

RESOLUTION NO. 46-94

A RESOLUTION ESTABLISHING THE CITY OF MILWAUKIE AS AGENT ON BEHALF OF THE NORTH CLACKAMAS PARKS AND RECREATION DISTRICT FOR THE PURPOSE OF COLLECTION OF SYSTEM DEVELOPMENT CHARGES WITHIN THE CORPORATE LIMITS OF THE CITY OF MILWAUKIE.

WHEREAS, ORS Chapter 223 authorizes governmental units to establish system development charges; and

WHEREAS, the North Clackamas Parks and Recreation District has established system development charges in compliance with all of the requirements of ORS Chapter 223; and

WHEREAS, ORS 190.003 to 190.110 authorizes units of local government to enter into agreements for the performance of any or all functions and activities which such units have authority to perform; and

WHEREAS, the North Clackamas Parks and Recreation District Board of Directors has requested that the City of Milwaukie serve as its agent in collection of the system development charges within the corporate limits of the City of Milwaukie; and

WHEREAS, revenues from the system development charges are to be used for development and expansion of parks and recreation facilities to serve the growth related needs within the District; and

WHEREAS, the City Council has determined that it is in the public interest to provide for District parks and recreation facilities through the use of system development charges;

NOW, THEREFORE, be it resolved by the City Council of the City of Milwaukie as follows:

SECTION ONE: *Purpose.* This resolution authorizes the City of Milwaukie to collect system development charges on behalf of the North Clackamas Parks and Recreation District.

SECTION TWO: *Rates of Charges.* The City shall collect system development charges at the rates adopted by ordinance on October 6, 1994, by the North Clackamas Parks and Recreation District Board of Directors.

<u>Type of Dwelling Unit:</u>	<u>Park SDC Per Dwelling Unit</u>
Single-Family:	\$950.00
Manufactured Housing (Out of Park):	\$950.00
Manufactured Housing (In Park):	\$600.00
Multi-Family/Accessory Dwelling:	\$620.00

SECTION THREE: *Collection Fees.* The City hereby agrees to a 1% collection fee of the total system development charge assessed for each building permit issued under this system development charge program. This collection fee shall be retained by the City of Milwaukie for the purpose of defraying any and all costs associated with administration, accounting, transfer, and interest on District system development charge revenue.

SECTION FOUR: *Applicability and Collection.*

A. The City of Milwaukie shall collect the fees as imposed in Appendix "B", Exhibit "A" of AN ORDINANCE ESTABLISHING A PARKS AND RECREATION SYSTEM DEVELOPMENT CHARGE ON NEW DEVELOPMENT for that portion of the District within the city limits of the City of Milwaukie.

B. The Parks and Recreation System Development Charge is due and payable at the time of issuance of a building permit.

SECTION FIVE: *Effective Date.* This resolution shall take effect at 12:01 a.m. on November 7, 1994.


APPROVED by the City Council and **SIGNED** by the Mayor on the 1st day of November, 1994.




 Mayor Craig J. Lomnicki

APPROVED AS TO FORM:

ATTEST:





 City Recorder