

RESOLUTION NO. 420

A RESOLUTION ESTABLISHING THE PAYBACK SURCHARGE COST WHICH INCLUDED ENGINEERING DESIGN AND SERVICES DURING CONSTRUCTION, CONSTRUCTION COST INCLUDING BUT NOT LIMITED TO LABOR, MATERIALS AND EQUIPMENT, ADMINISTRATIVE, ATTORNEY, PERMIT, PLAN CHECK FEES OR OTHER COSTS INCIDENTAL THERETO; ESTABLISHING THE TEN (10) YEAR PAYBACK PERIOD FOR THE MONTGOMERY WAY SANITARY SEWER EXTENSION PROJECT; AND DESIGNATING THE CITY TO COLLECT SUCH SURCHARGE FOR REIMBURSEMENT TO THE CITY AND BOB DANT AS HEREIN PROPORTIONED.

WHEREAS, all costs accountable to the Montgomery Way Sanitary Sewer Extension Project have been compiled are listed in Exhibit "1", attached hereto and incorporated by reference herein; and

WHEREAS, in compliance with Section 3.116 of the Wilsonville Code, the properties listed in Exhibit "2" shall be entered into the lien dockets by the City Recorder for the reimbursement of costs accountable to the construction of the Montgomery Way Sanitary Sewer Extension Project which includes engineering design and services during construction, construction cost including but not limited to labor, materials, equipment, administrative costs, attorney costs, permit-plan check cost, and other cost incidental to the Montgomery Way Sanitary Sewer Extension Project.


NOW, THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Wilsonville that:

1. Exhibit "2" be approved and authorization be given for the City Recorder to enter in the City Lien Docket the properties mentioned and the

payback sum due from each property as prescribed in Exhibit "2" for the Montgomery Way Sanitary Sewer Extension Project.

2. The payback period shall be designated as being ten (10) years from the date of final approval of this resolution for those properties mentioned in Exhibit "2" which request connection to said Montgomery Way Sanitary Sewer Extension Project.
3. All properties mentioned in Exhibit "2" shall pay those costs due prior to connection to subject sanitary sewer to the City of Wilsonville. The City of Wilsonville upon receiving such surcharge payback payment shall reimburse the proportionate share to Bob Dant and the appropriate City of Wilsonville Sewer Fund Account the payment as prescribed in Exhibit "2" for the property connected.
4. Upon receipt of the surcharge payback payment, the City of Wilsonville shall cause said property, making such payment owing as mentioned in Exhibit "2", to be removed from the lien docket.

ADOPTED by the City Council of the City of Wilsonville at a regular meeting thereof this 6th day of August, 1984, and filed with the City Recorder this same day.

  
WILLIAM G. LOWRIE, Mayor

ATTEST:


  
DEANNA J. THOM, City Recorder

EXHIBIT "1"

TOTAL COSTS RELATED TO THE MONTGOMERY WAY SANITARY SEWER EXTENSION PROJECT-

1. Engineering Costs - Design & Services	\$ 4,763.93
During Construction Testing	341.00
2. Construction Costs - including labor, materials & equipment	24,651.05
3. Administrative Costs 2.5%	616.27
4. Public Works Construction Fee	<u>705.00</u>
TOTAL	\$ 31,077.25

EXHIBIT "2"  
FINAL PAYBACK DISTRIBUTION ROLL

Ident No.	County Tax Map No. Tax Lot No.	Owner Name & Address	Property Description for Assessment	Total Cost of Construction	No. of Access	Cost Per Access	Total Cost	Payback to Dant	Payback to City
1	Clackamas County 35 1W 24A 600	G. Michael & Mary M. Ehles 7355 Montgomery Way Wilsonville, OR 97070	A tract of land in Section 24 of Township 3 South, Range 1 West, Willamette Meridian Clackamas County, Oregon Being that portion of the tract of land described in Fee No. 81-27044 (Lot 5, River Estates II) of the records of Clackamas County, Oregon, more particularly described as follows: Beginning at the most southeasterly corner of Lot 5 of the plat of "River Estates II" thence N 6° 30' 30" W along the easterly line of said Lot 5 213.05 feet to a point; thence northwesterly along line that is 210 feet at right angles (radial) and parallel to the southerly line of said Lot 5, 206.6 feet more or less to a point on the west line of said Lot 5; thence S 1° 29' 30" E along the west line of said Lot 5, 200 feet to a point of curve, thence southeasterly along a 10 foot radius curve to the right (as shown on said plat) 15.71 feet to a point of tangency on the southerly line of said Lot 2; thence southeasterly along the line of Lot 5, 214.6 feet more or less to the Point of Beginning.	\$31,077.25	2	\$4,439.60	\$8,879.20	\$1,331.88	\$7,547.32

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2	Clackamas County 3S 1W 24A 600	Athol C. & Doris G. Libby 7305 Montgomery Way Wilsonville, OR 97070	A track of land in Section 24 of Township 3 South, Range 1 West, Willamette Meridian Clackamas County, Oregon. Being that portion of the tract of land described in Fee No. 76-13171 (Lot 6, River Estates II) of the records of Clackamas County, Oregon more particularly described as follows:  Beginning at the southwest corner of said Lot 6 of the plat of River Estates II; thence N 6 degree 30' 30" W along the West line of said Lot 6, 213.05 feet to a point; thence southeasterly along a line that is 210 feet at right angles (radial) and parallel to the southerly line of said Lot 6, 246.4 feet more or less to a point on the east line of said lot 6, thence S 11 degrees 46'00" E along the east line of said lot 6, 222.53 feet more or less to the southeast corner of said Lot 6, thence westerly along the southerly line of Lot 6, 263.0 feet more or less to the Point of Beginning.	\$31,077.25	1	\$4,439.61	\$4,439.61	\$665.95	\$3,773.66

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Ident No.	County Map No. Tax Lot No.	Owner Name & Address	Property Description for Assessment	Total Cost of Construction	No. of Access	Cost Per Access	Total Cost	Payback to Dant	Payback to City
3	Clackamas County 3S 1W 24A 3200	Bucklucks Inv. Co. P. O. Box 99 Wilsonville, OR 97070	<p>A tract of land in Section 24 of Township 3 South, Range 1 West, Willamette Meridian Clackamas County, Oregon. Being that portion of the tract of land described in Fee No. 82 - 15145 of the records of Clackamas County, Oregon more particularly described as follows:</p> <p style="padding-left: 40px;">Beginning at the northwest corner of said Fee No. 82 - 15145, thence north-easterly along the north line of said Fee No., also being the south line of Montgomery Way as shown on the plat of River Estates 175.37 feet to a point, thence S 29 degrees 30' E along the east line of said Fee No., 307.9 ft. to a point; thence S 56 degrees 07'40"W 211.16 feet to a point; thence S 48 degrees 35'30" W 105.4 feet more or less to the west line of said Fee No.82-15145, thence N 1 degree 30' W along the said west line, 83.7 feet to an angle point in the west line of said Fee No. 82 - 15145; thence S 88 degrees 30'30" W 110.48 feet to a point on the east line of E. A. Moses Road (County Road 197); thence N 1 degree 30' W along the east line of said County Road No. 197, 350.6 feet to the Point of Beginning.</p>	\$31,077.25	1	\$4,439.61	\$4,439.61	\$665.95	\$3,773.66

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4	Clackamas County 3S 1W 24A 3100	James A. & Robert C. Stenger 7250 Montgomery Way Wilsonville, OR 97070	A tract of land in Section 24 of Township 3 South, Range 1 West, Willamette Meridian Clackamas County, Oregon.  Being that portion of the tract of land described in Fee No. 74 - 00045 of the records of Clackamas County, Oregon more particularly described as follows:  Beginning at the northeast corner of that parcel of land described in Fee No. 82 - 15145; thence northeasterly along the southerly right of way of Montgomery Way as shown on the plat of "River Estates" 130.6 feet to the northwest corner of that parcel of land described in Fee No. 76 - 41873; thence southerly along the westerly line of Fee No. 76 - 41873; 271.9 feet to a point; thence S 56 degrees 07'40" W 127.81 feet more or less to a point on the easterly line of Fee No. 82 - 15145; thence northwesterly along the easterly line of Fee No. 82 - 15145, 307.9 feet to the Point of Beginning.	\$31,077.25	1	\$4,439.61	\$4,439.61	\$665.95	\$3,773.66

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Ident No.	County Map No. Tax Lot No.	Owner Name & Address	Property Description for Assessment	Total Cost of Construction	No. of Access	Cost Per Access	Total Cost	Payback to Dant	Payback to City
5	Clackamas County 3S 1W 24A 3000	William F. & Virginia M. Lubersky 7220 Montgomery Way Wilsonville, OR 97070	A tract of land in Section 24 of Township 3 South, Range 1 West, Willamette Meridian Clackamas County, Oregon.  Being that portion of the tract of land described in Fee No. 76 - 41873 of the records of Clackamas County, Oregon more particularly described as follows:  Beginning at the northeast corner of said Fee No. 76 - 41873; thence southeasterly along the east line of said Fee No., 285.8 feet to a point; thence S 56 degrees 07'40" W 127.63 feet to a point on the west line of said Fee No.; thence northwesterly along the westerly line of said Fee No., 271.9 feet to a point; thence northeasterly along the north line of said Fee No., 129.9 feet more or less to the Point of Beginning.	\$31,077.25	1	\$4,439.61	\$4,439.61	\$665.95	\$3,773.66



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6	Clackamas County 3S 1W 24A 2900	Robert M. Dant 7200 S.W. Montgomery Way Wilsonville, OR 97070	A tract of land in Section 24 of Township 3 South, Range 1 West, Willamette Meridian Clackamas County, Oregon.  Being that portion of the tract of land described in Fee No. 76 - 29861 of the records of Clackamas County, Oregon more particularly described as follows:  Beginning at the northeast corner of Parcel I of Fee No. 76-29861, thence southeasterly along the east line of Parcel I 249.7 feet to a point; thence S 56 degrees 07'40" W 140.3 feet to a point on the westerly line of Parcel II, Fee No. 76 - 29861; thence northwesterly along the westerly line of Parcel II, Fee No. 76 - 29861, 255.8 feet to a point on the north line of said Parcel II; thence northeasterly along the north line of said Parcel II and said Parcel I 137.82 to the Point of Beginning.	\$31,077.25	1	\$4,439.61	\$4,439.61	0	\$4,439.61*
(Total)				\$31,077.25			\$3,995.68	\$27,081.57	

\*Already paid