

RESOLUTION NO. 4698

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 4431 (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 4274).

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, in-lieu-of assessment charges are designed to recover the equivalent cost of constructing that portion of the sewer system that benefits the connecting property; and

WHEREAS, the minimum size sanitary sewer (8-inch pipe) shall be the basis for calculating the per front foot cost for all properties; and

WHEREAS, the per front foot dimension shall be calculated by measuring the length of the sanitary sewer system that is adjacent to the connecting property; and

WHEREAS, it is important to annually adjust in-lieu-of assessment charges in order to keep pace with the changing cost of public improvement projects; and

WHEREAS, the Seattle ENR Index used in Resolution 4431 was 7327, and the April 2002 ENR Index to be applied for purposes of this Resolution is 7540 (Index Ratio =  $7540/7327 = 1.0291$ ).

WHEREAS, the calculated fee will be used to apply next year's annual adjustment, but the rounded fee (rounded to the nearest dollar) will be the established rate this year; and

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 4431 is hereby repealed as of the effective date of the revised charges; and

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

In-Lieu-of Rate:           \$~~57~~ (calculated fee = \$58.66) \$59 per front foot plus  
  \$1,500 per service lateral

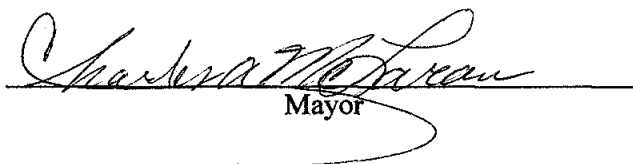
BE IT FURTHER RESOLVED that should a sewer line exist along more than one property frontage, a credit toward the in-lieu-of assessment calculation may be given for up to 100 feet of the existing line(s) on each additional frontage, or the length of the property line(s), whichever is less, except that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

BE IT FURTHER RESOLVED that the ILA fees outlined in this Resolution shall not apply to the properties specified in Resolution Number 3788, Resolution Number 3921, and subsequent resolutions specifically referencing the sewer lines constructed for the Lochner Road utilities project WL-96-5; and

BE IT FURTHER RESOLVED that it is the intent of the Albany City Council to annually adjust the in-lieu-of assessment charges 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* (ENR). 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 in-lieu-of assessment charge; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be July 1, 2002.

DATED THIS 12<sup>TH</sup> DAY OF JUNE 2002.

  
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Mayor

ATTEST:

  
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City Recorder