

CITY OF SEATTLE
ORDINANCE 126182
COUNCIL BILL 119896

AN ORDINANCE relating to the City Light and Seattle Public Utilities Departments; temporarily removing the charge of interest on delinquent utility consumption and utilization accounts; superseding several sections under Title 21 that authorize and require the collection of interest on delinquent utility consumption and utilization accounts; and ratifying and confirming certain prior acts.

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a public health emergency, beginning on January 27, 2020, as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States; and

WHEREAS, the Governor of the State of Washington on February 29, 2020 issued Proclamation 20-05, proclaiming a State of Emergency for all counties throughout the state of Washington; and

WHEREAS, on March 3, 2020, Seattle Mayor Jenny Durkan proclaimed a civil emergency exists in the City of Seattle; and

WHEREAS, the Governor of the state of Washington, on July 24, 2020 proclaimed a State of Emergency continues to exist in all counties of Washington State and that Proclamation 20-05 and all amendments thereto remain in effect; and

WHEREAS, while the practice of social distancing is critical in mitigating the rate of spread of the COVID-19 virus, it is having significant negative economic effects on the national and regional economy, in particular small businesses and workers in large sectors of the Seattle-area economy who cannot work remotely; and

1 WHEREAS, Seattle Public Utilities has several Seattle Municipal Code provisions requiring
2 collection of interest on delinquent utility consumption and utilization charges; and

3 WHEREAS, Seattle Municipal Code ("SMC") Section 21.49.130 authorizes the City Light
4 Department to charge interest on delinquent utility consumption and utilization accounts,
5 but requires compliance with SMC Chapter 3.02 procedures for any changes; and

6 WHEREAS, a consistent temporary policy towards relief from the collection of interest on
7 delinquent utility consumption and utilization policy is intended for utility ratepayers
8 having difficulty paying their bills in full; and

9 WHEREAS, the relief effectuated by Ordinance 126058, which established the policy, expired
10 August 1, 2020, necessitating another ordinance to continue the relief; NOW,

11 THEREFORE,

12 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

13 Section 1. No new interest charges shall be added to utility consumption and utilization
14 accounts for residential customers, customers that are non-profit organizations as defined under
15 Seattle Municipal Code subsection 5.30.040.C, or commercial customers with taxable gross
16 annual receipts of less than \$5 million in 2019 on bills issued from August 1, 2020 until the
17 earlier of:

- 18 A. Termination of the civil emergency proclaimed by the Mayor on March 3, 2020; or
19 B. January 1, 2021.

20 Section 2. To the extent the following sections or subsections of the Seattle Municipal
21 Code that authorize or require the collection of interest on delinquent utility customer
22 consumption and utilization charges are inconsistent with Section 1 of this ordinance, they are
23 superseded during the time period stated in Section 1:

- 1 21.04.470.D (Bills for water used — Delinquency);
- 2 21.28.260 (Billing and collection of wastewater charges);
- 3 21.33.110 (Delinquent payments — Enforcement procedures);
- 4 21.40.070 (Commercial collection rates and charges);
- 5 21.40.080 (Recycling and disposal station rates);
- 6 21.40.120.C (Payment of charges — delinquency and lien); and
- 7 21.49.130.E (Authority).
- 8 Section 3. Any act consistent with the authority of this ordinance taken prior to its
- 9 effective date is ratified and confirmed.

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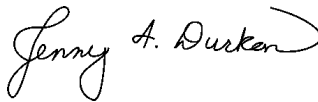
Section 4. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 29th day of September, 2020,
and signed by me in open session in authentication of its passage this 29th day of
September, 2020.



President _____ of the City Council

Approve by me this 2nd day of October, 2020.



Jenny A. Durkan, Mayor

Filed by me this 2nd day of October, 2020.



Monica Martinez Simmons, City Clerk

(Seal)