

RESOLUTION NO. 499

A RESOLUTION OF THE CITY OF GIG HARBOR, WASHINGTON, EXTENDING THE COMMITMENT PERIODS IN CERTAIN UTILITY EXTENSION AND SEWER CAPACITY AGREEMENTS FOR AN ADDITIONAL EIGHTEEN MONTHS.

WHEREAS, on May 27, 1997, the City Council imposed a six month moratorium on the acceptance of applications for sewer service connections and the issuance of sewer service permits as provided in Ordinance No. 759; and

WHEREAS, the City Council desires to provide equitable relief for persons who have entered certain utility extension and sewer capacity agreements with the City of Gig Harbor; and

WHEREAS, the purpose of a utility extension and sewer capacity agreement is to allow a person to discharge a specified amount of sewage into the City's sewer system upon the satisfaction of certain conditions; and

WHEREAS, utility extension and sewer capacity agreements limit the amount of time that the City will reserve sewer capacity to between twelve and thirty-six months (hereinafter referred to as the "commitment period"); and

WHEREAS, the City Council believes that an extension of the commitment periods in certain utility extension and sewer capacity agreements will provide equitable relief for persons who have entered such agreements.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Extension of Commitment Periods in Certain Utility Extension and Sewer Capacity Agreements. The commitment periods in all utility extension and sewer capacity agreements entered on or before the date of adoption of this resolution for which the commitment periods have not yet expired as of May 27, 1997, are hereby extended an additional eighteen months.

Section 2. Resolution Does Not Affect Other Terms of Utility Extension and Sewer Capacity Agreements. The extension of the commitment periods in those utility extension and sewer capacity agreements identified above does not modify, revoke or waive any of the other terms and conditions of such agreements.

RESOLVED by the City Council this 14th day of July, 1997.

APPROVED:

MAYOR, GRETCHEN WILBERT

ATTEST/AUTHENTICATED:

CITY CLERK, MOLLY M. TOWSLEE

APPROVED AS TO FORM;

CITY ATTORNEY, CAROL MORRIS

FILED WITH THE CITY CLERK: 7/10/97
PASSED BY THE CITY COUNCIL: 7/14/97
RESOLUTION NO. 499