

## ORDINANCE NO. 550

### AN ORDINANCE OF THE CITY COUNCIL OF WOODINVILLE, WASHINGTON, AMENDING WOODINVILLE MUNICIPAL CODE CHAPTER 21.38.030 AND 20.06.080 PERTAINING TO SANITARY SEWER REGULATIONS.

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**WHEREAS**, the Woodinville City Council approved the 2012 Docket on February 7, 2012; which included an item to review the City's requirements for connection to public sanitary sewer systems and private sewer/septic systems; and

**WHEREAS**, the City Council referred this matter to the Woodinville Planning Commission for study and recommendation; and

**WHEREAS**, the Woodinville Planning Commission reviewed this matter at study sessions on June 6, 2012 and on July 18, 2012; and at a public hearing on September 12, 2012; and

**WHEREAS**, the Woodinville Planning Commission recommends amendment of the Woodinville Municipal Code to improve understanding and clarity of the City's sanitary sewer regulations; and

**WHEREAS**, the Woodinville City Council has reviewed the Planning Commission's recommendation and received additional public comment regarding the recommended changes at a public hearing on October 9, 2012; and

**WHEREAS**, the Woodinville City Council has determined that the proposed amendments contained in Ordinance No. 550 are consistent with the City's Comprehensive Plan Goals and Policies, and will provide needed clarity for the public and to ensure consistent application of the regulations;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WOODINVILLE, WASHINGTON, DO ORDAIN AS FOLLOWS:**

**Section 1. Amendments of WMC Relating to Sewage Disposal.** Woodinville Municipal Code Sections 21.28.030 and 20.06.080 are hereby amended as follows (new text is shown by underline; deletions of text are shown by ~~strikethrough~~); all other provisions of these section shall remain unchanged and in full force and effect.

**21.28.030 Adequate sewage disposal.**

All new development shall be served by an adequate public or private sewage disposal system, including both collection and treatment facilities as follows:

- (1) New development is encouraged to hook up to the public sewage system, provided that:
  - (a) For the issuance of a building permit, preliminary plat approval or other land use approval the site of the proposed development is served by an existing disposal system consistent with the City-approved comprehensive sewer plan, and the disposal system has been approved by the City and the Woodinville Water District or local purveyor as being consistent with applicable State and local design and operating guidelines;

(b) For the issuance of a certificate of occupancy for a building permit, the approved public sewage disposal system as set forth in subsection (1)(a) of this section is installed to serve each building or lot;

(c) For recording a final plat, final short plat or binding site plan the approved public sewage disposal system set forth in subsection (1)(a) of this section shall be installed to serve each lot respectively; or a bond or similar security shall be deposited with the Public Works Director for the future installation of an adequate sewage disposal system. The bond may be assigned to a purveyor to assure the construction of such facilities within two years of recording; and

(d) For a zone reclassification, the timing of installation of required sewerage improvements shall be contained in the approving ordinance.

(2) A private individual sewage system may be approved, if an on-site sewage disposal system for each individual building or lot is installed to meet the requirements and standards of the County Department of Public Health as to lot size, soils, and system design prior to issuance of a certificate of occupancy for a building permit or approval of a preliminary plat or short plat.

(3) Hook up to the public sewage system may be required for expansion of existing developments within 330 feet of the sewage system if the existing development does not have or cannot establish an approved and functioning private septic system.

(4) New single-family residential subdivisions and short subdivisions, that have submitted a complete application on or after February 19, 2013; that create lots less than one acre per unit must hook up to the municipal sewer system if the system is within 330 feet of the proposed development.

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#### **20.06.080 Sewage disposal.**

(1) All lots shall be served by the sanitary sewer system ~~as approved by the City of Woodinville and the Woodinville Water District or local purveyor, or on-site sewage disposal system, as required by WMC 21.28.030. approved by the City of Woodinville and the King County~~ Department of Public Health. Except for private side sewers, any common sanitary sewer system serving more than one lot shall be provided by the applicant and dedicated to the appropriate sanitary sewage disposal service purveyor. Such sewer systems shall be designed and constructed according to all applicable provisions of the Woodinville Municipal Code and the standards and specifications of the service purveyor.

~~(2) Developments on lots less than one acre per unit must hook up to the municipal sewer system if the system is within 330 feet of a proposed development.~~

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**Section 2. Severability.** Should any section, paragraph, sentence, clause, or phrase of this Ordinance be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

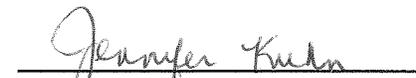
**Section 3. Copy to Commerce Department.** Pursuant to RCW 36.70A.106(3), the City Clerk is directed to send a copy of the amendments to the State Department of Commerce for its files within ten (10) days after adoption of this ordinance.

**Section 4. Effective Date.** The adoption of this Ordinance, which is a power specifically delegated to the City legislative body, is not subject to referendum. This Ordinance or a summary thereof shall be published in the official newspaper of the City, and shall take effect and be in full force five days after publication.

**ADOPTED BY THE CITY COUNCIL AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 5<sup>TH</sup> DAY OF FEBRUARY, 2013.**

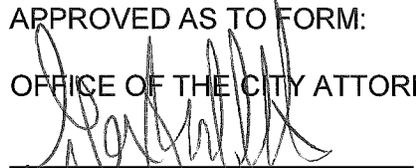
  
Bernard W. Talmas, Mayor

ATTEST/AUTHENTICATED:

  
Jennifer Kuhn  
City Clerk/CMC

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

  
Greg Rubstello, City Attorney

PASSED BY THE CITY COUNCIL: 2-5-2013

PUBLISHED: 2-11-2013

EFFECTIVE DATE: 2-19-2013

ORDINANCE NO. 550



STATE OF WASHINGTON

DEPARTMENT OF COMMERCE

1011 Plum Street SE • PO Box 42525 • Olympia, Washington 98504-2525 • (360) 725-4000  
www.commerce.wa.gov

February 7, 2013

Jennifer Kuhn  
City Clerk  
City of Woodinville  
17301 - 133rd Avenue Northeast  
Woodinville, Washington 98072

Dear Ms. Kuhn:

Thank you for sending the Washington State Department of Commerce (Commerce) the following materials as required under RCW 36.70A.106. Please keep this letter as documentation that you have met this procedural requirement.

**City of Woodinville - Adopted Ordinance No. 550 amending Woodinville Municipal Code Chapter 21.38.030 and 20.06.080 pertaining to Sanitary Sewer Regulations. These materials were received on February 06, 2013 and processed with the Material ID # 18909.**

**City of Woodinville - Adopted Ordinance No. 554 Housekeeping amendments pertaining to specific regulations. These materials were received on February 06, 2013 and processed with the Material ID # 18910.**

**City of Woodinville - Adopted Ordinance No. 556 removing the Pedestrian Oriented Street Designation for NE 173rd Street. These materials were received on February 06, 2013 and processed with the Material ID # 18911.**

We have forwarded a copy of this notice to other state agencies.

If this submitted material is an adopted amendment, then please keep this letter as documentation that you have met the procedural requirement under RCW 36.70A.106.

If you have submitted this material as a draft amendment, then final adoption may occur no earlier than sixty days following the date of receipt by Commerce. Please remember to submit the final adopted amendment to Commerce within ten days of adoption.

If you have any questions, please contact Growth Management Services at [reviewteam@commerce.wa.gov](mailto:reviewteam@commerce.wa.gov), or call Dave Andersen (509) 434-4491 or Paul Johnson (360) 725-3048.

Sincerely,

Review Team  
Growth Management Services