

RESOLUTION NO. 2010 - 16

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELLINGHAM, WASHINGTON, DECLARING ITS INTENTION TO ORDER THE IMPROVEMENT OF 34<sup>TH</sup> STREET SEWER BETWEEN TAYLOR STREET AND DONOVAN AVENUE, BEGINNING APPROXIMATELY 1500 FEET NORTH OF DONOVAN AND RUNNING SOUTH; AND TO CREATE A LOCAL IMPROVEMENT DISTRICT TO ACCESS THE COST AND EXPENSE OF CARRYING OUT THOSE IMPROVEMENTS AGAINST THE PROPERTIES SPECIALLY BENEFITTED THEREBY, AND NOTIFYING ALL PERSONS WHO DESIRE TO COMMENT ON, OR OBJECT TO, THE IMPROVEMENTS TO APPEAR AND PRESENT THEIR OBJECTIONS AT A HEARING BEFORE THE CITY COUNCIL, TO BE HELD ON JULY 12, 2010.**

**WHEREAS**, a majority of benefited parcels in the proposed LID area have signed a petition in support of the project; and

**WHEREAS**, the County Health department has issued restrictions on septic use in the affected area; and

**WHEREAS**, the City Council intends to bring waste disposal along 34<sup>th</sup> street up to a higher standard through a continuation of the adjacent sewer line; and

**WHEREAS**, the City Council finds that taking such action is in the health, safety, and welfare interests of the City; and,

**WHEREAS**, the City Council now desires to fix a time and place for a for a hearing thereon;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BELLINGHAM:**

Section 1. It is the intention of the City Council of the City of Bellingham, Washington, to order the improvement of the properties within the area described in Exhibit "A," attached hereto and by this reference made a part hereof, by the improvement of properties described in Exhibit "A," installation of approximately 1500 lineal feet of 8 inch diameter sanitary sewer main.

All of the foregoing improvements shall be in accordance with the plans and specifications therefore prepared by the Director of Public Works of the City and may be modified by the City as long as that Modification does not affect the purpose of the improvements.

Section 2. The total costs and expenses of the improvements are estimated to be \$200,000, of which one hundred percent of the cost and expense of the improvements shall be borne by and assessed against the properties specially benefited by the improvements to be included in a local improvement district to be established embracing, as nearly as practicable, all the property specially benefited by the improvements. Actual assessments may vary from estimated assessments as long as they do not exceed a figure equal to the increased true and fair value the improvements add to the property.

City of Bellingham  
City Attorney  
210 Lottie Street  
Bellingham, Washington 98225  
360-778-8270

Section 3. The City Finance Department is authorized and directed to give notice of the adoption of this resolution and of the date, time and place fixed for the public hearing to each owner or reputed owner of any lot, tract, parcel of land or other property within the proposed local improvement district by mailing such notice at least fifteen days before the date fixed for public hearing to the owner or reputed owner of the property as shown on the tax rolls of the Whatcom County Assessor at the address shown thereon, as required by law. The City Finance Department also is authorized and directed to give notice of the adoption of this resolution and of the date, time and place fixed for the public hearing to each owner or reputed owner of any lot, tract, parcel of land or other property outside of the proposed local improvement district that is required by the Federal Housing Administration as a condition of loan qualification to be connected to the proposed improvements, by mailing such notice at least fifteen days before the date fixed for the public hearing to the owner or reputed owner of the property as shown on the tax rolls of the Whatcom County Assessor at the address shown thereon, as required by law.

This resolution also shall be published in at least two consecutive issues of the official newspaper of the City, the date of the first publication to be at least fifteen days prior to the date fixed for the public hearing.

Section 4. All persons who may desire to comment on or object to the proposed 34<sup>th</sup> Street Sewer LID improvements are notified to appear and present those comments or objections at a hearing before the City Council to be held in the Council Chambers July 12, 2010, at 7: 00 p.m. at the City Hall, 210 Lottie, in the City of Bellingham, Washington , which time and place are fixed for hearing all matters relating to the improvements and all comments thereon or objections thereto, and for determining the method of payment for the improvements. All persons who may desire to comment thereon or object thereto should appear and present their comments or objections at that hearing. Any person who may desire to file a written protest with the City Council may do so within 30 days after the date of passage of the ordinance ordering the improvements in the event the local improvement district is formed. The written protest should be signed by the property owner, include the legal description of the property for which the protest is filed and the grounds of objection, and that protest should be delivered to the City Clerk. Failure to timely submit an objection as required herein will be conclusively presumed to have been waived and will not be considered.


Section 5. The City's Director of Public Works is directed to submit to the City Council on or prior to the date fixed for hearing, all data and information required by law to be submitted.

**PASSED** by the Council this 10th day of May, 2010.

  
\_\_\_\_\_  
Council President

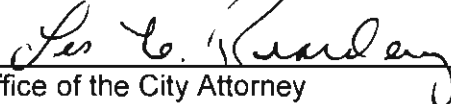
City of Bellingham  
City Attorney  
210 Lottie Street  
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APPROVED by me this 21<sup>st</sup> day of May, 2010.

  
\_\_\_\_\_  
Mayor

ATTEST:   
\_\_\_\_\_  
Finance Director

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Office of the City Attorney

Published: May 14, 2010

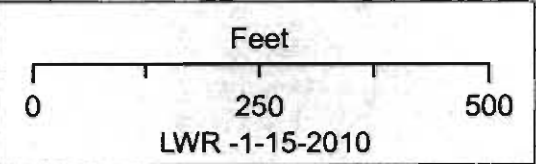
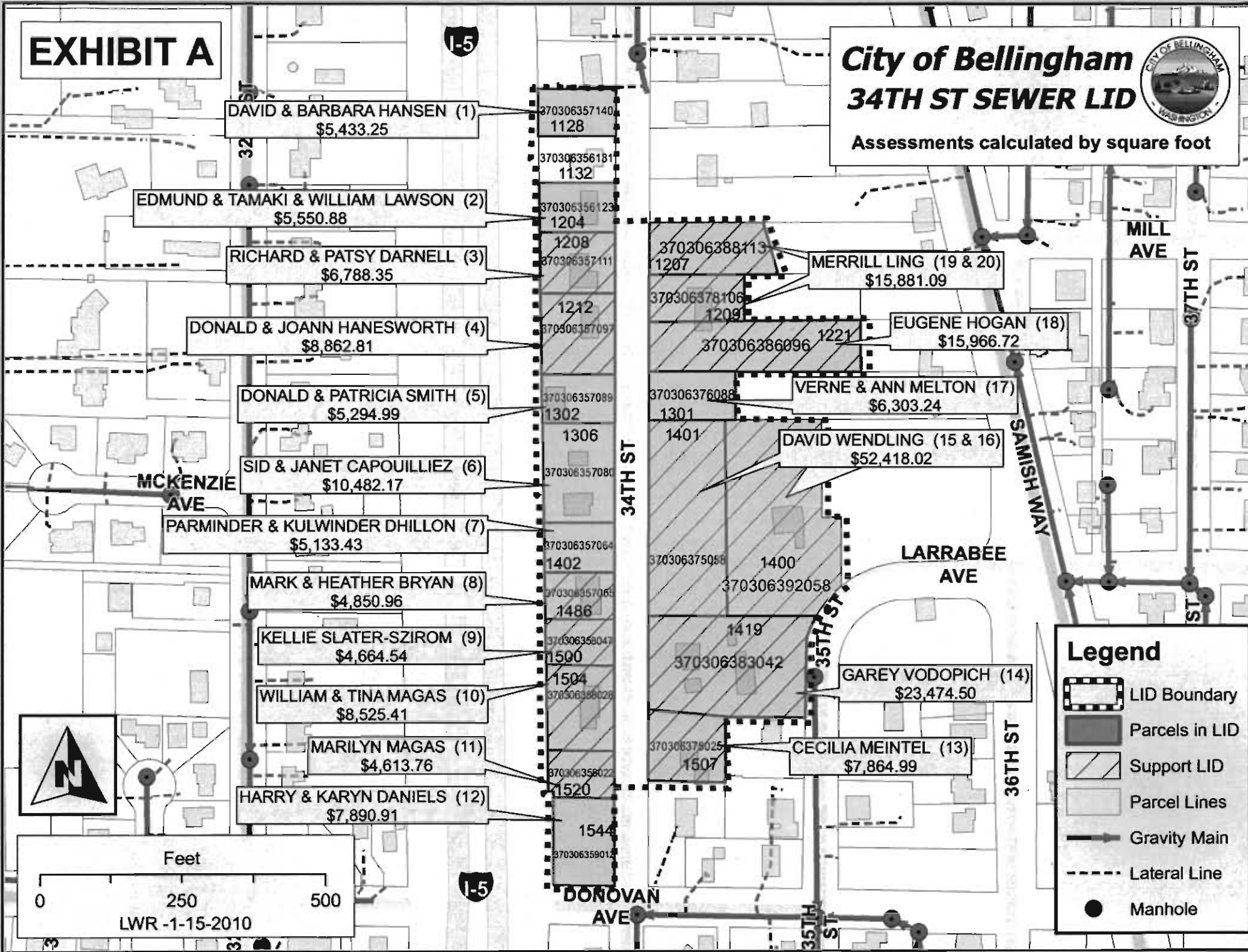
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# EXHIBIT A

## City of Bellingham 34TH ST SEWER LID



Assessments calculated by square foot



### Legend

- LID Boundary
- Parcels in LID
- Support LID
- Parcel Lines
- Gravity Main
- Lateral Line
- Manhole

# 34th Street Sewer LID Special Benefit Assessment Roll

(Zoning for all is RS 12.0)

**ESTIMATED TOTAL LID PROJECT CONSTRUCTION AND ADMINISTRATIVE COSTS: \$200,000.**

Flat parcel share: \$200,000. / 20 = \$ 10,000. (each)

**PREFERRED SHARED COST PERCENTAGES  
BASED ON BENEFITTED PARCEL'S  
SQUARE FOOTAGES**

To determine a parcel's shared cost - USE one of the 3 assessment method's percentage shown for that parcel, and multiply it by the total **ESTIMATED** project cost of: **\$200,000.** (% x 200,000. = \$ cost) or see that parcel's total in the Individual Parcel Expense column below. (\* Denotes support of LID)

LID Property Number	House Number	Parcel Square Footages	Square Foot Share %	Individual Parcel Expense	Street Frontage (in feet)	Frontage share %	Individual Parcel Expense	Units Now	Units Possible	Unit Max %	Individual Parcel Expense	Pump Likely	Parcel Number	OWNER NAME	Owner Address	City	Impr Values	Total Values
1	1128	11,155.04	2.7166	\$5,433.25	83.67	3.61	\$7,215.14	0	1	3.33%	\$6,666.67	Y	370306357140	DAVID J & BARBARA C HANSEN	1261 PARADISE RD	BHAM	0	81000
2	1204	11,396.55	2.7754	\$5,550.88	83.67	3.61	\$7,215.14	1	1	3.33%	\$6,666.67	Y	370306356123	EDMUND. TAMAKI, & WILLIAM LAWSON	1132 34TH ST	BHAM	161960	251960
3	1208	13,937.21	3.3942	\$6,788.35	115.34	4.97	\$9,946.15	1	1	3.33%	\$6,666.67	Y	370306357111	RICHARD M & PATSY L DARNELL	1208 34TH ST	BHAM	106575	206575
4	1212	18,196.30	4.4314	\$8,862.81	135.67	5.85	\$11,699.27	1	1	3.33%	\$6,666.67	Y	370306357097	DONALD I. & JO ANN HANESWORTH	1212 34TH ST	BHAM	153990	263990
5	1302	10,871.18	2.6475	\$5,294.99	83.67	3.61	\$7,215.14	1	1	3.33%	\$6,666.67	Y	370306357089	DONALD D. & PATRICIA J. SMITH	P O BOX 28268	BHAM	68875	158875
6	1306	21,521.02	5.2411	\$10,482.17	167.34	7.22	\$14,430.28	1	1	3.33%	\$6,666.67	Y	370306357080	SID & JANET E CAPOUILLIEZ	1616 202ND PL SW	LYNWD	130195	240195
7	1402	10,539.48	2.5667	\$5,133.43	83.67	3.61	\$7,215.14	0	1	3.33%	\$6,666.67	Y	370306357064	PARMINDER & KULWINDER DHILLON	8204 209TH AVENUE	SUMNER	0	45000
8	1486	9,959.53	2.4255	\$4,850.96	83.67	3.61	\$7,215.14	1	1	3.33%	\$6,666.67	Y	370306357055	MARK & HEATHER BRYAN	1486 34TH ST	BHAM	168585	258585
9	1500	9,576.81	2.3323	\$4,664.54	83.67	3.61	\$7,215.14	0	1	3.33%	\$6,666.67	Y	370306358047	KELLIE SLATER-SZIROM	96 MOREY AVE	BHAM	0	63000
10	1504	17,503.58	4.2627	\$8,525.41	167.34	7.22	\$14,430.28	1	1	3.33%	\$6,666.67	Y	370306358028	WILLIAM D. & TINA MAGAS	1504 34TH ST	BHAM	212415	332415
11	1520	9,472.54	2.3069	\$4,613.76	83.67	3.61	\$7,215.14	0	1	3.33%	\$6,666.67	Y	370306358022	MARILYN MAGAS	92 MARTHA ST	CANADA	0	68400
12	1544	16,200.89	3.9455	\$7,890.91	167.34	7.22	\$14,430.28	0	1	3.33%	\$6,666.67	Y	370306359012	HARRY M & KARYN L DANIELS	3114 30TH ST	BHAM	0	80000
13	1507	16,147.66	3.9325	\$7,864.99	136.35	5.88	\$11,757.91	1	1	3.33%	\$6,666.67		370306375025	CECILIA S. MEINTEL	1507 34TH ST	BHAM	85430	225430
14	1419	48,195.66	11.7372	\$23,474.50	167.34	7.22	\$14,430.28	1	4	13.33%	\$26,666.67		370306383042	GAREY M. VODOPICH	1419 34TH ST	BHAM	100000	300000
15	1400	61,287.94	14.9257	\$29,851.31	0.00	0.00	\$0.00	1	5	16.67%	\$33,333.33		370306392058	DAVID A. WENDLING	1400 35 TH ST	BHAM	109477	348647
16	1401	46,331.88	11.2834	\$22,566.71	334.70	14.43	\$28,862.28	0	3	10.00%	\$20,000.00		370306375058	DAVID A. WENDLING	1400 35TH ST	BHAM	0	176000
17	1301	12,941.23	3.1516	\$6,303.24	83.67	3.61	\$7,215.14	0	1	3.33%	\$6,666.67		370306376088	VERNE S JR & ANN P MELTON	1300 SAMISH WAY	BHAM	0	60000
18	1221	32,781.38	7.9834	\$15,966.72	83.67	3.61	\$7,215.14	0	2	6.67%	\$13,333.33		370306386096	EUGENE J. HOGAN	1621 ELDRIDGE AVE	BHAM	0	130000
19	1207	19,010.45	4.6297	\$9,259.36	91.17	3.93	\$7,861.89	0	1	3.33%	\$6,666.67		370306388113	MERRILL M. LING	1209 34TH ST	BHAM	0	75000
20	1209	13,595.12	3.3109	\$6,621.73	83.67	3.61	\$7,215.14	1	1	3.33%	\$6,666.67		370306378106	MERRILL M. LING	1209 34TH ST	BHAM	135470	275470
<b>TOTALS:</b>		<b>410,621.47</b>	<b>100</b>	<b>\$200,000.00</b>	<b>2,319.29</b>	<b>100</b>	<b>\$200,000.00</b>	<b>11</b>	<b>30</b>	<b>100%</b>	<b>\$200,000.00</b>							

Supporting LID - by total # of parcels = 65%	In support of LID - by Square Foot Totals = 77%	In support of LID - by Street Frontage = 68%	In support of LID - by # of Possible Units = 67%
(13/20 x 100)	315996/410621.47 x 100)	(1566.26/2319.29 x 100)	(20/30 x 100)

34th Street LID

MOB /TRAFFIC CONTROL/ EROSION CONTROL

1 LS \$ 14,100.00

SAW CUT PAVE,MENT

2000 LF \$ 1.00 \$ 2,000.00

8" PVC TRENCH EXCAVATION AND INSTALLATION (5' MIN. COVER)

1380 LF \$ 45.00 \$ 62,100.00

Manoles

5 EACH \$ 3,000.00 \$ 15,000.00

GRAVEL BACKFILL

1000 TON \$ 8.00 \$ 8,000.00

SEWER SERVICE TO PROPERTY LINE

19 \$ 1,500.00 \$ 28,500.00

PAVEMENT REPAIR SERVICE CROSSINGS AND EDGE REPAIR

300 TON \$ 80.00 \$ 24,000.00

\$ 153,700.00

Engineering Consult Design, Design Survey and Design Soils and Construction Survey

~15% \$ 23,000.00

City Admin

~5% \$ 8,000.00

Contin.

~10% \$ 15,300.00

TOTAL \$ 200,000.00