

ORDINANCE NO. 404

AN ORDINANCE CLARIFYING PROCEDURES TO EFFICIENTLY ADMINISTER AND IMPLEMENT FEES AND CHARGES; REORGANIZING CHAPTER 11 OF THE WILSONVILLE CODE; REPEALING ORDINANCE NO. 389; AND DECLARING AN EMERGENCY.

WHEREAS, in order to clarify its procedures and to efficiently administer implementation of fees and charges, the City Council finds that reorganizing Chapter 11 of the Wilsonville Code to restate the City's authority for adopting certain fees and charges through the Resolution process is in the City's best interest.

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

1. Ordinance No. 389 concerning the renumbering of Chapter 11 is hereby repealed.

2. Section 11.000(3) concerning fees for Boundary change is hereby repealed and a new Section 11.000(3) is hereby adopted as follows:

“(3) The City Council shall adopt by Resolution, from time to time, fees for processing and/or reviewing any boundary change application or request.”

3. Section 11.020(1) is hereby repealed and a new Section 11.020(1) is adopted as follows:

“(1) The purpose of the fees and charges authorized by the provisions of 11.020(1) - 11.020(4) are to defray actual costs. All such fees and charges shall be paid in full at the time of application and shall be non-refundable, except in the case of a withdrawal prior to the publication of public notice. In cases of withdrawal prior to the publication of public notice, the application fee less any actual publication costs incurred and less fifteen percent (15%) of the fee for initial administrative processing shall be refunded.”

4. Section 11.020(4) concerning land use and site development fees is hereby repealed and a new 11.020(4) is adopted as follows:

“(4) The City Council shall adopt by Resolution, from time to time, fees and charges to defray the City's actual costs in reviewing and processing land use and development permit(s). Such fees and charges may

also include actual costs incurred by the City in employing specialized consultants, including but not limited to Traffic Engineers and Wetland Biologists.”

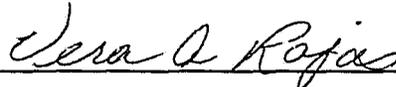
5. Section 11.050 is hereby repealed and a new Section 11.050(1) and a new Section 11.050(2) are hereby adopted as follows:

“(1) The City Council shall by Resolution, from time to time, adopt fees and charges for park and open space development.”

“(2) The City Council shall by Resolution, from time to time, adopt fees and charges for use of the City's parks and park facilities.”

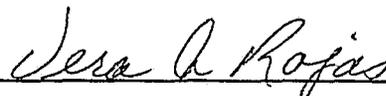
6. Emergency. The City has budgeted for the '92-'93 fiscal year, certain planning fees based upon adoption of new land use and development fees. Time is of the essence and it is in the public financial interest to proceed immediately and therefore an emergency is declared. This ordinance shall be effective immediately upon enactment.

SUBMITTED to the Wilsonville City Council for first reading at a regular meeting thereof the 3rd day of August, 1992, at which the public hearing was continued until August 17, 1992. The Ordinance was then scheduled for second reading at a regular meeting of the City Council on the 8th day of September, 1992, commencing at the hour of 7:00 p.m. at the Wilsonville City Hall Annex, Community Development Hearings Room.



VERA A. ROJAS, CMC/AE, City Recorder

ENACTED by the City Council on the 17th day of August, 1992 by the following votes: YEAS: 5 NAYS: 0.



VERA A. ROJAS, CMC/AE, City Recorder

DATED and signed by the Mayor this 19th day of August, 1992.



GERALD A. KRUMMEL, Mayor

SUMMARY of Votes:

Mayor Krummel AYE
Councilor Chandler AYE
Councilor Carter AYE
Councilor Lehan AYE
Councilor Van Eck AYE