

ORDINANCE NO. 928

AN ORDINANCE AMENDING ORDINANCE NO. 867 REGARDING SYSTEM DEVELOPMENT CHARGES FOR CAPITAL IMPROVEMENTS FOR WASTEWATER, **STORM WATER**, DRAINAGE, FLOOD CONTROL, TRANSPORTATION AND PARKS; AND DECLARING AN EMERGENCY

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. Section 3. Definitions for "Capital Improvements" is hereby amended to read as follows:

"Capital Improvements". Facilities, land acquisitions or assets used for:

1. Wastewater collections, transmission, treatments and disposal;
2. **Storm water**, drainage and flood control;
3. Transportation; or
4. Parks and recreation,

exclusive of normal costs of operation or routine maintenance.

Section 2. Section 4B, is hereby amended to read:

B. Unless otherwise exempted by the provisions of this ordinance or other local or state law, a system development charge is hereby imposed upon all parcels of land within the City, and upon all lands outside the boundary of the City that connect to or otherwise use the **transportation system, the park system, sewer facilities or storm sewer facilities** of this City.

Section 3. Section 10A, 10C and 10D are hereby amended to read:

A. The system development charge is payable upon issuance of:

1. A building permit or
2. a permit to connect to the sewer system or **storm water system**.

C. If development is commenced or connection is made to the sewer system or **storm water system** without an appropriate permit, the system development charge is immediately payable upon the earliest date that a permit was required.

D. The City Treasurer shall collect the applicable system development charge when a permit that allows building or development of a parcel is issued or when a connection to the sewer system or **storm water system** of the City is made.

Section 4. Section 12B is hereby amended to read:

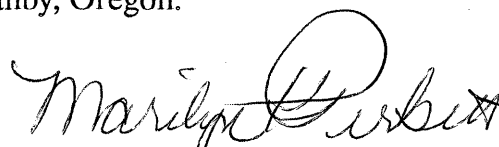
B. Additions to single-family dwellings that do not constitute the addition of another bedroom are exempt from all portions of the **Parks system** development charge **under Section 7** above.

Section 5. Section 16 is hereby amended to read:

Prohibited Connection. No person may connect to the sewer system or **storm water system** of the City unless the appropriate system development charge has been paid or the installment payment method has been applied for and approved.

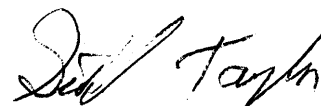
Section 6. Emergency Clause. In order to better provide for the safety, health, and welfare of the citizens of Canby and to provide immediate uniform regulations for its citizens, an emergency is hereby declared to exist and this ordinance shall take effect immediately upon its final reading and passage by the Canby City Council.

SUBMITTED to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, October 5, 1994, ordered posted as provided by the Canby City Charter and scheduled for second reading and action of the City Council at a regular meeting thereof to be held on October 19, 1994, after the hour of 7:30 o'clock p.m., at the Council meeting chambers at the Canby City Hall in Canby, Oregon.


Marilyn K. Perkett, City Recorder

PASSED on second and final reading by the Canby City Council at a regular meeting thereof on the 19th day of October, 1994, by the following vote:

YEAS 6 NAYS 0


Scott Taylor, Mayor

ATTEST:


Marilyn K. Perkett, City Recorder