

Document Code No.: Fin 8-2-1-PR

Title: Debt Service Collection

Effective Date: 30 days after filing with ARMMS

Authorities: King County Code

Keywords: Surface Water Management Debt Fee

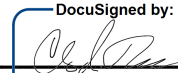
Sponsoring Agency: Department of Natural Resources and Parks, Water and Land Resources Division



King County

Signature:

Date signed:

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I. Purpose

This rule establishes uniform procedures for collecting the debt service portion of the Surface Water Management (SWM) fee in areas that annex or incorporate and to implement King County Code (K.C.C) 9.08.020.

Applicability and Audience

This rule applies to individuals, organizations, and local government in areas that annex or incorporate.

II. Definitions

- A. "Debt service portion" means that portion of the Surface Water Management service charge that is allocated to debt service on bonds.
- B. "Department" means the Department of Natural Resources and Parks or its successor.
- C. "Developed parcel" means any parcel altered from the natural state by the construction, creation or addition of impervious surfaces.
- D. "Division" means the Water and Land Resources Division or its successor.
- E. "Drainage facility" means the system of collecting, conveying, and storing surface and storm water runoff. Drainage facilities shall include but not be limited to all surface and storm water conveyance and containment facilities including streams, pipelines, channels, ditches, swamps, lakes, wetlands, closed depressions, infiltration facilities, flow control facilities, erosion/sedimentation control facilities and other drainage structures and appurtenances, both natural and constructed.
- F. "Service area" means unincorporated King County.
- G. "Surface water management fee" means the annual fee charges to the owners of developed parcels in unincorporated King County to pay for surface and storm water management services provided by King County's Surface Water Management Program as set forth in K.C.C. chapter 9.08.

III. Policies

- A. The Department shall continue to charge the debt service portion of the SWM fee in areas that annex or incorporate in accordance with R.C.W. 36.89.100 and K.C.C. chapter 9.08.
- B. The authority for collecting the charges specified in III.A will be delegated to the Division.
- C. The debt service portion of the SWM fee for areas annexed or incorporated will not be prorated.
- D. The debt service portion of the SWM fee will not be discounted for drainage facilities as specified in K.C.C. 9.08. 080.

- E. If a parcel is owned and is the personal residence of a person or persons determined by the county assessor as qualified for a senior or disabled persons exemption under RCW 84.36.381, the parcel will be exempt from the debt service portion of the SWM fee as specified in K.C.C. 9.08.080.
- F. If a parcel is owned or leased by a public school district which provides activities which directly benefit the Surface Water Management program, the debt service portion of the SWM fee will be reduced as specified in K.C.C. 9.08.080.
- G. The total SWM fee for developed parcels in the unincorporated portion of the Surface Water Management service area will not exceed those specified in K.C.C. 9.08.070.
- H. The Division may adjust the debt service portion of the rates and charges annually to meet the debt service payments.
- I. The Division will adjust the debt service portion of the rates and charges when the bonds are retired or refinanced.

IV. Implementation Plan

- A. This rule becomes effective 30 days after filing with King County Department of Executive Services, Records and Licensing Service Division, Archives, Records Management and Mail Services Section.
- B. The Division is responsible for implementation of this rule. The Division will:
 - 1. Calculate the debt service portion of the rate for developed parcels based on the debt service for the bonds issued before the date of annexation or incorporation. The calculation for each bond issue will be as follows: $(D/R)*T$, where:
 - D = Average annual debt service of the bond issue.
 - R = Projected annual SWM fee revenue at the time of the bond issue.
 - T = The parcel's non-discounted rate at the time of the bond issue.
 - 2. Bill and collect from the property owner for the debt service portion of the SWM fee using the rate calculated in IV B1.
 - 3. Calculate the debt service portion of the annual SWM fee for state, county, or local roads based on the debt service for the bonds issued before the date of annexation or incorporation. The calculation for each bond issue will be as follows: $(D/R)*E$, where:
 - D = Average annual debt service of the bond issue.
 - R = Projected annual SWM fee revenue at the time of the bond issue.
 - E = Projected annual SWM fee for state or county roads in the annexing or incorporating area at the time of the bond issue.
 - 4. Bill and collect from the local or state government for the debt service charges as calculated in IV B3.
 - 5. Adjusts the debt service portion of the rates and charges in accordance with III H and III I.

- C. The property owner is responsible for paying the SWM fee by the date specified on the statement.

V. Maintenance

This rule will be maintained by Department of Natural Resources and Parks Water and Land Resource Division or its successor agency.

VI. Consequences for Noncompliance

Interest accrues on delinquent SWM fees that may result in tax lien foreclosure on the parcel as detailed in KCC 9.08.100.

Appendices: None