

AFTER RECORDING RETURN TO:

Mason County Utilities and Waste Management PO Box 578 410 N. 4th St Shelton, WA 98584
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**SEWER CONNECTION CHARGE MONTHLY  
INSTALLMENT PAYMENT AGREEMENT**

Account Number: \_\_\_\_\_

Service Address: \_\_\_\_\_

Tax I.D. Number: \_\_\_\_\_

This Agreement (Agreement) is made this \_\_\_\_\_ day of \_\_\_\_\_, 2011, by and between the Mason County, a municipal corporation ("County"), and \_\_\_\_\_ and \_\_\_\_\_ ("Owner") (individually a "Party" and collectively the "Parties") for the purposes set forth herein.

**RECITALS**

A. The County is presently constructing a new sewer system ("Sewer System") in an area known as Belfair located in Mason County, Washington. The Owner desires to connect the Owner's real property which has a mailing address of \_\_\_\_\_, which is legally described on **Exhibit A** attached hereto and incorporated herein by this reference ("Property"), to the Sewer System.

B. Pursuant to RCW 36.94.140, the County is authorized to charge property owners seeking connection to the County's sewer system such reasonable connection charges as the Board of Commissioners shall determine to be proper in order that such property owners shall bear their equitable share of the cost of such system. Pursuant to such authority, the County has adopted a sewer connection charge of Three Thousand Dollars (\$3,000.00) ("Connection Charge") for the connection of a residence or equivalent residential unit ("ERU") to the Sewer System. Pursuant to RCW 35.67.360, the County is also authorized to assist the owners of structures to finance the acquisition of materials and for the conservation or more efficient use of sewer services in such structures, provided the County shall have a lien against the property benefited for such financial assistance.

C. To encourage the owners of property with structures that can be served by the Sewer System to promptly connect their property to the Sewer System and to remove the health hazard associated with existing septic systems throughout the Belfair area, County is willing to (a) allow Owner to pay one-half of the Connection Charge (\$1,500.00) in monthly installment payments with interest, and (b) assist Owner with installing a side sewer on the Property, connecting the Property to the Sewer

System through the side sewer, decommissioning the existing septic tank on the Property, and pay the cost of such work and hook-up to the Sewer System ("Hook-Up Charge") through monthly installment payments with interest subject to the terms and conditions of this Agreement (the financed portion of the "Connection Charge" and the "Hook-Up Charge" collectively referred to herein as the "Sewer Connection Charge"). The Owner desires to pay its Sewer Connection Charge on an installment basis pursuant to the terms and conditions of this Agreement.

D. The purpose of this Agreement is to set forth the terms of the County's consent to the Owner's payment of the Sewer Connection Charge owing to the County on an installment basis over ten (10) years at an interest rate of four percent (4%), and the Owner's agreement to make such payments to the County on an installment basis.

### AGREEMENT

NOW, THEREFORE, in consideration of the terms and conditions set forth in this Agreement, the Parties agree as follows:

1. Consent to Connection. The County grants to Owner and Owner's heirs and assigns permission to connect improvements located upon the Property to the County's sewer system.

2. Payment of Sewer Connection Charges.

2.1 Owner shall pay the County a Sewer Connection Charge of \_\_\_\_\_ (\$\_\_\_\_\_) of which \_\_\_\_\_ (\$\_\_\_\_\_) has been paid at the time of execution of this Agreement, the receipt of which is hereby acknowledged. Owner shall pay the balance of \_\_\_\_\_ (\$\_\_\_\_\_) in \_\_\_\_\_ (\_\_\_\_\_) equal monthly installments of \_\_\_\_\_ (\$\_\_\_\_\_).

2.2 The County will bill the Owner in monthly installment amounts of which payment will be due on the first (1st) day of every month. The first installment payment shall be due and payable on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. The installment payments shall include accrued interest at the rate of four percent (4%) per annum on the unpaid balance until the principal and interest are fully paid.

2.3 In the event Owner fails to pay any installment payments on or before the due date indicated on the billing statement, there shall be assessed a late penalty of ten percent of the installment amount. If the payment is not made within sixty (60) days after the due date, the installment payments shall be deemed delinquent and the entire unpaid balance of the Sewer Connection Charge, together with accrued interest, shall become immediately due and payable. The County shall then have the right to assess applicable penalties and interest pursuant to RCW 36.94.150 and other applicable statutes, County ordinances and resolutions, and this Agreement (the delinquent Sewer Connection Charge, accrued interest and statutory penalties and interest are collectively referred to in this agreement as the "Delinquent Amount"), and certify the Delinquent Amount to the Mason County Treasurer for lien foreclosure proceedings pursuant to RCW 36.94.150 and RCW 35.67.360, or as such statutes may be revised, amended or superseded. In addition to the right to assess the Delinquent Amount and to foreclose, the County shall have the right, but not the obligation, to terminate Owner's sewer service after the installment amount is delinquent for a period of sixty (60) days until the Delinquent Amount, interest owing, and penalties are paid in full.



7. Recording. This Agreement shall be recorded by the County with the Mason County Auditor's Office following its execution by the Parties. Owner agrees to pay the costs of recording this Agreement.

8. Recitals Incorporated by Reference. The recitals set forth above are incorporated herein in full by this reference.

OWNER(S):

\_\_\_\_\_

Owner Signature

\_\_\_\_\_

Owner Signature

\_\_\_\_\_

(Print Name)

\_\_\_\_\_

(Print Name)



**Exhibit "A"**

Legal Description:

Also known as:

Tax ID: \_\_\_\_\_