

RESOLUTION NO 484-R

A RESOLUTION TO INITIATE PROCEDURES TO REASSESS THE PORTLAND-TROUTDALE AIRPORT SANITARY SEWER LID 78-1

WHEREAS, the Common Council has formed a Local Improvement District known as the Portland-Troutdale Airport Sanitary Sewer LID 78-1 by Resolution No. 192 dated August 22, 1978, and

WHEREAS, the Common Council has spread the assessments for said LID 78-1 by Ordinance 327 passed on the 22nd day of April, 1980, and

WHEREAS, a portion of property within LID 78-1 was and is now owned by the United States Government, and

WHEREAS, a portion of the U.S. owned property is occupied by the U.S. Forest Service, which agency has paid its proportionate share of the assessment, and

WHEREAS, the parcels occupied by the General Services Administration and the Army Corps of Engineers have been assessed their proportionate share, and

WHEREAS, neither the G.S.A. nor the Corps of Engineers have paid their assessment and have refused to pay, and

WHEREAS, the opinion of the City's legal counsel is that the U.S. Government may successfully resist the City's enforcement efforts on the basis of governmental immunity, and

WHEREAS, ORS 223.410 authorizes the City to reassess the benefited property under the foregoing circumstances.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THAT:

Section 1. Portland-Troutdale Airport LID 78-1 be reassessed by equitably spreading the assessment among all properties in the original assessment, except those parcels occupied by the Army Corps of Engineers and the General Services Administration. The boundaries of the property to be reassessed is identified on Exhibit "A", a copy of which is attached and incorporated herein by reference. Exhibit "A" also identifies the parcels of land owned by the U.S. Government and occupied by the Corps of Engineers and the General Services Administration, which will not be assessed and will be withdrawn from PTA LID 78-1.


Section 2. The City Recorder is directed to prepare a proposed reassessment upon the property included within the district as revised and file the proposed reassessment in the City Recorder's office where it shall be available for public inspection.

Section 3. After filing the reassessment, the City Recorder shall give notice thereof in the form and manner as required by ORS 223.430 and 223.435.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 11th day of January, 1983.

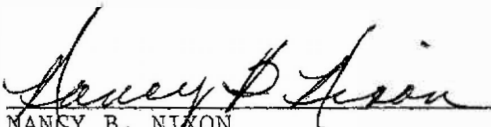
YEAS 6

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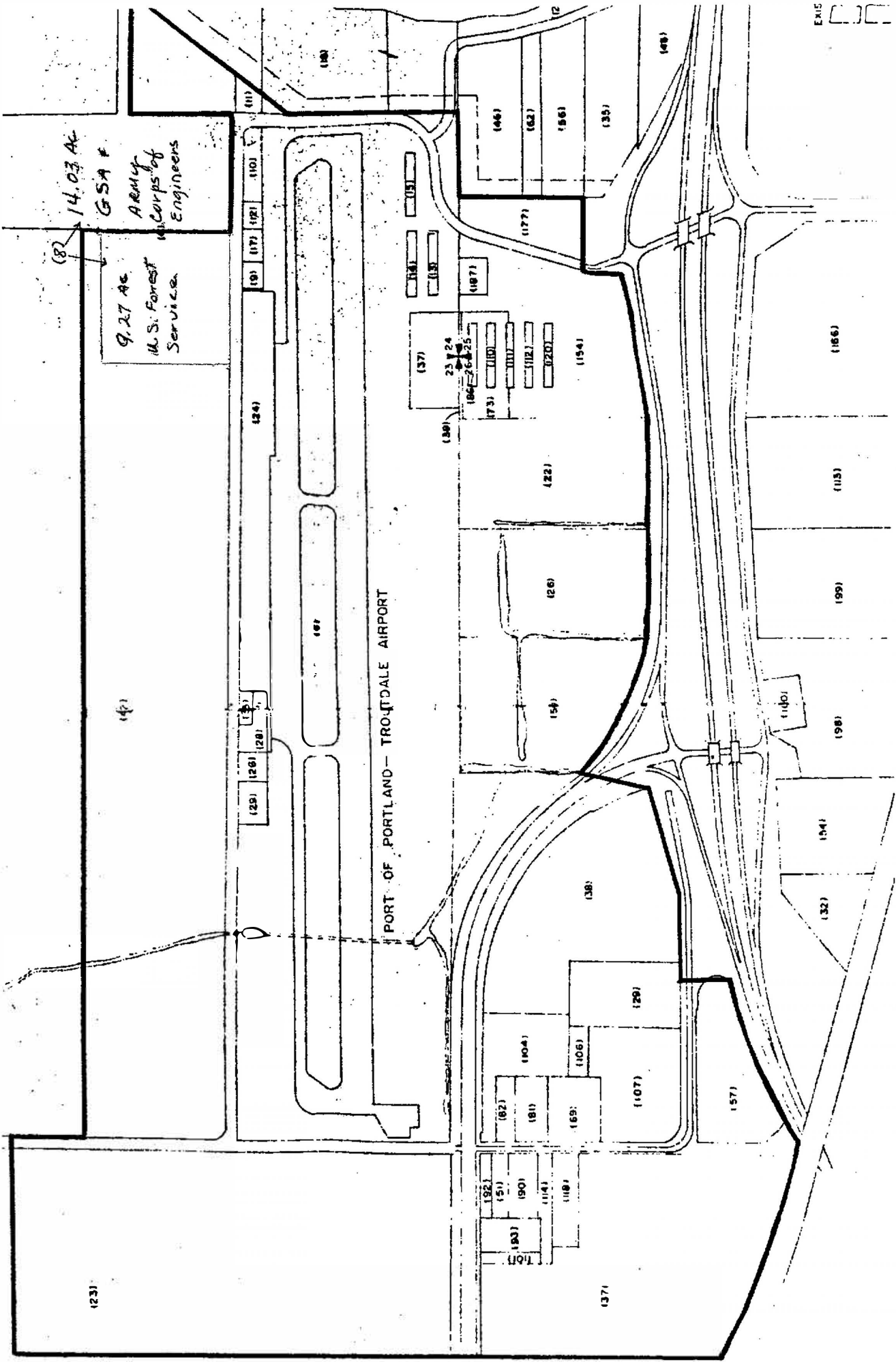


SAM K. COX, MAYOR
DATE SIGNED: 1-13-83

ATTEST:



NANCY B. NIXON
FINANCE DIRECTOR/CITY RECORDER



EX 15

14.03 Ac
GSA #
ARMY
Corps of
Engineers

9.27 Ac
U.S. Forest
Service

PORT OF PORTLAND - TROJDALE AIRPORT

EXHIBIT "A"