

RESOLUTION ESTABLISHING POLICY FOR FURNISHING SEWAGE DISPOSAL FACILITIES TO AREAS OUTSIDE THE CITY OF ALBANY AND WITHIN UTILITY SERVICE DISTRICTS.

WHEREAS, Section 2.04.020 of the Albany Municipal Code provides that use and benefits of the City of Albany sewage disposal system may be granted to property owners outside of the city only upon a contractual basis and only then when the property owner agrees to annex his property to the city at the earliest date the same become eligible for annexation under state laws; and

WHEREAS, certain areas adjacent to the City of Albany have established service districts for the purpose of providing themselves with sewage collection systems and sewage disposal facilities; and

WHEREAS, there is presently established adjacent to the City of Albany a service district known as North Albany Service District, which area is not served by a sewage collection or disposal system and preliminary negotiations have been entered into between the City and the North Albany Service District for possibility of the City of Albany furnishing sewage disposal services to said area and it is in the interest of the people of the City of Albany and the citizens in the North Albany Service District that a definitive plan be established whereby said services might be furnished by the City of Albany to the North Albany Service District; now, therefore,

BE IT RESOLVED by the City Council of the City of Albany as follows:

1) That the City of Albany will undertake the extension of a sewage collection system on to property north of the Willamette River and said property being within the City of Albany and will construct a pumping station so as to furnish service to the property in North Albany and such additional property as shall come within the provisions of this resolution.

2) That the North Albany Service District shall be responsible for providing a sewage collecting system for said district and extending the outfall of the collection system so as to connect to the collection system of the City of Albany. That the entire cost of the collection system that is constructed by the North Albany Service District shall be paid for by the district. That the collection system shall be constructed according to regularly recognized engineering standards for sewage collection systems and consultation shall be had with the Engineering Department of the City of Albany concerning plans and specifications prior to the undertaking of any construction of said system.

3) That upon completion of the collection system by the North Albany Service District the City of Albany will undertake to maintain, and repair said system with all costs of said maintenance, repair and modification to be paid for by the North Albany Service District.

4) That upon a property owner within the North Albany Service District connecting to the collection system the following conditions are to be observed:

a) The regular connection fee as charged to users within the City of Albany will be paid prior to connecting to the system.

b) That any property owner desiring to connect to the sewage disposal system will be required to sign an annexation agreement which will provide that the property requesting service will be subject to annexation to the City of Albany at such time as the same becomes contiguous thereto. It shall be the policy of the City of Albany that annexation shall not take place under the annexation agreement until January 1, 1980.

(c) Until January 1, 1980, all persons connected to the sewer system, making use of the sewage disposal service of the city of Albany and not being within the city limits of the City of Albany shall pay a sewer service fee of twice the rate that is charged to the citizens of the City of Albany, except those who are in the city will pay the charge of a single rate.


5) All persons making connections to the sewage disposal system shall meet City specifications in that no storm roof drains or other drainage water shall be allowed to be connected to the sanitary system.

BE IT FURTHER RESOLVED that it shall be the policy of the City Council of the City of Albany that at the time of annexation of any property within the North Albany Service District that the comprehensive land use plan as adopted by Benton County shall remain in effect. If the North Albany Service District wishes to form a Planning and Zoning Committee to review and make recommendations to the Albany Planning and Zoning Commission and the Albany City Council, said committee will be notified of any requests for zone changes within the service area where the City has jurisdiction, and the Service District Committee will receive notification and will be allowed time to report any such findings to the City.

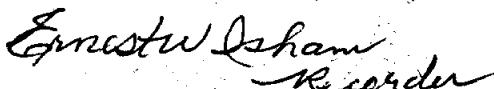
BE IT FURTHER RESOLVED that it is the policy of the Council of the City of Albany that at least one member of the Albany Planning and Zoning Commission will be appointed from the North Albany Service District.

BE IT FURTHER RESOLVED that every effort will be made by the Albany City Council, by realignment of ward boundaries, to maintain the North Albany area in one ward.

DATED this 12th day of February, 1975.



Mayor


Recorder