

**ORDINANCE NO. 707**

**AN ORDINANCE ADOPTING AMENDMENTS TO TITLE 12,  
PUBLIC WORKS, AS IT APPLIES TO SYSTEM DEVELOPMENT  
CHARGES FOR TRANSPORTATION SYSTEMS**

**THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:**

1. Section 12.01.020 of the Troutdale Municipal Code contains definitions of several terms, including a definition for "street system", but does not contain a definition for "transportation system". A definition for "transportation system" which would include bike and pedestrian ways, parking facilities, and public transit facilities as well as street systems is desired. In addition, "transportation system" should be substituted for "street system" in the definition of "public works facility".
2. Section 12.02.030 of the Troutdale Municipal Code imposes a system development charge upon development that impacts a number of infrastructure systems, including street systems. A change to include transportation systems, as defined, is desired. In addition, language modification is desired to clarify that not only development which connects to or uses, but also development that places a demand on, an infrastructure system would incur a system development charge.
3. Section 12.02.060B should be amended to reflect the term "transportation system" rather than "street system".
4. This ordinance only clarifies the type of transportation improvements that are eligible for inclusion in the Capital Improvement Plan and eligible for system development charge expenditures. It does not establish the cost of existing facilities, prior contributions by existing users, the value of unused capacity, or rate-making principles employed to finance the improvements, nor does it modify the methodology that has been adopted by a separate resolution establishing the amount of the system development charge. Therefore, it is not an amendment to the methodology as described in Section 12.02.040 of the Troutdale Municipal Code and Oregon Revised Statute 223.304, and a 45-day notice is not required.


**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF  
TROUTDALE**

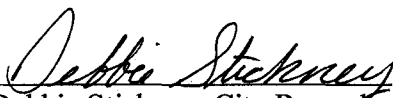
**Section 1.** Section 12.01.020 of the Troutdale Municipal Code is amended to add the following definition: "Transportation System" means the street system, publicly-owned bicycle and pedestrian ways, public parking facilities, and public transit facilities. It is also amended so that the definition of "Public works facility" reads as follows: "Public works facility" means any element of a water system, sanitary sewer system, storm sewer system, or transportation system.

**Section 2.** Section 12.02.030, Paragraph A of the Troutdale Municipal Code is amended to read: Unless otherwise exempted by the provisions of this chapter or other local or state law, a system development charge is imposed upon all new development within the City, and all new development outside the boundary of the City, that connects to, utilizes, or otherwise places a demand on the sanitary sewer system, storm sewer system, water system, transportation system, or park and recreation system.

**Section 3.** Section 12.02.060, Paragraph B, of the Troutdale Municipal Code is amended to read: If development is commenced or connection is made to the water system, sanitary sewer system, storm sewer system, or transportation system without an appropriate permit, the system development charge is payable within thirty days following a demand for payment by the City, and it will be unlawful for anyone to continue with the construction or use of the development until the charge has been paid.

YEAS: 6  
NAYS: 0  
ABSTAINED: 0

  
Paul A. Thammachart, Mayor  
Dated: 6-13-01

  
Debbie Stickney, City Recorder  
Adopted: 6-12-01

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