

ORDINANCE NO. 762

AN ORDINANCE CLARIFYING THE EXTRA-TERRITORIAL EXTENSION OF PUBLIC WORKS SERVICES, AMENDING SECTION 12.01.110 OF THE TROUTDALE MUNICIPAL CODE, AND DECLARING AN EMERGENCY

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

1. The City received a request to extend water services to property that is outside but immediately adjacent to the Troutdale Urban Growth Boundary and the City limits. Section 12.01.110 of the Troutdale Municipal Code prohibits the extension of water services outside the City limits.
2. The extension of water service was requested for the sole and limited purpose of supplying water to fire suppression sprinklers that must be installed in connection with the construction of a second floor on an existing building. The second floor is going to be used as a school.
3. There is a waiting list for children who are interested in attending school in the building that will be constructed. Many of the children who would attend school in the building live in the City of Troutdale.
4. According to the applicant, the soonest the property could be brought within the Urban Growth Boundary, annexed into the City of Troutdale, and receive water in accordance with the existing Municipal Code, is 2007. The community needs more immediate access to the school.
5. Extending water for fire suppression sprinklers at the school will facilitate more immediate access to the school and improve fire suppression in the event of a fire. It is in the City's best interest to amend Section 12.01.110 of the Troutdale Municipal Code to authorize extensions of water service to property that is outside the City limits when the sole and limited purpose of extending water service is to supply water for fire suppression (hydrants or sprinklers).
6. It is necessary to adopt this Ordinance at one meeting and with an immediate effective date so there are not any delays in building the second story at the existing building for use as a school. Copies of this ordinance have been distributed to the Council and made available for public inspection at least twenty-four (24) hours before the adoption of this Ordinance.

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

Section 1. Section 12.01.110 of the Troutdale Municipal Code is amended to read as follows:

12.01.110 Extension of Service Prohibited. Public works services shall not be extra-territorially extended except for the provision of water for fire hydrants and fire sprinkler systems to schools and 501 (c) (3) non-profit organizations.


Section 2. For the reasons set forth in the findings above, the Council hereby declares an emergency. In accordance with Section 30 C of the Troutdale Charter, this ordinance shall take effect immediately upon its adoption.

**YEAS: 5
NAYS: 0
ABSTAINED: 0**



Paul A. Thalhofer, Mayor

March 24, 2005
Date


Debbie Stickney, City Recorder

Adopted: March 22, 2005