

ORDINANCE NO. 1949-18

AN ORDINANCE OF THE CITY OF MILTON, WASHINGTON, AMENDING CHAPTER 13.42 OF THE MILTON MUNICIPAL CODE AS IT RELATES TO SCHOOL IMPACT FEES; ENTERING LEGISLATIVE FINDINGS; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City currently requires payment of School Impact Fees pursuant to Chapter 13.42 of the Milton Municipal Code; and

WHEREAS, the City and the Fife School District have an interlocal agreement for the administration of the School Impact Fee system and accounts; and

WHEREAS, the City of Milton would like to establish a School Impact Fee that is fair and consistent; and NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF MILTON, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Findings. The recitals set forth above are hereby adopted as the Milton City Council's findings in support of this ordinance.

Section 2. Subsection A of Section 13.42.040 is hereby amended as follows:

13.42.040 School District Capital Facilities Plan.

A. For purposes of this chapter, the Fife School District 417 "Capital Facilities Plan 2018-2024" adopted by the Fife School District on July 30, 2018, is adopted by reference as though set forth herein in full.

Section 3. Section 13.42 is hereby amended as follows:

13.42.060 Determination and collection of impact fees.

A. The department shall determine and collect impact fees as follows:

1. School impact fees shall be paid directly from the developer to the school district. Upon receipt of impact fees, the school district shall issue the developer a receipt identifying the amount of impact fees paid and the development project for which the fees are paid. Unless a deferral is granted pursuant to MMC [13.42.100](#), the city of Milton shall not issue any building permit until it receives a receipt from the school district establishing that any required school

impact fees have been paid to the district. It shall be the responsibility of the developer to ensure that the city receives a copy of the receipt.

2. The current impact fee amounts for Fife School District No. 417 are:

Single Family Resident:	\$3,500
Multifamily/Duplex Residential Unit	\$2,200

Starting on September 1, 2019 and each September 1st thereafter, said fees may increase in an amount equal to the percentage increase in the Engineering News-Record annual construction cost index.

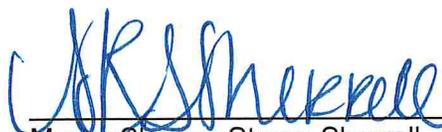
Section 4. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 5. Publication. This ordinance shall be published by an approved summary consisting of the title.

Section 6. Effective Date. This ordinance shall become effective and be in full force five (5) days after passage, approval, and publication as provided by law.

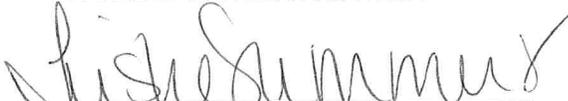
PASSED by the Council and approved by the Mayor of the City of Milton, this 15th day of October, 2018.

CITY OF MILTON



Mayor Shanna Styron Sherrell

ATTEST/AUTHENTICATED:



Trisha Summers, City Clerk

APPROVED AS TO FORM:

Ogden Murphy Wallace, City Attorney

Published: 10-17-18
Effective Date: 10-23-18

