

AGENDA

REGULAR CITY COUNCIL MEETING

November 22, 2010

5:30 p.m.

CITY HALL COUNCIL CHAMBER
313 COURT STREET
THE DALLES, OREGON

1. CALL TO ORDER
2. ROLL CALL OF COUNCIL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF AGENDA
5. PRESENTATIONS/PROCLAMATIONS
6. AUDIENCE PARTICIPATION

During this portion of the meeting, anyone may speak on any subject which does not later appear on the agenda. Five minutes per person will be allowed. If a response by the City is requested, the speaker will be referred to the City Manager for further action. The issue may appear on a future meeting agenda for City Council consideration.

7. CITY MANAGER REPORT
8. CITY ATTORNEY REPORT
9. CITY COUNCIL REPORTS
10. CONSENT AGENDA

Items of a routine and non-controversial nature are placed on the Consent Agenda to allow the City Council to spend its time and energy on the important items and issues. Any Councilor may request an item be "pulled" from the Consent Agenda and be considered separately. Items pulled from the Consent Agenda will be placed on the Agenda at the end of the "Action Items" section.

- A. Approval of November 8, 2010 Regular City Council Meeting Minutes

11. PUBLIC HEARINGS

- A. Public Hearing to Receive Testimony Regarding Lone Pine Village Re-Zone of Six Lots from Recreational Commercial (CR) to General Commercial (CG) [**Agenda Staff Report #10-093**]

12. ACTION ITEMS

- A. Public Input Regarding proposed Rate Increase for The Dalles Disposal Service [**Agenda Staff Report #10-094**]
 - 1. Resolution No. 10-027 Approving a Rate Increase of 1.3% for Services Provided by The Dalles Disposal Service for Increased Operational Costs

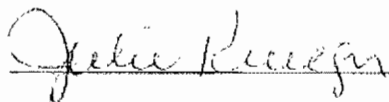
13. DISCUSSION ITEMS

- A. Review Report and Financial Analysis Regarding Delayed Annexations [**Agenda Staff Report #10-089**]
- B. Discussion Regarding Request by Northwest Music to Extend the Downtown Parking District on the East Side of Laughlin Street Between First and Second Streets [**Agenda Staff Report #10-095**]

14. ADJOURNMENT

This meeting conducted in a handicap accessible room.

Prepared by/
Julie Krueger, MMC
City Clerk

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AGENDA STAFF REPORT

CITY OF THE DALLES

MEETING DATE	AGENDA LOCATION	AGENDA REPORT #
November 22, 2010	Consent Agenda 10, A	N/A

TO: Honorable Mayor and City Council

FROM: Julie Krueger, MMC, City Clerk 

THRU: Nolan K. Young, City Manager

DATE: November 10, 2010

ISSUE: Approving items on the Consent Agenda and authorizing City staff to sign contract documents.

A. ITEM: Approval of November 8, 2010 Regular City Council Meeting Minutes.

BUDGET IMPLICATIONS: None.

SYNOPSIS: The minutes of the November 8, 2010 regular City Council meeting have been prepared and are submitted for review and approval.

RECOMMENDATION: That City Council review and approve the minutes of the November 8, 2010 regular City Council meeting.

MINUTES

REGULAR COUNCIL MEETING
OF
NOVEMBER 8, 2010
5:30 P.M.
CITY HALL COUNCIL CHAMBER
313 COURT STREET
THE DALLES, OREGON

PRESIDING: Mayor Jim Wilcox

COUNCIL PRESENT: Bill Dick, Carolyn Wood, Dan Spatz, Tim McGlothlin

COUNCIL ABSENT: Brian Ahier

STAFF PRESENT: City Manager Nolan Young, City Attorney Gene Parker, City Clerk Julie Krueger, Public Works Director Dave Anderson, Finance Director Kate Mast, Community Development Director Dan Durow, RARE Planner Thomas Gilbertson, Police Chief Jay Waterbury

CALL TO ORDER

Mayor Wilcox called the meeting to order at 5:30 p.m.

ROLL CALL

Roll call was conducted by City Clerk Krueger; Councilor Ahier present.

PLEDGE OF ALLEGIANCE

Mayor Wilcox invited the audience to join in the Pledge of Allegiance.

APPROVAL OF AGENDA

Mayor Wilcox said the Executive Session would be removed from the agenda.

It was moved by Wood and seconded by McGlothlin to approve the agenda as amended. The motion carried unanimously, Ahier absent.

AUDIENCE PARTICIPATION

None.

CITY MANAGER REPORT

ODOT Flexible Fund Project Report

City Manager Young asked the City Council to authorize staff to apply for a \$2 million grant for the Washington Street Undercrossing Project, noting the application had to be submitted by November 12th.

It was moved by Wood and seconded by Spatz to authorize the City Manager to submit an ODOT Flexible Fund Project grant application in the amount of \$2 million for the Washington Street Undercrossing Project. The motion carried unanimously, Ahier absent.

City Manager Young reported that an aerator at the Wastewater Treatment Plant had failed, causing some odor issues. He said it would need to be repaired or replaced and would keep the Council informed regarding the status of the equipment.

Young said he had provided a quarterly report regarding worker's compensation statistics and asked that Council call him if they had any questions about the report.

Young said the grant staff had applied for to fund the Lewis and Clark fountain had been denied. He said staff would continue to work on grant applications to fund the project.

Young noted staff had been working on getting historic pictures placed in the halls of City Hall. He said more would be framed and displayed in the near future. Councilor Spatz suggested that any pictures be scanned by the Discovery Center staff prior to framing.

CITY ATTORNEY REPORT

City Attorney Parker said Legal Secretary Nancy Ayres was scheduled for surgery on Tuesday. He said the temporary Secretary was doing a great job in Nancy's absence.

Parker said he had been working on contract and bid documents with staff.

Mayor Wilcox said some people in the community were questioning why events were being held at the Granada Theater. City Manager Young said two events were scheduled and that the person who coordinated the events had done some infrastructure work and clean up work in lieu of rent for the events. He said staff was working on a policy regarding use of the Granada for events and would bring it to Council in the near future.

CITY COUNCIL REPORTS

Councilor Spatz said the next Mid Columbia Economic Development District Board would be on December 15th.

Councilor McGlothlin reported that the speed limit reduction on West 10th Street from Cherry Heights Road to Webber Street had been implemented.

Councilor Wood said the Historic Landmarks Commission had approved a roof and awning restoration at the Canon Packer building.

Mayor Wilcox said he would be participating in a ground breaking ceremony on November 18th for the Veteran's Home multi-purpose facility. He reminded the City Council of the Veteran's Day Parade on November 11th at 11:00 a.m.

Wilcox noted the City's next Town Hall meeting was scheduled for November 15th, 5:30 p.m. at the Senior Center, with the two primary topics being a possible burn ban and discussion regarding a business license program.

Wilcox said progress on Airport projects was slow, noting the Environmental Impact Study for the golf course was scheduled to be released this week. He said engineering and bids were being worked on for the runway project and work was moving forward on the industrial park.

In response to a question from Councilor Wood, Mayor Wilcox said Klickitat County had paid some money on an appeal process, but the money for projects was primarily paid for through federal and state grants.

CONSENT AGENDA

It was moved by Wood and seconded by McGlothlin to approve the Consent Agenda as presented. The motion carried unanimously, Ahier absent. The item approved by Consent Agenda was approval of the October 25, 2010 regular City Council meeting minutes.

DISCUSSION ITEMS

Discussion Regarding Vision Action Plan Work Scope

RARE Planner Thomas Gilbertson reviewed the staff report, using a slide presentation to review the details of the information contained in the staff report. The presentation included a review of first and second tier strategies and their status and report cards for each strategy.

It was mentioned that some of the strategies were not well defined and some may not have been directly related to the City. Councilor Wood said the historic site organization was something that was evolving outside the public sector.

Gilbertson provided an overview of progress comparisons from the 2002 report card with the 2010 report card and reviewed the proposed schedule for completion of the update.

Councilor Spatz asked how the committee meetings would be facilitated and asked if this work would be coordinated with the Main Street program process.

Gilbertson said meeting facilitation had not been decided yet. He said the group would coordinate strategies using other plans and programs.

Community Development Director Durow said the Plan would be for the entire community and that the people appointed to the committee would include broad representation of citizens and agencies and entities.

Public Input Regarding Lease of the Transportation Center Building

City Manager Young reviewed the staff report, recommending that the Council approve a lease with Wasco County for use of the Transportation Center as a veteran's service office. He reviewed the proposed terms of the lease, which included provisions to provide public restrooms and to allow for evening and weekend social activities, such as the Starlight Parade.

Public Comments

Barbara Pashek, 1332 West 10th Street, The Dalles, said she supported the proposal, saying it was a good use for the building.

Dana Schmidling, Chamber of Commerce Executive Director, spoke in support of the proposal and requested that the County work with the Chamber of Commerce to use the facility for events. She asked that the City consider the need for additional retail space in the long term and suggested the building could be shared between the Veteran's Service office and retail use.

Les Cochenour, 319 West 20th Street, The Dalles, said the location would be great for the veterans of the community and was much needed. He said veterans would volunteer to help keep the office open and make sure the restrooms were available for public use.

Pat Lucas, 904 West Ninth Street, The Dalles, said the location was good for veterans, providing easy access.

Jean Davis, Hood River, said she was a member of the Veteran's Advisory Committee. She said the space was needed and would help enhance services for veterans. Davis said it was a good partnership.

Jim Burris, 117 East Eighth Street, The Dalles, provided a handout to the Council, detailing financial information regarding compensation and pension revenues for veterans. He said having a more functional office would help local veterans increase their compensation.

Bob McNary, 1525 East Ninth Street, The Dalles, said he believed the City should sell the building and return it to the tax roll.

Kathy Martin, The Dalles, said the existing space for the Veteran's Service Office was not easily accessible and allowed for no privacy for the veterans. She said the Transportation Center would be a vast improvement over the current office.

Wasco County Commissioner Dan Ericksen said the current facility was inadequate, citing lack of privacy and poor heating. He said use of the Transportation Center was a great opportunity to improve services and the County did not have money to upgrade the current offices. Ericksen said the proposal by the Veterans Committee was endorsed by Wasco County.

It was noted that two lines had been omitted from the Lease at the end of page 5. Staff was asked to correct the lease.

Councilor Spatz said he agreed the current space was inadequate, but said he believed the office should be located with other agencies that would be used for Veterans. He said he would support locating the Veteran's Service Office in the Mid Columbia Council of Governments (MCCOG) building or State Office Building.

City Manager Young said there was no space available at the State Office Building. He said he was not sure if there was any space available at MCCOG since they had moved their transportation services back to that facility.

Spatz said if they located at MCCOG, they would have access to staff support at no cost to the County.

County Commissioner Ericksen said he had spoken with MCCOG staff and that there was no room for the Veteran's Office at that location.

Councilor Wood said the building had been constructed with volunteer labor and mostly donated supplies, with the intention of serving transportation needs of the community and to provide public restrooms in the downtown area. Wood said she did not support selling the building and putting it in private use.

Councilor McGlothlin asked if the Veteran's Service Officer position was full-time. County Commissioner Ericksen said it was a full time position, divided between Hood River and Wasco County. Ericksen said he hoped to hire additional staff which would help keep the office in The Dalles open every day.

Les Cochenour said a full time secretary would help keep the office open and that the Committee also had been looking into using work/study programs with college students.

McGlothlin said he supported keeping the building occupied and that the proposed use met the intent of the building being a public use facility. He said the City Council had a responsibility to make decisions that would be best for the entire community.

Mayor Wilcox said he supported the veterans, but believed it was important to be a good steward of City assets. He said he did not believe it was wise to approve a lease that would give up \$6,000 in rent and not have funds to do maintenance, such as replacing the roof in the future. Wilcox said the County did not appear to make the veterans office a high priority and that the City continued to pick up costs associated with the County dropping programs that were needed in the community.

Wilcox said the State Office Building tenants paid rent to support the improvements needed for the building and that other city buildings needed to have paying tenants so the City could continue to afford maintenance of those properties. Wilcox said he was opposed to newspaper negotiations, saying others may not have made proposals because they thought it was a given that the Veterans would get the lease. He urged the Council to decline the proposal and go through a new Request for Proposals process to be fair to everyone.

Councilor Dick said he supported the proposal and it was a good example of a community partnership. He said with diminishing resources, creative solutions were needed. Dick suggested adding language to the motion to allow for the building to be used during off hours for special events and use of public restrooms.

It was moved by Wood and seconded by Dick to authorize the City Manager to sign the proposed lease for the Transportation Center with Wasco County for use as the Veteran's Affairs Office, with the County working with the Chamber of Commerce to use the building's foyer and restrooms for special events.

Councilor Spatz said he agreed with the Mayor that this proposal may not be the best solution for the Veteran's Office. He said other public space may be available and should be researched. Spatz said he would support conducting a new RFP process.

McGlothlin asked the length of the proposed lease. City Manager Young said it was proposed as a two year lease. McGlothlin said he believed it would be a good partnership. He asked if the County had funding to pay any rent.

County Commissioner Ericksen said funding for the program came from various sources and the County hoped to use that funding to hire additional staff.

The motion to authorize the City Manager to sign the proposed lease for the Transportation Center with Wasco County for use of the Veteran's Affairs Office, with the County working with the Chamber of Commerce to use the building's foyer and restrooms for special events was voted on and carried: voting yes, Wood, Dick, McGlothlin; voting no, Spatz; absent, Ahier.

MINUTES (Continued)
Regular Council Meeting
November 8, 2010
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ADJOURNMENT

Being no further business, the meeting adjourned at 7:24 p.m.

Submitted by/
Julie Krueger, MMC
City Clerk

SIGNED:

James L. Wilcox, Mayor

ATTEST:

Julie Krueger, MMC, City Clerk



CITY of THE DALLES

313 COURT STREET
THE DALLES, OREGON 97058

(541) 296-5481 ext. 1125
FAX: (541) 298-5490

AGENDA STAFF REPORT

MEETING DATE	AGENDA LOCATION	AGENDA REPORT #
November 22, 2010	Public Hearings 11, A	10-093

TO: Honorable Mayor and City Council

FROM: Dick Gassman, Senior Planner *ny*

THRU: Nolan Young, City Manager

DATE: November 22, 2010

ISSUE: Public hearing for Comprehensive Plan Amendment 38-10 and Zoning Ordinance Amendment 76-10 for six parcels measuring approximately 4.2 acres, located near 441 Lone Pine Blvd.

RELATED CITY COUNCIL GOAL: N/A

PREVIOUS AGENDA REPORT NUMBERS: N/A

BACKGROUND: This matter was heard by the Planning Commission on November 4, 2010. A copy of the staff report for the Planning Commission public hearing is attached. Also attached is a copy of the recommendation of the Planning Commission.

SIGNIFICANT CHANGES: The request would change six lots of approximately 4.2 acres from mostly CR – Recreational Commercial with minor amounts of CG – General Commercial, to all CG.

PROCESS: The Planning Commission heard this matter on November 4, 2010. The Planning Commission has made a recommendation to the Council. The Council will hold a public hearing for consideration and decision. If approved, staff will prepare an ordinance for Council consideration at a later meeting.

DISCUSSION: The request is to rezone six lots from one type of commercial zoning to a different type. Parts of three of the lots are already zoned CG. The only comment that has been received was from the Oregon Department of Transportation, a copy of which is attached. Based on that comment, staff suggested and the Planning Commission approved conditions for the related application for a modification in the conditional use for this site. No conditions of approval were recommended for the rezone request.

Staff recommended and the Commission approved the rezoning for all six lots except for a portion of one lot which is adjacent to the Columbia River. For that lot the recommendation is to leave 50 feet adjacent to the River in the CR zone, for the reasons as stated in the staff report to the Planning Commission.

RECOMMENDATION: Staff recommends that the City Council follow the recommendation of the Planning Commission.

Move to approve the rezoning for all six lots except for a portion of one lot adjacent to the Columbia River, leaving 50 feet adjacent to the river in the CR Zone, as recommended by the Planning Commission.

ALTERNATIVE MOTIONS:

1. If the Council decides to approve these requests, an appropriate motion would be: Move to direct staff to prepare an ordinance approving Comprehensive Plan Amendment 38-10 and Zoning Ordinance Amendment 76-10, as approved by the Planning Commission based upon appropriate findings of fact and conclusions of law, to be presented for adoption at a future City Council meeting.
2. If the Council decides not to approve these requests, an appropriate motion would be: Move to deny Comprehensive Plan Amendment 38-10 and Zoning Ordinance Amendment 76-10, and state the reasons for the denial.

City of The Dalles

Staff Report to the Planning Commission

Comprehensive Plan Amendment No. 38-10 Zone Change Amendment No. 76-10

Icon Holdings LLC

Prepared by: Dick Gassman, Senior Planner

Procedure Type: Quasi-Judicial

Hearing Date: November 4, 2010

Assessor's Map: 1N 13E 1BA, tax lots 600, 601, 1300, 1400, 1500,
2N 13E 36 tax lot 500

Address: 441 Lone Pine Blvd

Comprehensive Plan
Designation: "CR" Recreational Commercial District

Zoning District: "CR" Recreational Commercial District

City Limits: Inside

Request: To change the Comprehensive Plan Map and Zoning Ordinance
Map from CR – Recreational Commercial District to CG – General
Commercial District.

BACKGROUND INFORMATION

There are a total of six lots in this request, as shown on the attached map. Three of the lots are zoned exclusively CR. Three of the lots have a small portion of each lot zoned CG. The total area of the lots is approximately 4.25 acres. No attempt has been made to determine how much of the total area is already zoned CG. The applicant is requesting a Comprehensive Plan/Zoning Map amendment from CR to CG so that all of the lots are entirely zoned CG.

NOTIFICATION

Property owners within 300 feet, City Departments, franchise utilities, Mid-Columbia Fire & Rescue, Wasco County Health Department, and State Building Codes were mailed a notice on October 15, 2010, as required by Sections 3.100.020 B. 1. and 3.020.050 D. An additional notice was published in The Dalles Chronicle on October 17, 2010. The Department of Land Conservation and Development was also notified because this request involves a Post-Acknowledgement Plan Amendment.

COMMENTS

As of the date of this staff report, no comment had been received.

REVIEW

A. LAND USE AND DEVELOPMENT ORDINANCE 98-1222

Section 3.010.040 Applications

B. Completeness.

FINDING A-1: The applications were found to be complete on September 20, 2010. The 120-day State mandated decision deadline is January 18, 2011. The hearing is within the required time line. Criterion met.

Section 3.020.050 Quasi-Judicial Actions

- A. Decision types. 9. Zone Changes. 10. Comprehensive Plan Changes as part of the general authority of the Commission.

FINDING A-2: This application is for a Zone Change per section 3.100 of the Land Use and Development Ordinance (LUDO) and a Comprehensive Plan Map change per Goal #2, Land Use Planning, of the Comprehensive Plan. The hearings are combined because the issues are essentially the same for both requests. Criterion met.

- B. Staff Report. The Director shall prepare and sign a staff report for each quasi-judicial action, which identifies the criteria and standards applying to the application and summarizes the basic findings of fact. The staff report may also include a recommendation for approval, approval with conditions, or denial.

FINDING A-3: The staff report will detail criteria and standards relevant to a decision, all facts will be stated, and explanations given. This will be detailed through a series of findings directly related to relevant sections and subsections of the ordinance as they relate to this request. Criterion met.

- C. Public Hearings. The quasi-judicial process requires a public hearing within 45 days from the date the application is deemed complete. The application was deemed complete on September 20, 2010. The 45 day period ends on November 4, 2010.

FINDING A-4: The first public hearing is scheduled for November 4. Criterion met.

- D. Notice of Hearing. Notice of hearing is required to be sent at least 10 days prior to the hearing.

FINDING A-5: Appropriate mailings to property owners within 300 feet and notice to affected departments and agencies were made on November 15, 2010. A notice was published in the local paper on October 17, 2010. The required 45 day notice was sent to DLCD on September 20, 2010. Criterion met.

Section 3.100.030 Review Criteria

A Zone Change shall be granted if the following criteria are met:

- A. Conformance. The proposed Zone Change conforms to the Comprehensive Plan and all other provisions of this Ordinance.

FINDING A-7: The request is to change the zoning map and the comprehensive plan map which will make the zone change conform to the comprehensive plan map. Criterion met.

- B. Suitability. The site is adequate in size and shape for uses normally allowed by the proposed zone.

FINDING A-8: The property is approximately 4.25 acres. This is adequate in size and shape for commercial purposes. In addition, the land is already zoned commercial. This request is to change from one type of commercial zone to another type of commercial zone. Criterion met.

- C. Streets and Traffic. The site is, or will be, adequately served by streets for the type and volume of traffic generated by uses that may be permitted in the new zone.

FINDING A-9: The properties are served by Lone Pine Blvd. A new entrance to the Lone Pine site has recently been constructed to better serve the development at this site. At some point in the future a roundabout may be required, but the present street system is adequate for now. Criterion met.

- D. Adverse Effect. The proposed Zone Change shall have minimal adverse effect on existing and future surrounding development.

FINDING A-10: The uses allowed in the CG zone should not have an adverse effect on any of the surrounding properties. The adjacent properties to the south are already zoned CG. The rest of the site is zoned CR, although a portion of the existing development is residential and much of the future development is proposed to be residential. The slight differences between the CR and CG zones should not adversely affect any of the existing or future surrounding development. Criterion met.

B. COMPREHENSIVE PLAN

The Comprehensive Plan was adopted in 1994.

Goal 2 allows that a property owner may initiate changes to the Comprehensive Plan.

FINDING B-1: This application has been approved by the property owner. Criterion met.

Property owner initiated changes are processed using the quasi-judicial process.

FINDING B-2: The quasi-judicial process is being used for this request. Criterion met.

Goal 2, policy 5 includes the following review criteria for Comprehensive Plan amendments:

- a. Compliance with the statewide land use goals and related administrative rules.
- b. Conformance with the Comprehensive Plan goals, policies and implementation measures.
- c. The change will not adversely affect the health, safety and welfare of the community.
- d. Adequate public facilities, services and transportation networks are in place, or are planned to be provided with the proposed change.
- e. Plan changes will be consistent with the vision.

FINDING B-3: There is nothing in the requested change that violates any of these policies. Criterion met.

DISCUSSION

The main reason for this rezone request is to allow more lot coverage for the commercial development than is allowed in the CR zone. The CR zone has a limitation of 60% lot coverage while the CG zone has no limitation on lot coverage. Staff supports this request in general as it is helpful to concentrate the commercial development in this area so that the rest of the Lone Pine site can accommodate residential development.

The request is to rezone 6 lots. The Commission does not have to treat all lots the same. The Commission may recommend rezoning some but not all of the lots. While the lots have much in common, the lot adjacent to the Columbia River could be considered different in principle. The City has placed several lots along the River in the CR category. In addition, the CR development standards have a special setback for the Columbia River. The staff would like to preserve this setback. Legal counsel has indicated that placing a condition of approval on a rezone request may not be appropriate. The other alternative is to rezone only a portion of this lot, leaving the area next to the river in the CG zone. We will have more information for discussion on this issue at the hearing.

Other than the issue of the setback on the lot adjacent to the River, this application meets all the code requirements for a comprehensive map and zoning map change.

RECOMMENDATION

The Planning Commission's role is to forward a recommendation on the request to the City Council. The Commission may recommend approval, possibly approval with conditions, or denial. The City Council will hold another public hearing and make a final decision.

Staff recommends approval of this application requesting a rezone from CR to CG for the five lots that have no frontage on the river. Staff recommends approval of the request for lot 2N 13E 36 tax lot 500 except for the 50 feet adjacent to the river, leaving that portion of the lot in the CR zone.



RESOLUTION NO. P.C. 500-10

Adopting Conditional Use Permit Application #161-10 of Icon Holdings, LLC to allow a residential development in an area designated on Master Plan for commercial. Property is a vacant lot off Lone Pine Blvd and is further described as 2N 13E 36 tax lot 500. Property is zoned "CR" – Recreational Commercial District.

I. RECITALS:

- A.** The Planning Commission of the City of The Dalles has on November 4, 2010 conducted a public hearing to consider the above request. A staff report was presented, stating the findings of fact, conclusions of law, and a staff recommendation.
- B.** Staff's report of Conditional Use Permit 161-10 and the minutes of the November 4, 2010 Planning Commission meeting, upon approval, provides the basis for this resolution and are incorporated herein by reference.

II. RESOLUTION:

Now, therefore, be it FOUND, DETERMINED, and RESOLVED by the Planning Commission of the City of The Dalles as follows:

- A.** In all respects as set forth in Recitals, Part "I" of this resolution.
- B.** Conditional Use Permit 161-10 is hereby approved with the following Conditions of Approval:
 - 1. Any improvements must be completed in accordance with Land Use and Development Ordinance 98-1222, as amended.
 - 2. The actual development proposal will require Site Plan Review approval per the provisions of LUDO Section 3.050.030 B.
 - 3. PUD 12-05 is modified to allow residential development at this location.
 - 4. Except as modified in this process, PUD 12-05 remains in effect.
 - 5. The applicant will be required to finalize and sign the amendment to ODOT Agreement No. 23174 pertaining to traffic volumes and the need to construct a roundabout at the intersection of Lone Pine and Highway 197.
 - 6. The applicant will be required to implement the trip cap, which is part of the ODOT Agreement.

III. APPEALS, COMPLIANCE, AND PENALTIES

- a.** Any party of record may appeal a decision of the Planning Commission to the City Council for review. Appeals must be made according to Section 3.020.080 of the Land Use and Development Ordinance, and must be filed with the City Clerk within ten (10) days of the date of mailing of this resolution.
- b.** Failure to exercise this approval within the time limits set either by resolution or by ordinance will invalidate this permit.
- c.** All conditions of approval must be met within the time limits set by this resolution or by ordinance. Failure to meet any condition will prompt enforcement proceedings that can

result in: 1) permit revocation; 2) fines of up to \$500.00 per day for the violation period; 3) a civil proceeding seeking injunctive relief.

The Secretary of the Commission shall (a) certify to the adoption of the Resolution; (b) transmit a copy of the Resolution along with a stamped approved/denied site plan or plat to the applicant.

APPROVED AND ADOPTED THIS 4th DAY OF NOVEMBER 2010

Bruce Lavier, Chairman
Planning Commission

I, Dan Durow, Community Development Director for the City of The Dalles, hereby certify that the foregoing Resolution was adopted at the regular meeting of the City Planning Commission, held on the 4th of November 2010.

AYES: Lavier, Zukin, Bryant, Poppoff, Ahlberg, Nelson

NAYS: None

ABSENT: Hoey

ABSTAIN: None

ATTEST: _____
Dan Durow, Community Development Director
City of The Dalles



Theodore R. Katongoski, Governor

Department of Transportation
Region 4 Planning
63085 N. Highway 97, Ste. 107
Bend, OR 97701
Telephone (541) 388-6046
FAX (541) 388-6361
ana.jovanovic@odot.state.or.us

November 4, 2010

TO: Richard Gassman, The Dalles Community Development
CC via e-mail: Jayme Bennet, Icon Holdings, Inc.

Subject: Rezone and CUP application for Lone Pine Development

Dear Dick,

The Oregon Department of Transportation (ODOT) appreciates the opportunity to review and comment on rezone and conditional use permit application by Icon Holdings, Inc. (ZOA 76-10, CPA 38-10, CUP161-10). We have reviewed the information available for this land use action and recommend the following conditions of approval:

1. Finalize and sign agreement with ODOT:
Together with Icon Holdings, Inc., ODOT is currently working on an amendment to the Lone Pine Development Agreement No. 23174. Final agreement should be signed and executed before the rezone or CUP is approved. This would set up a transportation improvement process based on traffic generation and independent of zoning changes.
2. Implement trip cap for Lone Pine PUD:
The above-mentioned agreement, and the phased transportation improvements it outlines, follows a trip cap that requires Icon Holdings, Inc. to:
 - build a "T" intersection once 67 new peak hour trip have been generated, and
 - build a roundabout, and related I-84 ramp improvements, once 378 accumulative peak hour trips have been generated, andLone Pine Development is not to exceed the total of 674 accumulated trips.
Any current or future rezones should maintain same conditions.

The application lacks documentation and analysis of traffic generation, potential impacts, concurrency with planned transportation improvements, and proposed mitigation for the rezone. These are all important requirements of the Transportation Planning Rule (TPR). We understand the developer has a master plan in mind and the proposed land use action is a minor change. ODOT recommends that Icon Holdings, Inc. develop a new traffic study that reflects actual changes in the master plan.

Given that ODOT has worked with Icon Holdings, Inc. on this development before, we are confident that, together with the City of The Dalles, we can resolve all outstanding issues through continued conversation. Please feel free to contact ODOT Region 4 Planning office if you have any questions or concerns.

Sincerely,

Ana Jovanovic
ODOT Region 4 Planning
ana.jovanovic@odot.state.or.us



CITY of THE DALLES

313 COURT STREET
THE DALLES, OREGON 97058

(541) 296-5481 ext. 1122
FAX: (541) 296-6906

AGENDA STAFF REPORT

CITY OF THE DALLES

MEETING DATE:	AGENDA LOCATION:	AGENDA REPORT #
November 22, 2010	Action Items 12, A	10-094

TO: Honorable Mayor and City Council

FROM: Gene E. Parker, City Attorney

THRU: Nolan K. Young, City Manager

DATE: November 3, 2010

ISSUE: Public Hearing regarding a request by The Dalles Disposal Service for a 1.3% rate increase for increased operational costs, and adoption of Resolution No. 10-027 approving the requested rate increase.

RELATED CITY COUNCIL GOAL: None

PREVIOUS AGENDA REPORT NUMBERS: None

BACKGROUND: The Dalles Disposal has submitted a request to the City to consider granting an increase of 1.3% in the rates charged by the company for solid waste and recycling services, to be effective January 1, 2011. The increase is being requested due to recent increases in employee health care benefits totaling 5%, and a 24.7% in the Oregon weight mile tax rate. A portion of the rate increase is also being requested due to a disposal increase for the landfill to be imposed by Wasco County as of January 1, 2011.

General Ordinance No. 92-1155, which includes the provisions regulating franchisees who provide solid waste collection and recycling services, provides that rates established under the ordinance shall be just and reasonable and adequate to provide necessary collection service. The City Council reviews and approves the rates charged by The Dalles Disposal Service. The rates approved by the Council can include provisions allowing The Dalles Disposal Service to recover any additional costs of education, promotion, and providing notice of the opportunity to recycle

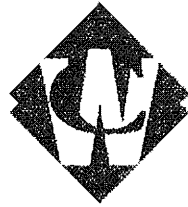
at the minimum level required by the State of Oregon or at a higher level of recycling required or permitted by the City.

The City is required by state law to provide an opportunity for interested persons to comment on the proposed enactment of the fee increases. A public hearing has been scheduled for this meeting. A proposed Resolution (#10-027) approving the requested rate increase is included with the staff report for the Council's review and consideration.

BUDGET IMPLICATIONS: If the requested rate increase is improved, the City will probably receive a modest increase in the amount of the franchise fee collected from The Dalles Disposal, as the franchise fee is calculated on the amount of gross revenue received by The Dalles Disposal.

ALTERNATIVES:

- A. **Staff Recommendation.** Move to adopt Resolution No. 10-027, approving a 1.3% rate increase for The Dalles Disposal Service for increased operational costs.
- B. Modify the proposed rate increase, and direct staff to bring a revised resolution to the City Council at a future Council meeting.
- C. Decline to take any action concerning Resolution No. 10-027, which will have the effect of denying the requested rate increase.



WASTE CONNECTIONS INC.

Connect with the Future[®]

THE DALLES DISPOSAL
1317 w. 1ST Street- The Dalles, Or. 97058
(541) 298-5149

October 21, 2010

City of The Dalles
313 Court Street
The Dalles, Or. 97058

To:
Gene Parker, City Attorney

Dear Mr. Parker, Honorable Mayor and City Council Members:

The Dalles would like to respectfully request a 1.3% increase in its fees to help off set rising operational cost to be effective 01/01/11.

Some of our Operational increases are as follows:

- Employee health care benefits increase 5%.
- Oregon weight mile tax increase 24.7%.

The Dalles Disposal continues to upgrade it's operational equipment such as containers, roll carts and recycle bins.

Additionally Effective January 1st of 2011 Wasco County will pass through a disposal increase.

Our rate proposal is summarized on the enclosed attachments. We appreciate the continued opportunity to provide the City of The Dalles with high quality solid waste and recycling services.

We would like to be scheduled on the council agenda at your earliest convenience to discuss our proposal.

Sincerely,

Erwin Swetnam
District Manager

RESOLUTION NO. 10-027

A RESOLUTION APPROVING A RATE INCREASE OF
1.3% FOR SERVICES PROVIDED BY THE DALLES
DISPOSAL SERVICE, FOR INCREASED OPERATIONAL
COSTS INCURRED BY THE DALLES DISPOSAL
SERVICE, INC.

WHEREAS, The Dalles Disposal Service, Inc. submitted a request on October 21, 2010, for a rate increase of 1.3% for increased operational costs, and for an adjustment to the company's rate schedule as a result of a pass through by Wasco County for an increase for disposal costs at the Wasco County Landfill which is scheduled to take effect on January 1, 2011; and

WHEREAS, Section 11 of General Ordinance No. 92-1155 provides that the City Council shall review all requests for a rate increase for companies providing solid waste collection services, to determine whether the proposed rates are just and reasonable and adequate to provide necessary collection services; and

WHEREAS, pursuant to ORS 294.160, the City Council conducted a public hearing on November 22, 2010, to provide an opportunity for public comment upon the proposed rate increase; and

WHEREAS, The Dalles Disposal Service, Inc. submitted testimony that the company has incurred recent increased operational costs including a five percent increase in the cost of employee health care benefits, and a 24.7% increase in the Oregon weight mile tax; and

WHEREAS, the City Council finds that the requested rate increase for the company's increased operational costs and the pass through for the Wasco County Landfill costs are just and reasonable and necessary to allow The Dalles Disposal Service, Inc. to provide collection service, in light of the cost increases which the company has reasonably incurred, and to allow

the company to continue to provide solid waste collection and recycling services to the citizens of The Dalles;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE DALLES AS FOLLOWS:

Section 1. Rate Increases Approved. The rate increases requested by The Dalles Disposal Service, Inc., as set forth in the attached Exhibit "A", are hereby approved, and shall take effect on January 1, 2011.

Section 2. Effective Date. The effective date of this Resolution shall be November 22, 2010.

PASSED AND ADOPTED THIS 22ND DAY OF NOVEMBER, 2010.

Voting Yes, Councilor: _____

Voting No, Councilor: _____

Absent, Councilor: _____

Abstaining, Councilor: _____

AND APPROVED BY THE MAYOR THIS 22ND DAY OF NOVEMBER, 2010.

James L. Wilcox, Mayor

Attest:

Julie Krueger, MMC, City Clerk

THE DALLES CITY GARBAGE RATES
Proposed Increase January 1, 2011

SERVICE	CURRENT RATE	Total LF Increase	Business Increase	Ffee	TOTAL INCREASE	NEW RATE
RESIDENTIAL						
CANS/ROLLCARTS						
Weekly						
- (1) 20 gal can	\$10.57	\$0.01	\$0.14	\$0.00	\$0.15	\$10.72
- (1) 32 gal can	\$15.24	\$0.02	\$0.19	\$0.01	\$0.21	\$15.45
- 90 gal rollcart	\$22.24	\$0.04	\$0.23	\$0.01	\$0.28	\$22.52
- 105 gal cart (Phase Out)	\$23.90	\$0.05	\$0.23	\$0.01	\$0.29	\$24.19
- each add'l can	\$15.24	\$0.02	\$0.19	\$0.01	\$0.21	\$15.45
EOW						
- (1) 32 gal can	\$12.44	\$0.01	\$0.17	\$0.01	\$0.18	\$12.62
Call In						
- (1) 32 gal can	\$10.89	\$0.00	\$0.16	\$0.01	\$0.16	\$11.05
- 90 gal rollcart	\$16.26	\$0.01	\$0.22	\$0.01	\$0.24	\$16.50
YARD DEBRIS						
* 12 month min sign-up period						
* \$18 restart fee if service cancelled and restarted within year						
* 60 gal yard debris cart						
Weekly	\$7.56	\$0.03	\$0.04	\$0.00	\$0.07	\$7.63
EOW	\$5.19	\$0.02	\$0.03	\$0.00	\$0.05	\$5.24
SPECIAL CHARGES						
* The following additional charges whose cans, rollcarts or containers pose a potential safety risk to our employees due to the difficult and unsafe location of their service containers.						
Additional Charge:						
- Sunken Can	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Excess distance	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Steps/stairs	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Through gate	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
-extra can/bag/box	\$6.03	\$0.00	\$0.09	\$0.00	\$0.09	\$6.12
- loose yardage per yd	\$23.20	\$0.03	\$0.27	\$0.01	\$0.31	\$23.51
(over-the-top extra around conts-cans-rollcarts or on the ground)						
- bulk items (*Bring to transfer station)						
- return trip can	\$6.68	\$0.00	\$0.10	\$0.00	\$0.10	\$6.78
- return trip rollcart	\$8.89	\$0.00	\$0.14	\$0.00	\$0.14	\$9.03
- rollcart redelivery	\$9.20	\$0.00	\$0.14	\$0.00	\$0.15	\$9.35
- Off day PU	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Delinquent fee	\$11.75	\$0.00	\$0.18	\$0.01	\$0.19	\$11.94
(Acct delinquent after 30 days from billing)						
- NSF/unhonored check fee	\$27.38	\$0.00	\$0.42	\$0.01	\$0.44	\$27.82
- New Acct set up fee	\$5.27	\$0.00	\$0.08	\$0.00	\$0.08	\$5.35
- Change in service	\$5.27	\$0.00	\$0.08	\$0.00	\$0.08	\$5.35
(name/address/service)						

THE DALLES CITY GARBAGE RATES

Proposed Increase January 1, 2011

SERVICE	CURRENT RATE	Total LF Increase	Business Increase	Ffee	TOTAL INCREASE	NEW RATE
COMMERCIAL						
Weekly						
- (1) 32 gal can	\$18.21	\$0.02	\$0.24	\$0.01	\$0.26	\$18.47
- 90 gal rollcart	\$27.41	\$0.04	\$0.31	\$0.01	\$0.36	\$27.77
- 105 gal cart (Phase Out)	\$27.92	\$0.05	\$0.29	\$0.01	\$0.35	\$28.27
- each add'l can	\$18.21	\$0.02	\$0.24	\$0.01	\$0.26	\$18.47
EOW						
- (1) 32 gal can	\$15.23	\$0.01	\$0.21	\$0.01	\$0.22	\$15.45
Call In						
- (1) 32 gal can	\$11.98	\$0.00	\$0.17	\$0.01	\$0.18	\$12.16
- 90 gal rollcart	\$17.98	\$0.01	\$0.24	\$0.01	\$0.26	\$18.24

SPECIAL CHARGES

* The following additional charges are assessed to customers whose cans, rollcarts or containers pose a potential safety risk to our employees due to the difficult and unsafe location of their service containers

Additional Charge:

- Sunken Can	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Excess distance	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Steps/stairs	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Through gate	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
			\$0.00			
-extra can/bag/box	\$6.03	\$0.00	\$0.09	\$0.00	\$0.09	\$6.12
- loose yardage per yd	\$23.20	\$0.03	\$0.27	\$0.01	\$0.31	\$23.51
(*extra garbage ontop or around cans and rollcarts which must be manually handled & placed in truck)						
- bulk items (*Bring to transfer station)						
- return trip can	\$6.68	\$0.00	\$0.10	\$0.00	\$0.10	\$6.78
- return trip rollcart	\$8.88	\$0.00	\$0.12	\$0.00	\$0.13	\$9.01
- rollcart redelivery	\$9.20	\$0.00	\$0.14	\$0.00	\$0.15	\$9.35
- Off day PU	\$6.59	\$0.00	\$0.10	\$0.00	\$0.11	\$6.70
- Delinquent fee	\$11.75	\$0.00	\$0.18	\$0.01	\$0.19	\$11.94
(Acct delinquent after 30 days from billing)						
- NSF/unhonored check fee	\$27.38	\$0.00	\$0.42	\$0.01	\$0.44	\$27.82
- New Acct set up fee	\$5.27	\$0.00	\$0.08	\$0.00	\$0.08	\$5.35
-Mileage 15 miles RT from L.F	\$2.40	\$0.00	\$2.40	\$0.08	\$2.40	\$2.40
- Change in service (name/address/service)	\$5.27	\$0.00	\$0.08	\$0.00	\$0.08	\$5.35

THE DALLES CITY GARBAGE RATES

Proposed Increase January 1, 2011

SERVICE	CURRENT RATE	Total LF Increase	Business Increase	Ffee	TOTAL INCREASE	NEW RATE
CONTAINERS						
1 1/2 Yd Containers						
- Call In	\$27.77	\$0.03	\$0.36	\$0.01	\$0.39	\$28.16
- EOW	\$40.56	\$0.06	\$0.47	\$0.02	\$0.54	\$41.10
- 1XPW	\$81.17	\$0.11	\$0.94	\$0.04	\$1.08	\$82.25
- Additional day rate = # days x 1 x wk rate						
2 Yd Containers						
- Call In	\$39.12	\$0.03	\$0.51	\$0.02	\$0.56	\$39.68
- EOW	\$54.24	\$0.07	\$0.63	\$0.02	\$0.72	\$54.96
- 1XPW	\$108.44	\$0.15	\$1.25	\$0.05	\$1.45	\$109.89
- Additional day rate = # days x 1 x wk rate						
3 Yd Containers						
- Call In	\$55.60	\$0.05	\$0.71	\$0.03	\$0.79	\$56.39
- EOW	\$81.17	\$0.11	\$0.94	\$0.04	\$1.08	\$82.25
- 1XPW	\$162.32	\$0.22	\$1.87	\$0.07	\$2.17	\$164.49
- Additional day rate = # days x 1 x wk rate						
SPECIAL CHARGES						
- Delivery	\$29.75	\$0.00	\$0.46	\$0.02	\$0.47	\$30.22
- Rent	\$29.01	\$0.00	\$0.45	\$0.01	\$0.46	\$29.47
- Rent-a-bin	\$65.30	\$0.00	\$1.01	\$0.03	\$1.04	\$66.34
- Loose yardage	\$25.54	\$0.03	\$0.30	\$0.01	\$0.35	\$25.89
Containers with difficult access (per cont chg)						
- Not on solid surface	\$7.26	\$0.00	\$0.11	\$0.00	\$0.12	\$7.38
- Stuck in the mud	\$7.26	\$0.00	\$0.11	\$0.00	\$0.12	\$7.38
- Lodged in loose gravel	\$7.26	\$0.00	\$0.11	\$0.00	\$0.12	\$7.38
- Overweight	\$7.26	\$0.00	\$0.11	\$0.00	\$0.12	\$7.38
- Excess distance	\$7.26	\$0.00	\$0.11	\$0.00	\$0.12	\$7.38
- Rolloff curb	\$7.26	\$0.00	\$0.11	\$0.00	\$0.12	\$7.38

THE DALLES CITY GARBAGE RATES

Proposed Increase January 1, 2011

SERVICE	CURRENT RATE	Total LF Increase	Business Increase	Ffee	TOTAL INCREASE	NEW RATE
COMPACTORS						
* 50,000 max gross weight						
- Per compacted yard	\$28.04	\$0.09	\$0.19	\$0.01	\$0.28	\$28.32
- over 2 tons for 10 yds						
- over 4 tons for 20 yds						
- over 6 tons for 30 yds						
- over 50,000 GW x Fee (*Per each 2,000 lb excess)	\$322.21	\$0.00	\$4.97	\$0.16	\$5.14	\$327.35
DROP BOXES						
- 10 yd min fee empty	\$176.17	\$0.32	\$1.82	\$0.07	\$2.21	\$178.38
- 15 yd min fee empty	\$271.44	\$0.47	\$2.85	\$0.11	\$3.44	\$274.88
- 20 yd min fee empty	\$352.33	\$0.63	\$3.65	\$0.15	\$4.43	\$356.76
- 30 yd min fee empty	\$528.51	\$0.95	\$5.47	\$0.22	\$6.64	\$535.15
- Delivery	\$61.95	\$0.00	\$0.96	\$0.03	\$0.99	\$62.94
- Pickup	\$61.95	\$0.00	\$0.96	\$0.03	\$0.99	\$62.94
- Swap	\$61.95	\$0.00	\$0.96	\$0.03	\$0.99	\$62.94
- Ex miles	\$61.95	\$0.00	\$0.96	\$0.03	\$0.99	\$62.94
- Demurrage per day after 5 days	\$13.19	\$0.00	\$0.20	\$0.01	\$0.21	\$13.40
- LS ydg	\$17.62	\$0.03	\$0.18	\$0.01	\$0.22	\$17.84
- over 2 tons for 10 yds	Billed at the current Wasco County Landfill total gate fee per ton Customer is responsible for payment of overweight penalties					
- over 4 tons for 20 yds						
- over 6 tons for 30 yds						
- over 50,000 GW x Fee (*Per each 2,000 lb excess)	\$292.76	\$0.00	\$4.52	\$0.15	\$4.67	\$297.43

THE DALLES CITY GARBAGE RATES

Proposed Increase January 1, 2011

SERVICE	CURRENT RATE	Total LF Increase	Business Increase	Ffee	TOTAL INCREASE	NEW RATE
TRANSFER STATION						
Household Garbage						
* 1 can or 1 bag	\$6.69	\$0.00	\$0.10	\$0.00	\$0.10	\$6.79
- Per Yard (After Minimum)	\$12.43	\$0.02	\$0.14	\$0.01	\$0.17	\$12.60
- MINIMUM YARD CHARGE (3 Yards)	\$37.29	\$0.05	\$0.43	\$0.02	\$0.51	\$37.80
Bulk Items:						
- Mattress/box springs						
- Recliners/large chairs						
- Couches/furn/tv's (minimum fee plus)	\$7.92	\$0.00	\$0.12	\$0.00	\$0.13	\$8.05
Appliances:						
- each	\$10.56	\$0.00	\$0.16	\$0.01	\$0.17	\$10.73
- Refrigerators	\$29.45	\$0.00	\$0.45	\$0.01	\$0.47	\$29.92
- Tires (each)	\$11.86	\$0.00	\$0.18	\$0.01	\$0.19	\$12.05
- Tires with rims to 16" (each)	\$23.74	\$0.00	\$0.37	\$0.01	\$0.38	\$24.12
Brush and Wood:						
(Must be clean/no garbage/ for recycling)						
- Per Yard (After Minimum)	\$6.07	\$0.02	\$0.05	\$0.00	\$0.07	\$6.14
- MINIMUM YARD CHARGE (3 Yards)	\$18.21			\$0.00	\$0.21	\$18.42
Yardage calculation: multiply width x length x height divide by 27 = total yards						



AGENDA STAFF REPORT

CITY OF THE DALLES

MEETING DATE	AGENDA LOCATION	AGENDA REPORT #
November 22, 2010	Discussion 13, A	10-089

TO: Mayor and City Council

FROM: Nolan K. Young, City Manager *NK*

DATE: November 3, 2010

ISSUE: Financial Impact of Pending Delayed Annexation

BACKGROUND: Attached is a copy of the report discussing the financial impacts of the delayed annexations that will be happening in March of 2011 and 2012. We will be adding 1056 people in population 2011 and approximately 123 more in 2012 through these annexations.

After reviewing and discussing the report, the Council may wish to give City Staff some direction in preparing the budget for FY 2011-12 as a result of this impact report.

Currently it is our proposal to add one new police officer in January 2011 and a second officer in July 2011. For an additional \$36,000 we could add two officers in January or for \$18,000 add the second officer in March 2011. The value of heading this direction is that it takes nine months to one year to train an officer through the academy and to work with a training officer to be able to function independently as a patrol officer on the city streets.

Another issue the Council may wish to consider is whether or not we want to prepare to add part time help for Codes Enforcement. A part time 10-hour a week officer would cost the City approximately \$9,328 per year or \$22,500 for 20-hours per week.

BUDGET IMPLICATIONS: We anticipate having an additional \$166,383 in General Fund revenue available in FY 2011-12 and \$185,223 in FY 2012-13. We are proposing expenditures of \$154,636 and \$195,050 respectively.

COUNCIL ALTERNATIVES: This is a discussion item with the opportunity for the Council to give staff direction as desired.

Financial Impact of Impending Delayed Annexations *Report*

In accordance with the City Council's policy of pursuing the annexation of areas within the Urban Grown Boundary at the earliest possible opportunity, the City sought to annex large areas of property—especially groups on the west side of the community that were already substantially surrounded by the City. Shortly thereafter, the State adopted a law that initiated a three-year delay on these island annexations. The City chose to continue to create and annex islands of areas surrounded by City annexed property and right of ways. For three specific, large areas, this 3 year delay ends in 2011 and 2012.

Following is an analysis of the financial impact of these annexations on City revenues and various affected City departments.

General Information

	Round 5	Round 6	Round 7	Totals
Annexation Date	3/12/11	3/28/11	3/11/12	N/A
# of Properties	214	251	70	535
Property Type (est. %)*	50/50 Trad./MH	95/5 Trad./MH 2.5	30/70 Trad./MH	58/42 Trad./MH
Population Model	2 ppl/household	ppl/household	1.75 ppl/household	2.083 ppl/household
Total Pop. (est.)	428	628	123	1179

*Traditional Home/Mobile Home

Population Estimates

In a previous population survey, Dick Gassman, Senior Planner, estimated that a household average for homes in the western part of the city was 2.5 people. He also found that mobile homes tended to have a lower average, estimating 1.5 people, due to the larger number of senior citizens living alone that populate these types of homes. Although no scientific studies were done to come up with these numbers, we were comfortable with using these population models as a foundation on which to base our estimates for these property groups.

Based on personal observation, Round 5's properties are half traditional, and half mobile home; thus, with half of the properties estimated at 2.5 people/household and half at 1.5 people/household, the population model we used was 2 people/household. Round 6's properties are about 95% traditional; thus, we used a 2.5 people/household model for this round. Round 7's properties are about 30% traditional, 70% mobile home; thus, we used a model of 1.75 people/household for this round. Applying these models to the property numbers, we estimate the population of Round 5 to be 428, Round 6 to be 628, and Round 7 to be 123—this is 1179 citizens total.

Grouped by date, it is expected that around 1,056 people (or a 7.9% increase) will be served by the City in 2011, and another 123 will be added in 2012, for a total two-year increase of 8.8%.

Revenues

	FY 2011-12	FY 2012-13	2 Yr Total
Property Tax	118,804.59	131,016.42	249,821.01
State Shared - General	16,441.92	18,368.10	34,810.02
Franchise Fee	31,136.43	35,838.23	66,974.66
General Fund Sub Total	166,382.94	185,222.75	351,605.69
State Shared - Gas Tax	67,187.84	79,323.12	146,510.96
City Sewer Service	(20,520.86)	(23,587.20)	(44,108.06)
Total	213,049.92	240,958.67	454,008.59

Over FY 2011-2012 and 2012-2013, the City stands to receive significant revenues from various sources associated with the annexation of these groups of properties. Following is a discussion whose purpose is to provide depth and clarity to the above table.

Property Tax

Fiscal Year	Round 5 2011-2012	Round 6 2011-2012	Total 2011-12	Round 7 2012-2013	Total FY 2012-13	Total 2-Year
Avg. Tax Ass. Val.	70,439.88	111,563.49		61,331.01		
Avg. Prop. Tax. Rev.	212.42	335.08		184.94		
Total Prop. Tax Rev.*	42,274.13	76,530.46	118,804.59	12,211.83	131,016.42	249,821.01

*Adjusted for a 93% collection rate. Property tax projections are estimations based on current values; fluctuations in property values are expected.

Thanks to the expertise of the Community Development Department, we were able to access the tax assessed value of each property within the annexation areas. This allowed us to calculate (based on a model of \$3.0155/\$1000 tax assessed value) the anticipated property tax revenue the City will gain per Round of annexations and, therefore, per fiscal year.

Round 5's average tax assessed value is just over \$70,000, making its average property tax revenue to the City \$211.42, for a total of \$45,456.05 adjusted by a 93% collection rate for a total of \$42,274.13. Round 6's average tax assessed value is significantly higher, at just over \$111,000, which means that its average property tax revenue is \$335.08 for an adjusted amount of \$76,530.46. FY 2011-2012, therefore, will give the City \$118,804.59 in property taxes.

Round 7's average tax assessed value is the lowest of the three Rounds, at \$61,331.01. Its average property tax revenue is just \$184.94, giving us \$12,211.83 adjusted property tax revenue in FY 2012-2013. Round 7's revenue will be coupled by all of Round 5 and 6's revenue as well in FY 2012-2013; thus, the total revenue the City will gain in that fiscal year is \$131,016.42.

Total revenue to the City from property tax revenue over two years for these areas is \$249,821.01.

State Shared

	Pop. Est.	Liq. Tax Est.	Cig. Tax Est.	General Sub total	Gas Tax Est.	Total
Round 5	428	\$14.25	\$1.32		\$58.89	\$74.46
Totals:	N/A	\$6,099	\$564.96	\$6,663.96	\$25,204.92	\$31,868.88
Round 6	628	\$14.25	\$1.32		\$58.89	\$74.46
Totals:	N/A	\$8,949	\$828.96	\$9,777.96	\$36,982.92	\$46,760.88
Round 7	123	\$14.34	\$1.32		\$67.28	\$82.94
Totals:	N/A	\$1,763.82	\$162.36	\$1,926.18	\$8,275.44	\$10,201.62

Based on the estimated population to be served by the City through these annexations and the per capita state shared revenues charts published by the League of Oregon Cities, the City stands to gain significant amounts of revenue from various tax areas outlined in the tables above. We did not include 911 Tax because it all goes to the County for the 911 Center and there is no increase to City revenues. We have separated State Revenue into those that go to the General Fund (Liquor and Cigarette tax) and those that are dedicated by law to the Street Fund (Gas Tax). In FY 2011-2012, the City will gain \$16,441.92 from the State for General Fund purposes and \$62,187.84 in Gas Tax from the tax dollars associated with the annexations of Rounds 5 and 6 alone; in FY 2012-2013 the City will gain \$18,368.10 and \$79,323.12 respectively from these sources, for a total of \$34,810.02 and \$141,510.96 over a two-year period.

Franchise Fees

	FY 2011-2012	FY 2012-2013	Total
Charter Cable	\$6,426.30	\$7,393.57	\$13,819.87
NW Natural Gas	\$2,898.32	\$3,331.13	\$6,229.45
PUD	\$12,467.25	\$14,344.04	\$26,811.29
Sprint/CenturyLink	\$5,360.20	\$6,189.76	\$11,549.96
The Dalles Disposal	\$3,984.36	\$4,579.73	\$8,564.09
Total	\$31,136.43	\$35,838.23	\$66,974.66

Charter

Charter offered no assistance to the project, so the estimations are based on a per household unit Franchise fee (\$13.82) by dividing the total Cable TV Franchise Fee received in FY 2009-10 (\$75,994.80) by the City's current housing unit of 5499. We then multiply this \$13.82 per unit figure by the 465 new units in FY 2011-12 and 535 new housing units by FY 2012-13.

In summary, the City will gain \$6,426.30 in FY 2011-2012, and \$7,393.57 in FY 2012-2013 for a total of \$13,819.87 from Charter Cable franchise fees over two years.

NW Natural

The Oregon Public Utility Commission (PUC)

(<http://www.oregon.gov/PUC/ngpricehistory.shtml>) says that the average Oregon NW Natural Gas customer paid \$70.28/month in the summer (low usage) and \$128.28/month in the winter

(high usage) of 2009. Unfortunately, predicting future prices is difficult because there is up to a 20% change in these numbers from year to year. But based on the price history provided by PUC, these numbers are on the conservative side of the last 5 years, so we are comfortable with using them as a predictor of future prices. The average of the high and low usage numbers is \$99.28, which is the number we'll use year-round (with 3 months of high usage, 3 months of low usage and 6 months of moderate usage, the average is fine for the purpose of this analysis).

Northwest Natural Gas was extremely helpful in determining how many active customers it has within the annexation areas; however, we were not able to specify them by Round. The number of current, active, NW Natural customers within the areas is 86. $\$99.28 \times 86 = \$8,538.08$, representing the company's monthly revenue from the annexation areas. Annually, that becomes \$102,456.96. The franchise fee for NW Natural is 4.25% of its annual revenue, or \$4,354.42.

Not being able to know exactly how much of this revenue comes from what Round of annexations, predicting revenue to the City per fiscal year becomes problematic. We do know that 40% of the properties within the annexation areas are in Round 5, 47% are in Round 6, and 13% are in Round 7. Without further information, we will consider that 87% of the City's revenue from this company's fees will apply in FY 2011-2012, leaving 13% to only apply in FY 2012-2013 (in addition, of course, to the FY 2011-2012 revenues that will repeat the second year). Thus, the City will gain \$3,788.35 in FY 2011-2012 and \$4,354.42 in FY 2012-2013, for a total of \$8,142.77 over the two years from NW Natural franchise fees.

The 4.25% Franchise Fee is split with 3.25% (7650) for the General Fund and 1% for corner lot relief for the estimate. We will only consider the General Fund amount that will be \$2,898.32 and \$3331.13 respectively, with a total of \$6,229.45 over two years.

PUD

Equally helpful to this project was Northern Wasco County PUD. They provided information that suggested that they have 9,168 residential customers in The Dalles, from which they received \$8,193,500 in 2009 revenue. The annual revenue per household, then, is \$893.71. When the City annexes 465 properties in March of 2011, PUD will receive \$415,575.15 that year. The City receives 3% of PUD's annual revenue in franchise fees, equating to \$12,467.25 for Rounds 5 and 6. Round 7 alone would give the City \$1,876.79 in FY 2012-2013 revenue.

In summary, the City will gain \$12,467.25 in FY 2011-2012 revenue from PUD franchise fees, and \$14,344.04 in FY 2012-2013. It is important to bear in mind, however, that these numbers are based on 2009 rates—PUD assures me that there will be rate increases from year to year; thus, this is a very conservative estimate.

Sprint/CenturyLink

The City receives 7% of Sprint's annual revenue for The Dalles' customers. Unfortunately, we received no local assistance from Sprint on this project (which they were unable to give). The following estimate is broad and may be a little light but was the best we could do.

In FY 2009-10 we received \$74,200 CenturyLink Franchise Fees. 86% of our water customers are residential. If the same is true for telephone, \$63,812 came from residential customers. We

have 5,499 residential units in the City. Not all are CenturyLink customers. We are adding 465 more units in FY 2011-12 (an 8.4% increase) and an additional 70 in FY 2012-13 (1.3%) for a total of 9.7 in two years. Using an assumption that telephone usage is similar to water usage we may have additional revenue of \$5,360.20 in FY 2011-12 and \$6,189.76 in FY 2012-13 with a two year total of \$11,549.96.

The Dalles Disposal

Also helpful to the process was The Dalles Disposal Service, which provided its annual revenue from the annexation areas (plus about 120 extra properties mixed into the list, which we cannot identify). Its annual revenue from these areas is \$152,657.52, and the City's franchise fee for this company is 3%. Without more specific information as to what revenue comes from which Round, in order to arrive at a fair estimate of how much the City will receive per fiscal year, we will use the same strategy as was previously used in the NW Natural section: 87% of the revenues will apply in FY 2011-2012, leaving 100% until FY 2012-2013. Thus, the City will receive \$3,984.36 in FY 2011-2012 and \$4,579.73 in FY 2012-2013, for a total of \$8,564.09 over the two years from The Dalles Disposal franchise fees.

It is important to remember that these numbers may be slightly inflated due to the previously mentioned discrepancy between the annexation areas and the address groups from which The Dalles Disposal provided its revenue numbers.

City Sewer Service

The annexations will have a limited, negative impact on City revenues from sewer service. Currently, the properties within the annexation areas that receive sewer service from the City pay 50% more than properties that are already part of the City; thus, when they are annexed they will pay lower rates, thus reducing the revenue due the City. The rate that these customers currently pay is \$71.15 per month, which will drop to \$43.85 per month after the annexations. Thanks to some fantastic clerical work by the Finance Department, we know that of the 535 properties being annexed, 72 are currently in that grouping whose rates will drop \$27.30 per month, post-annexation. Thus, the City will forfeit \$23,587.20 of revenue every year after the full annexation of these properties. Using the same strategy as was previously used to calculate the fiscal year estimates for NW Natural and The Dalles Disposal franchise fees, 87% of this revenue, or \$20,520.86, will be forfeited in FY 2011-2012; \$23,587.20 will be forfeited annually beginning FY 2012-2013.

Expenditures

	FY 2011-12	FY 2012-13
Police Services	143,452.00	183,867.95
Community Dev. *	6,181.88	6,181.88
Codes Enforcement	5,000.00	5,000.00
Finance	0	0
Total	154,633.88	195,049.83
*lost support from Wasco County		

In addition to revenues, resulting from the annexation of Rounds 5, 6 and 7 are expenditures that must be anticipated and analyzed. Following is a department-by-department discussion of these expenditures, whose purpose is to provide depth and clarity to the above table. The information in this section was obtained through observation and personal communication with Department Managers and other employees.

Police Services

As a result of the delayed annexations, Police Services is the area of largest financial impact because of the anticipated added population. The City has had a clear intent to maintain an officers per one thousand citizens ratio of 1.6/1000. As previously outlined, the delayed annexations will add an estimated 1179 citizens to the city. According to a memo sent by Chief of Police Jay Waterbury, the city's population in April of 2010 was 13,385, and there were 21 sworn officers, thus making the officer/thousand citizens ratio 1.57. The chart below summarizes the impact of officers per thousand of population for the projected population increases and what impact adding additional officers will have on that ratio.

Police Officer Per 1000 Population				
	# of Officers	Current	FY 2011-12	FY 2012-2013
Population		13,385	14,481	14,564
Current Officers	21	1.57	1.45	1.44
January 2011	22	-	1.52	1.51
July 2011	23	-	1.59	1.58
July 2012*	24	-	-	1.65
*maybe				

The State of Oregon average is 1.8/1000.

According to the previously mentioned memo sent by the Police Chief, the annual cost for a police officer is about \$71,726 for their first year and \$82,218 the second year when they become eligible for retirement contributions. Therefore, it will cost \$143,452 for two new police officers in year one and \$164,436 in the second year, thus placing the officer/thousand to the 1.58 level in FY 2012-2013. To reach the 1.65 ratio with three additional officers would cost \$215,178 and \$246,654 respectively.

In addition to police officers, the City's share of 911 Center costs would increase. Our share is calculated on call load from the prior year so there would not be an increase until FY 2012-13. We currently pay 52% of the costs beyond 911 Tax resources. If we base our estimate on simply population increase, our cost would increase 7.9% (\$19,431.95) in FY 2011-12 and an 8.8% increase (\$21,645.71) in FY 2012-13. The first couple of years following these delayed annexations we would recommend monitoring the call load to identify the impact.

To summarize in the first year we would estimate \$143,452 for just additional police service costs and with retirement and 911 costs in year two \$183,867.95, and in year three \$186,081.71.

Community Development

There should not be any increased workload for the Community Development Department as a result of these annexations, since the City already provides all planning activities in the Urban Growth area. However, the funds that the City receives from Wasco County in order to provide that service will be reduced dramatically. According to the department manager, Dan Durow, the City will lose \$39.37 for every acre annexed. Rounds 5 and 6 will see the addition of 50.44 and 89.61 acres, respectively. Thus, FY 2011-2012 will cost the City \$5,513.77 in Wasco County funds; in FY 2012-2013, the City will lose \$668.11. In total, due to the annexation of these areas, the City—specifically, the Community Development Department—will lose \$6,181.88 for incorporating 157.02 acres of property.

Codes Enforcement

Speaking to the impact of these annexations on Codes Enforcement, The Dalles' City Attorney said the following: "I anticipate there could be a budgetary impact from having to address the existence of dangerous buildings, and I don't really know what the financial impact of the costs of abating those dangerous buildings would be. I believe the estimated additional amount of \$7,000 to \$10,000 is a reasonable projection of the minimum financial impact." As Gene stated, the costs could be higher. We currently handle these assessments as a loan in the special assessment fund, so these will have no impact on the General Fund.

Nikki Lesich suggested that the department would have more of a "welcome" approach to codes enforcement with the properties within the annexation areas, at least initially. By this she means designing a program that encourages properties and blocks of properties to come into compliance with help from the City (such as having a dumpster on site for a weekend and providing volunteers and CE staff to assist with some tasks) as opposed to forcing immediate compliance through fines. We have been averaging about \$5,000 per year for these programs with an annual budget of \$7,000. It has been increased by \$2,000 for the puncture vine bounty program. This program most likely already included this area. We would estimate over the next two years an additional cost of \$5,000 each year to start bringing these areas into compliance.

This transition period could result in a workload that is more than one full time officer can handle alone. If this occurs, the City may need to consider hiring a part-time employee to handle the extra work. To accurately estimate the cost of a part-time employee, however, is difficult because it is entirely dependent on how many hours the work would require of an employee, simple population or housing unit increase would be a weak projection. To acquire part-time help that the City may need over the next few years would cost \$9,338 for 10 hours per week and \$22,500 for 20 hours per week. Some benefits are required at 20 hours per week.

Finance

There should be little to no negative financial impact on the Finance Department Billing Division as a result of the delayed annexations, as most of the west side of the community gets its water from another provider, and we already provide the sewer service. The customers for whom we do provide sewer service for, however, will have a significant drop in rates. The impact of this change is discussed above in the Revenues section.

General Government

With an almost 10% increase in population there is likely to be some impact on general operations. Whenever you add an additional almost 1,200 residents there are increased chances that citizens will interact with the other General Fund departments such as City Council, City Manager, City Attorney, City Clerk, and General Finance. In addition, there will be more issues going through Municipal Court; hopefully the revenue generated from court activities will be even with the additional expense. We will need to watch this additional impact over the next couple of years and may need to adjust operations in other areas.

Conclusion: Impact on General Fund

	FY 2011-12	FY 2012-13	Total
Revenues	166,382.94	185,22.75	351,605.69
Expenditures*	154,635.88	195,049.83	349,685.71
Balance	11,747.06	-9,827.08	1,919.98
*Police, Community Development and Codes Enforcement			

Based upon our analysis and calculations, the City will have sufficient new revenue as a result of the annexation of the properties in FY 2011-12 to add two new police officers, handle the loss of the County Community Development (CCD) financial support, and have additional funds to assist new citizens with Codes Enforcement compliance with \$11,747.06 in reserve for use in the next fiscal year needs. In FY 2012-13 with the reserves we will be able to sustain the added police and CDD and Codes Enforcement costs, add the additional cost for 911 Dispatch with \$1,919.98. In future years we will be around \$10,000 short on new revenue and may need to use existing revenues to continue the desired service levels.

Roads

All the Right of Ways (ROW) associated with these delayed annexations were annexed into the City three years ago when the initial ordinance was adopted. The roadways fall into two basic categories; the first being county roads, which includes approximately 2.6 miles of road. There will be no impact on City funds because those will remain the responsibility of the County under current City policy until they are brought up to City specifications either through development or by action of the County. The second category includes the majority of the roadways, approximately 3.30 miles that are classified as local access roads that never have been accepted by the County for maintenance. Upon annexation, they became City local access roads and the responsibility of the City. There will be some impact of those roads as we get continued pressure to provide some level of maintenance as traffic increases. An example would be the one and one half block of Pomona where the City did a test zipper repair where the existing asphalt was crushed and concrete added for the road base and a three-inch asphalt overlay was completed. The total materials cost for this repair was \$16,234 plus approximately one day work for the paving crew to complete the work.

The approximately \$62,187.84S in FY 2011-12 and the almost \$80,000 the City will be receiving in FY 2012-13 in additional State Gas Tax should help us meet those additional costs.

Again, the numbers provided in this report are estimations and projections, based on previous history, observation, and educated opinion. As more information becomes available, many of the above tables and equations may be used again to provide more accuracy moving forward. There will certainly be variance from this report in the actual performance; however, the information provided herein should serve as a basis for general understanding of the financial impact of these delayed annexations on various City efforts.



CITY of THE DALLES
313 COURT STREET
THE DALLES, OREGON 97058

(541) 296-5481
FAX (541) 296-6906

AGENDA STAFF REPORT

CITY OF THE DALLES

MEETING DATE	AGENDA LOCATION	AGENDA REPORT #
November 23, 2010	Discussion 13, B	10-095

TO: Mayor and City Council

FROM: Nolan K. Young, City Manager *nyj*

DATE: November 10, 2011

ISSUE: Possible Amendment of Downtown Parking District Ordinance and Boundary

BACKGROUND: The City of The Dalles, by ordinance has created a Downtown Parking District where employees of downtown businesses and residents of the downtown cannot park on the street within the zone. Attached is a copy of the ordinance and current boundary map.

We have received a request from Vincent Manzella who is operating a new business; North American Music located at 206 Laughlin Street in downtown The Dalles. He is located just outside the parking district. As a result, those who work downtown tend to fill all the parking spaces in front of his business. He is requesting that we amend the zone district by extending it on the east side of Laughlin from 2nd Street to 1st Street. In reviewing this issue staff found there is also an old loading zone in front of his business. We are in the process of removing this loading zone. However, without the amendment to the ordinance this action will just provide an additional space for employee parking throughout the day.

There has been one change in this area that will help those employees who are currently parking in this area. The LINK busses have been moved to a new site out of the downtown. With the removal of those busses, we are also eliminating some other long-term storage of vehicles by various businesses. This will free up more parking along 1st Street.

In addition to amending the map, we wish to discuss with Council the possibility of amending the ordinance so that future map amendments can be done by resolution. This will allow the District Boundary to be flexible based on changes to business in the downtown area. An example of this is that when the Commodore Fl parking lot on 1st and Court becomes a public parking lot we would be able to consider extending the district to the east side of Court Street from the alley north to 1st Street. This would provide some relief to businesses in this area. Then when the lot is developed for business purposes we can reconsider what impact new businesses would have on the district and if we need to amend the map. The construction of the festival area will also increase the amount of parking in that part of downtown.

This is a discussion item so that Council can give direction to staff on whether or not to proceed with an ordinance amendment on December 13th. We would also like Council to consider if they would be willing to add an emergency clause to the ordinance so that this new business can receive relief as quickly as possible.

*North American Music
206 Laughlin Street
The Dalles, Oregon
(541)370-4273*

November 9, 2010

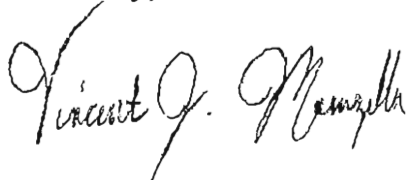
Dear Counsel Members:

In August 2010 I opened a new business, North American Music, located at 206 Laughlin Street in downtown The Dalles. Since the date I opened I have noticed employees of local businesses using the parking spaces directly in front of my business leaving no spaces for my customers to park. After receiving several complaints from my customers regarding the lack of parking, I politely approached the individuals who continuously park there every day for the majority of the day. Despite my request they continue to park there.

I am requesting that the City please help me resolve this issue. Any suggestions or help enforcing this matter would be greatly appreciated by me and my customers.

Thank you.

Sincerely,

A handwritten signature in black ink, reading "Vincent J. Manzella". The signature is written in a cursive style with a large, stylized "V" and "M".

Vincent Manzella

GENERAL ORDINANCE NO. 96-1201

AN ORDINANCE AMENDING SECTION 16(B)(5) OF GENERAL ORDINANCE NO. 92-1149 CONCERNING PARKING OF VEHICLES IN AN ALLEY, AND AMENDING SEVERAL PROVISIONS OF GENERAL ORDINANCE NO. 86-1078 CONCERNING THE DOWNTOWN PARKING DISTRICT

WHEREAS, the City Manager and members of City staff recently conducted a meeting with several downtown business owners to receive input concerning the provisions of General Ordinance No. 86-1078, which established the downtown parking district; and

WHEREAS, the business owners generally expressed satisfaction with the ordinance as currently drafted, and requested the City consider amendments to the ordinance which would allow for the parking of delivery and service vehicles in alleys and on public streets located within the boundaries of the downtown parking district; and

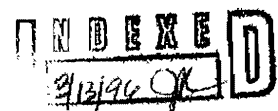
WHEREAS, the City Council has reviewed proposed amendments prepared by staff, and has determined adoption of the amendments is in the public interest; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF THE DALLES ORDAINS AS FOLLOWS:

Section 1. Section 16(B)(5) of General Ordinance No. 92-1149, concerning parking of vehicles in an alley, shall be amended to read as follows:

B. A person shall not:

5. Park a vehicle in an alley, other than for the expeditious loading or unloading of persons or materials and in no case for a period in excess of 30 consecutive minutes in any one-hour period, and in such a manner as to not block or impede any other traffic travelling through the alley.



a) The provisions of Section 16(B)(5) shall not apply to a motor vehicle which properly displays a parking permit issued under the provisions of General Ordinance No. 86-1078, Section 3(b).

b) A delivery or service vehicle which is allowed to be parked in an alley under the provisions of Section 16(B)(5)(a) shall be parked in such a manner as to not block or impede any other traffic travelling through the alley.

Section 2. In Section 2(a) of General Ordinance No. 86-1078, on lines 4 and 5, delete the words "or is a student attending classes"; and on line 6, insert the word "or" in front of the word "residence" and delete the words "or school".

Section 3. Section 3(b) of General Ordinance No. 86-1078 shall be amended to read as follows:

Section 3. Exceptions. Section 2 of this ordinance shall not apply:

(b) To a motor vehicle displaying a parking permit, owned or operated by a person, firm, association, partnership or corporation who operates a business located within the downtown parking district as established in Section 1, which vehicle is regularly and customarily used to pickup and deliver goods or merchandise, or to provide maintenance, service, or other repair services for customers.

(i) A permit shall be issued upon application, without charge, only to the person, firm, association, partnership or corporation operating a business within the downtown parking district.

(ii) The City Manager or authorized designee shall establish criteria for issuance and revocation of the permits.

(iii) The application for a permit shall contain the name of the owner of the motor vehicle, the business address, and the motor vehicle's make, model, and license number. The permit shall be renewed annually, upon such conditions as the City Manager or authorized designee shall specify. The permit shall contain the motor vehicle's license number and be

displayed inside the front windshield area of the permitted vehicle.

(iv) A person, firm, association, partnership or corporation who operates a business located within the downtown parking district, or an employee of such an entity, may park a motor vehicle displaying a permit issued under Section 3, on a public street located within the boundaries of the district, only within a parking space which is directly in front of and abutting the store frontage of the business.

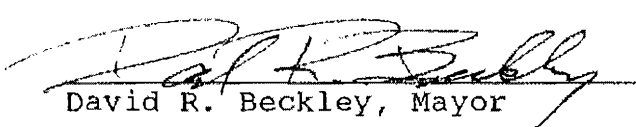
Section 4. In Section 3(d) of General Ordinance No. 86-1078, delete the words "student" on line 1, "attending school" on line 3, and "classes" on line 6.

Section 5. In Section 3(f) of General Ordinance No. 86-1078, delete the words "containing not more than four dwelling units" on lines 1 and 2.

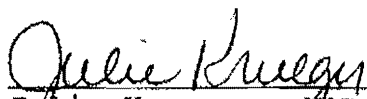
PASSED AND ADOPTED THIS 11TH DAY OF MARCH, 1996.

Voting Yes, Councilmembers:	<u>Briggs, Koch, Davis, Hill, Van Cleave</u>
Voting No, Councilmembers:	<u>None</u>
Absent, Councilmembers:	<u>None</u>
Abstaining, Councilmembers:	<u>None</u>

AND APPROVED BY THE MAYOR THIS 11TH DAY OF MARCH, 1996.


David R. Beckley, Mayor

Attest:


Julie Krueger, CMC, City Clerk

GENERAL ORDINANCE NO. 03-1249

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF
GENERAL ORDINANCE NO. 86-1078, CONCERNING THE
DOWNTOWN PARKING DISTRICT

WHEREAS, the City Council adopted General Ordinance No. 86-1078 on December 15, 1986, establishing a downtown parking district, which included certain restrictions on parking within the boundaries of the district; and

WHEREAS, the City has been requested to consider revising the boundaries of the district to include additional areas within the district, and to extend the hours during which certain parking is prohibited; and

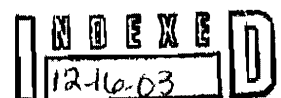
WHEREAS, Section 3(f) of General Ordinance No. 86-1078, which provides an exception for persons who obtain a residential parking permit, is obsolete and needs to be repealed;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF THE DALLES
ORDAINS AS FOLLOWS:

Section 1. Section 1 of General Ordinance No. 86-1078 shall be revised to read as follows:

Section 1. Downtown Parking District. There is hereby established a downtown parking district of the City of The Dalles which is defined by the bold, dashed lines outlined on the map marked Exhibit "A" and by this reference made a part hereof.

Section 2. Section 2(a) of General Ordinance No. 86-1078 shall be amended by replacing the word "his" with the word "their" in the third line, and by changing the time listed in the eighth line from 5:00 P.M. to 6:00 P.M.



Section 3. Section 3(a) of General Ordinance No. 86-1078 shall be amended to read as follows:


- (a) On days when a majority of the businesses in the downtown parking district are not open for business; provided, however, that persons subject to Section 2(a) of this ordinance shall not park in the parking space(s) directly in front of and abutting the store frontage of a business which is open for business during a time when the majority of the businesses in the downtown parking district are not open for business.

Section 4. Section 3(f) of General Ordinance No. 86-1078 shall be deleted.

PASSED AND ADOPTED THIS 8TH DAY OF DECEMBER, 2003.

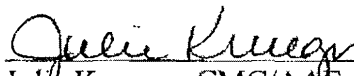
Voting Yes, Councilor: Davis, Tenney, Broehl, Davison, Zukin
Voting No, Councilor: None
Absent, Councilor: None
Abstaining, Councilor: None

AND APPROVED BY THE MAYOR THIS 8TH DAY OF DECEMBER, 2003.



Robb Van Cleave, Mayor

Attest:



Julie Krueger, CMC/AAB, City Clerk

Downtown Parking District

Exhibit A



No Parking
Areas

GENERAL ORDINANCE NO. 04-1253

AN ORDINANCE AMENDING SECTION 1 OF GENERAL
ORDINANCE NO. 86-1078, CONCERNING THE DOWNTOWN
PARKING DISTRICT

WHEREAS, the City Council adopted General Ordinance No. 86-1078 on December 15, 1986, establishing a downtown parking district, which included certain restrictions on parking within the boundaries of the district; and

WHEREAS, the City has been requested to consider revising the boundaries of the district to include additional areas within the district; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF THE DALLES ORDAINS AS FOLLOWS:

Section 1. Section 1 of General Ordinance No. 86-1078 shall be revised to read as follows:

Section 1. Downtown Parking District. There is hereby established a downtown parking district of the City of The Dalles which is defined by the bold, dashed lines outlined on the map marked Exhibit "A" and by this reference made a part hereof. Future revisions to the downtown parking district area may be adopted by the Council by resolution.

PASSED AND ADOPTED THIS 28TH DAY OF JUNE, 2004.

Voting Yes, Councilor: Davison, Broehl, Davis, Zukin

Voting No, Councilor: None

Absent, Councilor: Tenney

Abstaining, Councilor: None

AND APPROVED BY THE MAYOR THIS 28TH DAY OF JUNE, 2004.

Mary Ann Davis

~~Robb E. Van Cleave, Mayor~~

Mary Ann Davis, Mayor pro-tem

Attest:

Julie Krueger

Julie Krueger, CMC/AAC, City Clerk

