

RESOLUTION NO. 3788

A RESOLUTION SETTING IN-LIEU-OF ASSESSMENT CHARGES FOR WATER AND SEWER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY FOR A UNIQUE SITUATION RESULTING FROM THE OREGON YOUTH AUTHORITY, STATE OF OREGON, LOCATION OF FACILITIES UNDER THEIR SUPERSITING AUTHORITY AND THEREBY SUPERSEDING RESOLUTION NOS. 3467 AND 3445 FOR THE PROPERTIES LISTED HEREIN.

WHEREAS, Chapter 11.14 of the Albany Municipal Code sets forth requirements for in-lieu-of assessments (ILA) for water connections of unassessed properties within the City of Albany; and

WHEREAS, Resolution No. 3467, adopted February 8, 1995, establishes the rates for water in-lieu-of assessments; and

WHEREAS, Chapter 10.14 of the Albany Municipal Code sets forth requirements for in-lieu-of assessments (ILA) for sewer connections of unassessed properties within the City of Albany, excluding the North Albany Sanitary Sewer Basin; and

WHEREAS, Resolution No. 3445, adopted December 14, 1994, establishes the rates for sanitary sewer in-lieu-of assessments, and

WHEREAS, adjustments to the established rates may be set by resolution; and

WHEREAS, there exists the unique situation of the State of Oregon locating on a site with supersiting authority; and

WHEREAS, the existing in-lieu-of assessment resolutions do not fully reflect the benefit assigned to the properties listed below; and

WHEREAS, in order to provide the timely construction of sewer and water service to the OYA property, it became necessary for both the City and the State of Oregon to advance funds representing the computed benefit to other properties.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 3467 is hereby superseded for the following two listed properties; and

BE IT FURTHER RESOLVED that the following water in-lieu-of assessment rates are hereby established and adopted for the two properties listed below and as shown on attachment "A":

| TAX LOT NUMBER | WATER IN-LIEU-OF AMOUNT |
|----------------|-------------------------|
| 11-3W-19A-200  | \$29,514                |
| 11-3W-19A-500  | \$39,236                |

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 3445 is hereby superseded for the following three listed properties;

BE IT FURTHER RESOLVED that the following sanitary sewer in-lieu-of assessment rates are hereby established and adopted for the three properties listed below and as shown on attachment "A":

| TAX LOT NUMBER | SEWER IN-LIEU-OF AMOUNT |
|----------------|-------------------------|
| 11-3W-19A-100  | \$23,204                |
| 11-3W-19A-200  | \$21,208                |
| 11-3W-19A-500  | \$28,194                |

BE IT FURTHER RESOLVED that the above-referenced in-lieu-of assessment amounts shall be due and payable upon an application to receive service plus an inflation adjustment made in proportion to the change in the Engineering News Record (ENR) Construction Cost Index (Seattle) that, for the purposes of this Resolution, is currently 6334 (April 7, 1997, ENR); and


BE IT FURTHER RESOLVED that the above stated amounts are based on the engineer's report with estimated costs for the water system of \$400,000 and estimated costs for the sewer system of \$290,000; and

BE IT FURTHER RESOLVED that the final in-lieu-of amounts will be based upon the above amounts multiplied by the ratio of the final project costs divided by the estimated cost for each system; and

BE IT FURTHER RESOLVED that the final amounts will be established with a resolution that will update these amounts; and

BE IT FURTHER RESOLVED that the effective date of these charges shall be May 14, 1997.

DATED THIS 14TH DAY OF MAY, 1997.

  
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Mayor

ATTEST:

  
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City Recorder

Resolution No. 3738

Recorded Document Recorder File No. 2907