

RESOLUTION NO. 4138

A RESOLUTION REVISING THE IN-LIEU-OF ASSESSMENT CHARGES FOR SEWER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY (EXCLUDING THE NORTH ALBANY SANITARY SEWER BASIN) AND REPEALING RESOLUTION NO. 3974 (A RESOLUTION REVISING THE IN-LIEU-OF ASSESSMENT CHARGES FOR SEWER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY (EXCLUDING THE NORTH ALBANY SANITARY SEWER BASIN) AND REPEALING RESOLUTION NO. 3844.)

WHEREAS, Chapter 10.14 of the Albany Municipal Code sets forth requirements for in-lieu-of assessment charges for sewer connections of unassessed properties within the City of Albany, excluding the North Albany Sanitary Sewer Basin; and

WHEREAS, the established in-lieu-of assessment charges are closely related to the cost of construction of the capital improvements for the sewer system; and

WHEREAS, in-lieu-of assessment charges shall be adjusted on the first day of July each calendar year in proportion to the change in the Seattle Construction Cost Index as published in the *Engineering News-Record* (ENR); and

WHEREAS, the Seattle ENR Index used in Resolution No. 3974 was 6659, and the May 1999 ENR Index to be applied for purposes of this Resolution is 6935 (Index Ratio = $6935/6659 = 1.0414$, indexed dollars, rounded to the nearest \$1); and

WHEREAS, should a sewer line exist along more than one property frontage, a credit toward the in-lieu-of assessment calculation may be given for up to 100 feet of the existing line(s) on each additional frontage, or the length of the property line(s), whichever is less, except that in no case shall the total in-lieu-of assessment be less than an equivalent of fifty (50) feet of frontage.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution No. 3844 is hereby repealed as of the effective date of the revised charges;

BE IT FURTHER RESOLVED that the following sanitary sewer in-lieu-of assessment rates are hereby established and adopted:


In-Lieu-of Rate: ~~\$52.00~~ 54.00 per front foot plus
 \$1,500.00 per service lateral

BE IT FURTHER RESOLVED that the ILA fees as outlined in this Resolution shall not apply to the properties specified in Resolution No. 3788, dated May 14, 1997, for the sewer lines constructed for the Lochner Road utilities.

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the ILA fees as outlined in this Resolution on the first day of July each calendar year in proportion to the change in the Seattle Construction Cost Index as published in the *Engineering News-Record*. The adjustment shall be made by calculating the percentage increase/decrease in the index from the last adjustment, and then applying that percentage to the previous year's ILA fees; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be July 1, 1999.

ADOPTED THIS 23RD DAY OF JUNE 1999.



Mayor

ATTEST:




City Recorder Clerk