

ORDINANCE 1797

AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, AMENDING THE AMOUNT OF SCHOOL IMPACT FEES TO BE COLLECTED; AMENDING THE TAXES, RATES AND FEES SCHEDULE RELATING TO SCHOOL IMPACT FEES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, pursuant to North Bend Municipal Code (“NBMC”) Section 17.32.010, the City Council of the City of North Bend (“City”) has authority to create and set school impact fees to be collected on behalf of Snoqualmie Valley School District No. 410 (“School District”); and

WHEREAS, as adopted by Ordinance No. 1260, effective December 18, 2006, school impact fees were established by the City consistent with the fees established in the School District’s Capital Facilities Plan; and

WHEREAS, pursuant to Ordinance No. 1269, effective April 2, 2007, the City’s Fee Schedule references the designated amount of school impact fees, as determined according to the Capital Facilities Plan of the School District; and

WHEREAS, pursuant to Ordinance No. 1260 and Article III of the Interlocal Agreement between the City and the School District dated December 6, 2006, and subsequently amended on April 3, 2012, the City must review and adjust the Fee Schedule on an annual basis as it relates to school impact fees, to account for adjustments to the School District’s Capital Facilities Plan; and

WHEREAS, pursuant to Ordinance No. 1483, effective April 15, 2013, the School District Capital Facilities Plan is incorporated by reference into the Capital Facilities Element of the North Bend Comprehensive Plan; and

WHEREAS, the City adopted Ordinance No. 1636, effective January 1, 2018, which amended Ordinance No. 1260, to clarify the treatment of cottage dwelling units for purposes of calculating the amount of school impact fees; and

WHEREAS, the School District adopted its “Capital Facilities Plan 2023” on June 8, 2023, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the School District’s Capital Facilities Plan 2023 establishes a school impact fee of \$9,230.89 for Single Family housing and \$6,391.47 for Multi-Family housing; and

WHEREAS, the City Council held a Public Hearing on the School District's Capital Facilities Plan 2023 fees on October 3, 2023, and desires to update the amount of school impact fees to be consistent with the School District Capital Facilities Plan 2023;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. School Impact Fees, Amended: The school impact fees authorized by North Bend Municipal Code Section 17.32.010 shall be amended to read as follows:

Impact fees per single-family dwelling unit, cottage or other dwelling unit greater than 1,200 sq. feet	<u>\$9,230.89</u> \$16,202.85
Impact fees per multi-family unit, cottage or other dwelling unit 1,200 sq. feet or less	<u>\$6,391.47</u> \$5,534.14

Section 2. Taxes, Rates & Fees Schedule, Amended: The City Clerk is directed to update the School Impact Fees, as set forth in Section 1 of the Ordinance, in the next update to the City's Taxes, Rates and Fees Schedule.

Section 3. Severability: Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4. Effective Date: This ordinance shall be published in the official newspaper of the City and shall take effect and be in full force on January 1, 2024.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 3RD DAY OF OCTOBER, 2023.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Rob McFarland, Mayor

Kendra Rosenberg, City Attorney

ATTEST/AUTHENTICATED:

Published: October 13, 2023
Effective: January 1, 2024

Susie Oppedal, City Clerk