



## **City of Seattle Public Utilities Notice of Rulemaking**

Under the authority of the Seattle Municipal Code 3.02 and 3.32.020, Seattle Public Utilities proposes to create a new rule, ENG-420, Utility Latecomer Agreements and Municipal Assessment Reimbursement Areas for Construction of Utility System Improvements, and invites the public's review and comment.

Latecomer Agreements allow a property owner, who has been required by the City to construct and pay for water or sewer facilities as a condition of their development, to recover a portion of the costs of those improvements from property owners of benefitting parcels that subsequently develop and connect to or use these facilities. The Latecomer Agreement may be executed solely by the property owner via a developing property owner latecomer agreement, or jointly between the property owner and Seattle Public Utilities (SPU) when the property owner chooses to enter into a cost sharing program with SPU via a participatory latecomer agreement.

As an alternative for developer financing of the construction or improvement of water or sewer facilities, a municipality may create a municipal assessment reimbursement area (MARA) on its own initiative, without the participation of a private property owner. The municipality shall finance all of the costs associated with the construction or improvement and become the sole beneficiary of reimbursements.

This Director's Rule establishes the procedures for Latecomer Agreements and Municipal Assessment Reimbursement Areas, as established by the Revised Code of Washington (RCW) Chapter 35.91 and SMC Chapter 21.63.

ENG-420 will supersede ENG-450, Latecomer Agreements for Construction of Utility Improvements.

The full text of the rule can be found at [www.seattle.gov/utilities/about/policies](http://www.seattle.gov/utilities/about/policies). Print copies available on request.

Send comments in writing to

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