RESOLUTION NO. __4341__

A RESOLUTION TO OPPOSE BALLOT MEASURE 2 AND BALLOT MEASURE 7

WHEREAS Ballot Measure 2 Amends the State Constitution to Create a Process for Requiring the Legislature to Review Administrative Rules, and

WHEREAS Ballot Measure 7 Amends the State Constitution to Require Payment to a Landowner if Government Regulation(s) Reduces the Property Value of the property, and

WHEREAS Ballot Measure 2 allows voters to require a legislative review of an administrative rule at the next regular session when a petition, signed by at least 10,000 voters is filed, and

WHEREAS by current State Law cities are required to follow state agency administrative rules by developing and implementing city procedures that are in compliance with the state requirements, and
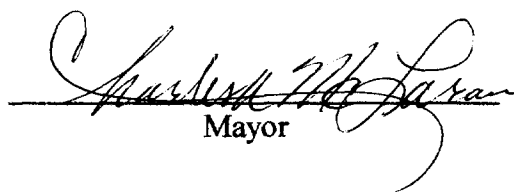
WHEREAS Ballot Measure 2 may possibly add extra city work and city expense should the rule should not be approved by the Legislature, thereby causing the city to rescind the enacted city procedures, and

WHEREAS Ballot Measure 7 would require the state and all local governments to pay private real property owners when a state or local government regulation restricts the use of real property and reduces its value, and specifically identifies requirements to "protect, provide, or preserve wildlife habitat, natural areas, wetland, ecosystems, scenery, open space, historical, archaeological or cultural resources, or low income housing" as regulations requiring payments to landowners, and

WHEREAS Ballot Measure 7 may impose a fiscal impact on cities due to regulations passed by the city, or which may be mandated by State or Federal guidelines, by requiring the city to pay the landowner for decreased property value, or by changing the regulation, or by contesting the matter in court, and

NOW, THEREFORE, BE IT RESOLVED that the Albany City Council does hereby go on record as opposing Ballot Measure 2 and Ballot Measure 7 and encourages others to oppose the Ballot Measures also.

DATED THE 13TH DAY OF SEPTEMBER 2000.

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Mayor

ATTEST:

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City Recorder