

COUNCIL RESOLUTION No. 13-2024**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, ESTABLISHING NEW SYSTEM DEVELOPMENT CHARGES FOR WATER IMPROVEMENTS.**

WHEREAS Milwaukie Municipal Code (MMC) Chapter 13.28 authorizes the city to establish system development charges (SDCs) for capital improvements, and Section 13.28.030.A defines "capital improvements" to mean facilities or assets used for transportation, and

WHEREAS MMC Section 13.28.040.B requires that SDCs be established by a resolution that sets the amount of the charge, the type of the permit to which the charge applies, and the methodology used to set the amount of the charge, and

WHEREAS MMC 13.28.080 requires the city to adopt a project plan for the SDCs listing capital improvements that may be funded by the SDCs and the estimated costs and time of construction for each improvement, and

WHEREAS the city has previously adopted and has in place a water SDC, and

WHEREAS an update the water system master plan makes it advisable to update the water SDC methodology, and

WHEREAS no person has requested notice of changes in the city's SDCs or SDC methodology, and

WHEREAS the methodology was available to the public on February 2, 2024, at least 60 days prior to the public hearing, and

WHEREAS the City Council held a public hearing on the proposed SDCs and methodology on April 2, 2024, after publishing a notice of the hearing in The Oregonian newspaper on January 6th, 2024, and

WHEREAS FCS Group has prepared a Water SDC Update Report intended to satisfy the code requirements for establishing system development charges and attached as Exhibit 1 to this resolution, and

WHEREAS the final report includes the required capital improvement project plan as required by MMC 13.28.080, the amount of the charge as required by MMC 13.28.040.B, and the methodology used to set the amount of the charge as required by MMC 13.28.040.B and 13.28.050.

Now, Therefore, be it Resolved by the City Council of the City of Milwaukie, Oregon, that:

Section 1: The city adopts the Water System Development Charge by FCS Group, dated September 2023 (Exhibit 1), for the purpose of establishing SDCs for water improvement projects. In particular, the city is adopting, the amount of the charges, and

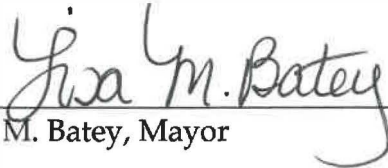
the methodology used to set the amount of the charges, included in Table 7 of Exhibit 1, as required by the provisions of MMC 13.28.

Section 2: Water SDCs will be payable upon the issuance of a building permit or the issuance of a development permit for development not requiring the issuance of a building permit.

Section 3: The resolution takes effect upon adoption.

Introduced and adopted by the City Council on **April 2, 2024**.

This resolution is effective immediately



Lisa M. Batey, Mayor

ATTEST:

APPROVED AS TO FORM:



Scott S. Stauffer, City Recorder



Justin D. Gericke, City Attorney