

CITY OF TIGARD, OREGON

ORDINANCE NO. 01-11-A

AN ORDINANCE AMENDING CHAPTER 13.09, REIMBURSEMENT DISTRICTS, OF THE TIGARD MUNICIPAL CODE.

WHEREAS, the City Council finds that Chapter 13.09 of the Tigard Municipal Code should be updated;

NOW, THEREFORE, THE CITY OF TIGARD ORDAINS AS FOLLOWS:

SECTION 1: Paragraph 13.09.030 (e) is amended to read as follows:

(e) The amount to be charged by the City for administration of the ~~agreement~~ district by the City. The administration fee shall be fixed by the City Council and will be included in the resolution approving and forming the reimbursement district. If the applicant is other than the City, the administration fee is due and payable to the City at the time the agreement in Section 13.09.070(2) is signed. If the City is the applicant, the administration fee shall be included in the reimbursement fee and is due and payable at the time there is an obligation to pay the reimbursement fee as required by Section 13.09.110.

Subsection 13.09.040 (1) is amended to read as follows:

(1) The cost to be reimbursed to the applicant, if other than the City, shall be limited to the cost of construction, engineering, and off-site right of way. If the applicant is the City, the costs to be reimbursed shall also include an administration cost and all costs associated with the acquisition of easements and rights of way. Engineering shall include surveying and inspection and shall not exceed 13.5% of eligible construction cost. If the applicant is other than the City, the costs to be reimbursed for right of way shall be limited to the reasonable market value of land or easements purchased by applicant from a third party to complete off-site improvements.

Subsection 13.09.070 (2) first sentence, is amended to read as follows:

(2) When the applicant is other than the City, the resolution shall instruct the City ~~Administrator~~ Manager to enter into an agreement with the applicant pertaining to the reimbursement district improvements.

SECTION 2: This ordinance shall be effective 30 days after its passage by the Council, signature by the Mayor, and posting by the City Recorder.

PASSED: By UNANIMOUS vote of all Council members present after being read by number and title only, this 25th day of September, 2001.

Catherine Wheatley
Catherine Wheatley, City Recorder

APPROVED: By Tigard City Council this 25th day of September, 2001.

James E. Griffith
James E. Griffith, Mayor

Approved as to form:

Stephen J. ...
City Attorney

September 25, 2001
Date

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