

Amended by
Ordinance 67-553

C 4c FW 3-27-50

Exhibit 2

ORDINANCE NO. 103

An Ordinance to provide for the establishment of special charges to be made and imposed by the City of Sherwood for the use of the sewer facilities authorized by the voters of the City at a special election held on the 12th day of August 1949, and to authorize special taxes and to establish a special fund for the servicing of the \$85,000.00 bond issue authorized at said election, and declaring an emergency.

The City of Sherwood does ordain as follows:

Section 1. The sewage disposal plant and system authorized and approved by the voters of this city at a special election held on August 12, 1949, and as approved and covered by Ordinance No. 401 adopting a new section to the City Charter No. 256 A shall be and the same hereby is established as a public utility to be owned and operated by the City of Sherwood for the use and benefit of those institutions, establishments and persons who may be served thereby.

Section 2. In order to obtain sufficient funds to maintain and operate the said system and to service the \$85,000.00 bond issue authorized to pay for the construction of said system and provide funds for the payment of the interest and serial maturities on said bonds, the following schedule of charges is hereby set up and adopted:

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|---|----------------------------|
| (a) Sherwood Union High School | \$ 25.00 a month |
| (b) Sherwood Union Grade School | 25.00 a month |
| (c) Portland Canning Company | 100.00 a month |
| (d) Frontier Leather Company | 75.00 a month |
| (e) The Bank Building | 12.00 a month |
| (f) All Taverns | 5.00 a month |
| (g) All Service Stations | 3.00 a month |
| (h) All Theaters | 3.00 a month |
| (i) All business houses of every kind or character not listed above | On a basis of sewage usage |
| (j) All residential and other water users not listed above | 1.75 a month |

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The above rates are subject to change as conditions from time to time may permit or require.

Section 3. The costs and expenses of operating the sewer and the sewage disposal plant and of paying interest and serial maturities on said bond issue shall be added to and included in the city budget each year, and tax of three and one-half mills shall be levied, paid and collected annually in the same manner as other taxes levied by the City of Sherwood and to be submitted to the voters each year to such extent as may be legally necessary. The proceeds of said special three and one-half mill tax shall be devoted entirely to the payment

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of interest and serial maturities on said bond issue and shall continue until said bond issue has been fully retired and paid off.

Section 4. There is hereby established and set up a special fund to be known and designated as the Sewage Disposal Plant Fund and all moneys derived from sewer revenue established as set forth above or from the special tax authorized as above set forth shall be paid into said fund, to be disbursed in the same manner as other city funds, but exclusively to pay for maintaining, operating and repairing said sewage disposal plant and for the payment of interest and serial maturities on said bond issue. The moneys in said special fund shall not be used for general city purposes nor otherwise except in connection with said sewage disposal system as above set forth.

Section 5. All of the net operating revenues derived from the said plant and system shall be utilized to pay interest charges and similar maturities on said bond issue. Said net operating revenues are established and defined as the gross operating revenues received from services as provided in Section 2 above, less operating and maintenance costs and the cost of repairs.

Section 6. Whereas it is necessary for the peace, health and safety of the City of Sherwood that the said sewage disposal plant and system be financed and completed as soon as possible, and whereas it is an essential part of said program that this ordinance be enacted immediately,

Now, therefore, an emergency is hereby declared to exist and this ordinance shall immediately go into force and effect upon its adoption and approval.

Passed by the City Council of the City of Sherwood, Oregon, this 28 day of March 1950.

Approved by the Mayor of the City of Sherwood, Oregon, this 28 day of March 1950.

L. H. Sanders
Mayor

Attest:

Floyd C. Shoop
Recorder