

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Executive				6/8/93	Introduction
Commission Head:				6/22/93	Finance/Council
Dept. Head:					
Prosecutor:	Row	6/1/93			
Purchasing/Budget:					
Executive:					

**SUBJECT:**

An ordinance amending ordinance 92-040 approving and confirming the final rates and charges roll for the Lake Samish Lake Management District No. 1.

**ATTACHMENTS:**

- Ordinance
- Background Documents

**SUMMARY STATEMENT:**

*Please complete sections of box as appropriate & explain the item below.*

Related County contract #: n/a	Should Clerk schedule a hearing? NO / x / YES / / Requested date:
Amount budgeted for this item/project: n/a	Is it (or will it be) within budget? YES / / NO / / (Please explain below)
Budget line item number(s): n/a	

Charles R. Randall, property owner in the Lake Management District No. 1, applied for a water permit quantity reduction with the Department of Ecology according to the policy outlined in the March 1, 1993 letter from the Whatcom County Health Department (see Exhibit 2).

The Department of Ecology subsequently granted a superseding water permit for Mr. Randall, reducing public waters to be appropriated from .02 cubic feet per second (cfs) to .01 cfs on his permit (#24667).

Since rates and charges for Lake Management District No. 1 were partially based on water quantity appropriated, Mr. Randall is entitled to a reduction in his LMD charge.

This ordinance reduces the water permit charge on parcel #370335-555324 owned by Charles R. Randall.

**ORIGINATOR'S RECOMMENDED ACTION:**

Pass

**COMMITTEE ACTION TAKEN:**

**COUNCIL ACTION TAKEN:**

- 6/8/93: Council introduction
- 6/22/93: Adopted unanimously

**Related File Numbers:**

**Ordinance or Resolution Number (this item only):** 093-232

INTRODUCED BY: Consent

PROPOSED BY: County Executive

DATE: 6/8/93

ORDINANCE NO. 93-032

**AN ORDINANCE AMENDING ORDINANCE 92-040 APPROVING AND CONFIRMING THE FINAL RATES AND CHARGES ROLL FOR THE LAKE SAMISH LAKE MANAGEMENT DISTRICT NO 1; LEVYING AND ASSESSING THE AMOUNT THEREOF AGAINST THE LOTS, TRACTS, PARCELS OF LAND AND OTHER PROPERTY ON SAID ROLL; AND CERTIFYING THE SAME TO THE COUNTY TREASURER FOR COLLECTION.**

**WHEREAS**, Charles R. Randall, property owner in the Lake Management District No. 1, applied for a water permit quantity reduction with the Department of Ecology according to the policy outlined in the March 1, 1993 letter from the Whatcom County Health Department (see Exhibit 2); and,

**WHEREAS**, the Department of Ecology subsequently granted a superseding water permit for Mr. Randall, reducing public waters to be appropriated from .02 cubic feet per second (cfs) to .01 cfs on his permit #24667; and,

**WHEREAS**, since rates and charges for Lake Management District No. 1 were partially based on water quantity appropriated, Mr. Randall is entitled to a reduction in his Lake Management District charge. A reduction of this amount will not jeopardize the projects as budgeted.

**NOW, THEREFORE, BE IT ORDAINED** that Ordinance 92-040 be amended as follows:

**SECTION 1. Confirmation.** The Whatcom County Council hereby accepts the Whatcom County Hearing Examiner's recommendation and finds and determines that the final rates and charges roll for Lake Management District No. 1 is just and equitable. Accordingly, the final rates and charges roll (Exhibit A), in the total amount of ~~\$71,275.05~~ \$71,139.16 (~~\$42,397.68~~ \$42,261.79 Retention Dam Project and \$28,877.37 Stream Channel Clearance Project) is hereby approved and confirmed, and the rates and charges set forth therein are hereby levied against each lot, tract and parcel of property described in the roll.

**SECTION 2. Collection.** The Clerk of the Council is hereby directed to place the Lake Management District No. 1 rates and charges roll in the hands of the County Treasurer for collection. Upon delivery of such roll, the amount of each rate and charge set forth in the roll, together with any interest or penalty imposed from time to time, shall become a lien against the property so charged. The lien shall be paramount and superior to any other lien or encumbrance whatsoever, theretofore or thereafter created, except a lien for general taxes and local and special assessments of the county (RCW 36.94.150).



Lake Management District Rates and Charges Roll

Parcel number	Name	Address	State	Zip	Wtr Rt Appl	Wtr Qty	Lk Ft	Assmt Lk Ft	Assmt Ttl	Name #
370335 433469	HERRMANN, GEORGE L & ETHE	445 W LAKE SPANISH DR	WA	98226		0.00	20.00	0.00	37.32	HERRR200
370335 433471	GEORGE L & DOLORES L HERR	445 LAKE SPANISH DR	WA	98226-9300	3 S -26029	.01	40.00	135.89	74.64	HERRR201
370335 435426	HOWARD L JR-CYNTHIA D COL	13110 167TH AVE NE	WA	98052	3 S -26003	.01	90.00	135.89	0.00	COLS1490
370335 439458	GREEN, HAROLD W	426 W LAKE SPANISH DR	WA	98226			90.00	0.00	167.93	GREEN1550
370335 439467	ANNETTE C DREY & LAWBERT	816 DE LA FUENTE ST	CA	91754			70.00		130.62	DREY1001
370335 441395	JAMES H JR & PAGE J LOEB	4241 RIDGEMOOD AVE	WA	98226	3 S -25487	.01	90.00	135.89	0.00	LOEB1100
370335 445449	COURTNEY D & LAVERNE D LI	418 LAKE SPANISH DR	WA	98226	3 S -25912	.01	90.00	135.89	167.93	LIND3701
370335 449436	JARRATT, DAVID W	408 W LAKE SPANISH DR	WA	98226	51-232576		90.00	0.00	167.93	JARR1000
370335 453423	HOWARD L JR-CYNTHIA D COL	13110 167TH AVE NE	WA	98052	3 S -25977	.01	117.00	135.89	218.31	COLS1490
370335 456414	ANDERSON, HARLMER & GEORG	394 W LAKE SPANISH DR	WA	98226-9313	3 S -26036	.01	63.00	135.89	117.55	ANDR2370
370335 457397	MATTHEWS, JANICE M (45839	2217 N 36TH	WA	98103-9107	3 S -26115	.01	80.00	135.89	149.27	MATT2100
370335 457406	PIHL, ERIK B	1422 BRADSHAW RD	WA	98273-9707			130.00	0.00	242.57	PIHL0100
370335 458390	PIERCE, JANICE M	2217 N 36TH ST	WA	98103			10.00	0.00	18.66	PIER2100
370335 462372	ELIZABETH A SENFF & JAMES	905 148TH DR S E	WA	98007-5839			100.00	0.00	186.59	SENF1000
370335 468362	CARNEY, ROBERT E & BRIAN	350 W LAKE SPANISH DR	WA	98226	3 S -25054	.01	90.00	135.89	167.93	HOLM0245
370335 480343	J ARNOLD & D HICKS & SCOT	3034 KULSHRN ST	WA	98225	3 S -25165	.01	100.00	135.89	186.59	DAV14457
370335 480350	ANTON E & GUDRUM N S HOLM	19804 ASHWORTH AVE N	WA	98133-3624	3 S -25314	.01	70.00	135.89	130.62	HOLM0201
370335 480358	SHAWN W & CHRISTINE J COL	1195 W 59TH AVE	WA	98226-9307	3 S -25473	.01	85.00	135.89	158.60	COLR2320
370335 483331	DAVIS, ALAN B	324 W LAKE SPANISH DR	WA	98226	51-21066C		45.00	0.00	83.97	DAV11580
370335 483335	DAVIS, ALAN B	324 W LAKE SPANISH DR	WA	98226	51-21066C		60.00	0.00	111.96	DAV11580
370335 501223	CALMOR COVE CLUB & L. SMI	316 W LAKE SPANISH DR	WA	98226-9307	51-24911C		281.00	0.00	524.33	DUNN1250
370335 527321	GRIFFITHS, ERNIE N	25873 26TH AVE	WA	98225-4904	3 S -26223	.01	60.00	135.89	111.96	GRIFF9900
370335 533322	MILLER, RUSSELL & MARTHA	1460 ELLIS ST	WA	98225-4904			60.00	0.00	111.96	MILL5380
370335 537203	JOHN R MCNAMARA	4209 SW 98TH ST	WA	98136-2839	3 S -25505	.01	135.89	0.00	0.00	MCNAM3801
370335 540321	DELINDA J PRICE & IVOR SA	141 MINORCA WAY	CA	94020	3 S -26026	.01	60.00	135.89	111.96	PRICE0400
370335 545322	HENLEY, MADE A	2088 FIRE LN RD	WA	98225-9302	3 S -25942	.01	50.00	135.89	0.00	HENL4950
370335 550322	HARRAR DEVELOPMENT LTD	22785 129TH AVE	WA	98225-9314	3 S -26050	.01	50.00	135.89	93.30	HARRM130
370335 555324	RANDALL, CHARLES R	293 W LAKE SPANISH DR	WA	98226-9314	3 S -24667	.02	30.00	274.70	55.98	RANDR2600
370335 555324	RANDALL, CHARLES R	293 W LAKE SPANISH DR	WA	98226-9314	3 S -24667	.01	30.00	135.89	55.98	RANDR2000
370335 560326	EDMOND G HARRIS & HENRY S	371 SHALLOW SHORE RD	WA	98226	3 S -25917	.02	65.00	271.78	121.29	HARRR3250
370335 561369	GORDON & CAROL TVERSON	398 SHALLOW SHORE RD	WA	98225			580.00	0.00	1082.24	TVER4390
370336 010312	STEWART L & BEVERLY J THO	370 SHALLOW SHORE	WA	98226-8504	3 S -25816	.01	135.89	0.00	0.00	THOM2400
370336 012356	GORDON & CAROL TVERSON	398 SHALLOW SHORE RD	WA	98225	51-25006C		110.00	0.00	205.25	TVER4390
370336 013342	BISHOP, LEO W	382 SHALLOW SHORE RD	WA	98226	51-23820C		120.00	0.00	223.91	BISH6200