the Bellevue City Code are amended to read as follows:

24.06.050 Definitions.

The following words and phrases, when used in this chapter, shall mean:

B. "Director" means the Director of the Utilities Department, appointed by the city manager, or his/her designated representative.

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Section 7. Section 1 (part) of Ordinance No. 3339 and Section 24.08.030(A) of the Bellevue City Code are amended to read as follows:

24.08.030 Definitions.

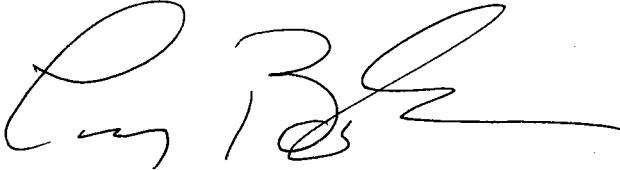
The following words when used in this chapter shall have the meanings indicated unless the context clearly indicates otherwise:

A. "Director" means the director of the Utilities Department, or his/her designated representative.

Section 8. This ordinance shall take effect and be in force five (5) days after its passage and legal publication.

PASSED by the City Council this 2nd day of August, 1993, and signed in authentication of its passage this 2nd day of August, 1993.

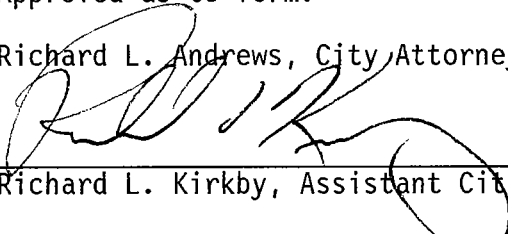
(SEAL)



Cary Bozeman, Mayor

Approved as to form:

Richard L. Andrews, City Attorney



Richard L. Kirkby, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

Published August 6, 1993