

CHAPTER 113.

[Senate Bill No. 119.]

MUNICIPAL WATER AND SEWER FACILITIES.

AN ACT relating to municipal water and sewer facilities; and amending section 35.91.020, chapter 7, Laws of 1965 and RCW 35.91.020.

*Be it enacted by the Legislature of the State of Washington:*

RCW 35.91.020 amended.

Section 1. Section 35.91.020, chapter 7, Laws of 1965 and RCW 35.91.020 are each amended to read as follows:

Cities and towns—Municipal water and sewer facilities—Contracts with owners of real estate for water or sewer facilities—Reimbursement of costs by subsequent users.

The governing body of any city, town, sewer district, water district or drainage district, hereinafter referred to as a "municipality" may contract with owners of real estate for the construction of storm, sanitary or combination sewers, pumping stations and disposal plants, water mains, hydrants or appurtenances, hereinafter called "water or sewer facilities", within their boundaries or within ten miles from their corporate limits connecting with the public water or sewerage system to serve the area in which the real estate of such owners is located, and to provide for a period of not to exceed fifteen years for the reimbursement of such owners and their assigns by any owner of real estate who did not contribute to the original cost of such water or sewer facilities and who subsequently tap onto or use the same of a fair pro rata share of the cost of the construction of said water or sewer facilities, including not only those directly connected thereto, but also users connected to laterals or branches connecting thereto, subject to such reasonable rules and regulations as the governing body of such municipality may provide or contract, and notwithstanding the provisions of any other law. To the extent it may require in the performance of such contract, such municipality shall have the right to install said

water or sewer facilities in and along the county streets in the area to be served as hereinabove provided, subject to such reasonable requirements as to the manner of occupancy of such streets as the county may by resolution provide. The provisions of such contract shall not be effective as to any owner of real estate not a party thereto unless such contract shall have been recorded in the office of the county auditor of the county in which the real estate of such owner is located prior to the time such owner taps into or connects to said water or sewer facilities. The power of the governing body of such municipality to so contract shall also apply to water or sewer facilities in process of construction on June 10, 1959 or which shall not have been finally approved or accepted for full maintenance and operation by such municipality upon June 10, 1959.

Passed the Senate March 9, 1967.

Passed the House March 8, 1967.

Approved by the Governor March 21, 1967.