

ORDINANCE NO. 616

AN ORDINANCE AMENDING SECTIONS 6 AND 7 OF ORDINANCE NO. 579 ENACTED FEBRUARY 19, 1974, TO PROVIDE EXEMPTION FROM ANNEXATION FEE CHARGES FOR PUBLIC OR PRIVATE ROADS, STREETS, ALLEYS OR THOROUGHFARES.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: Sections 6 and 7 of Ordinance No. 579 entitled "AN ORDINANCE RELATING TO THE PAYMENT OF COSTS FOR PROPOSED ANNEXATIONS AND BOUNDARY CHANGES; FIXING AND REQUIRING THE PAYMENT OF ANNEXATION FEE; AND REPEALING ORDINANCE NO. 541" enacted February 19, 1974, are hereby amended to provide as follows:

"Section 6: Except as otherwise provided in the following Section 7, any territory which is annexed to the City after January 1, 1977, shall be subject to an annexation fee of 3.75¢ per square foot of said territory."

"Section 7: That part of any territory annexed to the City which is used or planned for use as a public or private road, street, alley or thoroughfare shall not be subject to an annexation fee. The Council, in its sole discretion and for any reason which it deems valid, may also grant exemption from assessment of the annexation fee for any other part or parcel of the territory to be annexed. The Council shall determine and describe by Resolution the territory to be annexed, the part thereof which shall be subject to the annexation fee, any part or parcel which is exempt from the fee charge, and the reasons for such exemption, and the total annexation fee as finally determined in accordance with the aforesaid rate. All annexation fees established by this ordinance and determined as to the total amount by Resolution of the Council shall be immediately due and payable upon final approval of the annexation by the Boundary Commission and interest shall accrue thereon at the rate of 6% per annum from the date of the final approval of the annexation until paid. Furthermore, no

municipal services shall be provided by the City or development allowed upon any of the territory approved for annexation until said fee is paid in full."

Passed on first reading at a regular meeting of the Canby City Council held on the 2nd day of February, 1977; ordered posted in three public and conspicuous places in the City of Canby for a period of two full calendar weeks as provided by the Canby City Charter, and to come up for final reading and action of the Canby City Council at a regular meeting thereof to be held on the 2nd day of February, 1977, at the hour of 8:00 o'clock P.M. at the Council Chambers at the Canby City Hall.

X Robert E. Rapp
ROBERT E. RAPP - Mayor

ATTEST:

Harold A. Wyman
HAROLD A. WYMAN - City Recorder

Passed on second and final reading by the Canby City Council at a regular meeting thereof on the 2nd day of March, 1977, by the following vote: Yeas 6. Nays 0.

Robert E. Rapp
ROBERT E. RAPP - Mayor

ATTEST:

Harold A. Wyman
HAROLD A. WYMAN - City Recorder