

ORDINANCE NO. 1967-19

AN ORDINANCE OF THE CITY OF MILTON, WASHINGTON, AMENDING MILTON MUNICIPAL CODE SECTION 13.28.050; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND FOR SUMMARY PUBLICATION BY ORDINANCE TITLE ONLY.

WHEREAS, the City of Milton operates Water Utility to provide services to residents; and

WHEREAS, the City is able to detect water leaks and notify customers almost immediately; and

WHEREAS, customers are currently entitled to an account credit/adjustment for additional water consumption due to leaks; and

WHEREAS, the time period for which leak adjustments are allowed is not currently limited; and

WHEREAS, it is reasonable to limit the amount of time for which leaks can go unrepaired and still result in a leak credit to the customer.

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

Section 1. Section 13.28.050 of the Milton Municipal Code is amended to read as follows:

13.28.050 Water leak adjustments.

The water leak adjustment shall be established as follows:

A. The leak adjustment will be for a time period not to exceed 30 days from the date the customer is notified of the leak by the City; or, if no notification is provided the leak adjustment will be for a time period not to exceed 30 days from date of discovery by the customer. The Public Works Director or designee may approve an additional 30 days for significant repairs which may require additional time due to cost or availability of contractors.

B. A request for a water leak adjustment must be made in writing to the city of Milton, administration/finance department. The written request must include the date the leak was repaired and a copy of the repair bill or receipt for materials. Written requests must be received within 30 days of the date of repair.

C. Each customer is allowed one leak adjustment per 12-month period.

D. The bill that includes leak consumption must be paid in accordance with the normal payment procedures. Approved adjustments shall be credited on the bill following the adjustment approval.

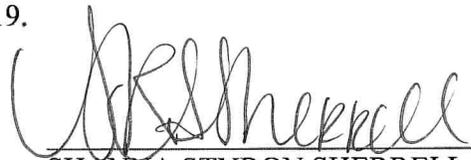
E. The adjustment shall be based on water use during the previous year.

F. The maximum adjustment shall be 50 percent of the consumption amount that exceeds the consumption amount during the same billing period in the previous year. For customers occupying premises for less than one year, the consumption adjustment shall be made from the average consumption of the three billing periods previous to the leak consumption bill. (Ord. 1243 § 1, 1994).

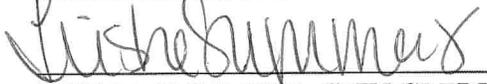
Section 2 Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause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

Section 4. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect June 1, 2019, which is at least five (5) days from and after its passage, approval, and publication, as provided by law.

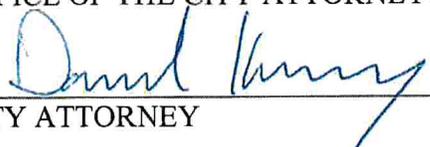
PASSED by the Milton City Council the 20th day of 2019, and approved by the Mayor, the 20th day of May, 2019.


SHANNA STYRON SHERRELL, MAYOR

Attest/Authenticated:


TRISHA SUMMERS, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:


CITY ATTORNEY