

RESOLUTION NO. 994

A RESOLUTION AMENDING RESOLUTION NO. 675 AND AMENDING THE LATECOMER AGREEMENT FEE SCHEDULE FOR THE CITY OF LYNDEN, WHATCOM COUNTY, WASHINGTON, PURSUANT TO CHAPTER 13.28 OF THE LYNDEN MUNICIPAL CODE

WHEREAS, the City of Lynden ("City") has adopted an ordinance establishing requirements and procedures for entry of Latecomer Agreements in Ordinance No. ____ (codified in Chapter 13.28 of the Lynden Municipal Code;

WHEREAS, Resolution No. 675, that established the administrative fee schedule associated with Ordinance No. 1172, Section 13.28.130 (A), (B) and (C) needs to be updated; and

WHEREAS, all Latecomer Fees are non-refundable;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Lynden, Whatcom County, Washington that all Latecomer fees are revised as follows:

Section 1: Latecomer Agreement Application Fee \$500
Shall be paid when application is submitted.

Section 2: Latecomer Agreement Administrative Fees

Base Fee

For all Utility System Improvements	\$300
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Street System Improvements	\$450
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Plus 1% of the Cost of Construction of both Utility System Improvements and for Street System Improvements.

For each parcel of property within the proposed Assessment Reimbursement Area	\$150 per parcel
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Application Fee is non-refundable and shall be paid at time of application submittal. All other Administrative fees shall be paid prior to recording of Latecomer Agreement.

Section 3: Fees for further segregation of properties within an assessment reimbursement area are established as follows:

For each new segregated parcel	\$150.00 per parcel
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Section 4: BE IT FURTHER RESOLVED that any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the provisions of this resolution.

Section 5: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Council hereby declares that it would have passed this code and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if, for any reason, this Resolution should be declared

invalid or unconstitutional, then the original Resolution or Resolutions shall be in full force and effect.

Section 6: This Resolution shall be in full force and effect on _____, 2019.

PASSED by the City Council of the City of Lynden, Whatcom County, Washington on the ____ day of _____, 2019 and signed by the Mayor on the ____ day of _____, 2019.

Mayor Scott Korthuis

ATTEST:

City Administrator

APPROVED AS TO FORM:

CITY ATTORNEY