

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 1148

Establishing Vehicle Registration Fees (MCC §§ 11.250-11.256) for Construction of a New Sellwood Bridge

The Multnomah County Board of Commissioners Finds:

- a. Building and maintaining highways and bridges are essential to sustaining the quality of Oregon's highway infrastructure, which is vital to the state, counties and municipalities to support commerce, tourism and the safe transportation of people and goods.
- b. County taxes and other revenues have not been sufficient to provide funding for maintenance and replacement of the bridges Multnomah County is obligated to maintain, and in particular have not been sufficient to replace the Sellwood Bridge.
- c. The Sellwood Bridge is the County's top transportation priority with a sufficiency rating of 2 out of 100.
- d. Replacing the Sellwood Bridge will ensure that all modes of transportation have safe passage and that businesses will be able to continue operating.
- e. Oregon Laws Chapter 865 (2009), effective September 28, 2009, grants to counties with a population of 350,000 or more the authority to enact an ordinance establishing vehicle registration fees for the purpose of designing, replacing and acquiring necessary property for engineering and constructing a bridge and its approach that crosses the Willamette River in the City of Portland.
- f. A county vehicle registration fee of \$38.00 for each two year registration period would become a dedicated revenue source for replacement of the Sellwood Bridge in Multnomah County and would contribute to local matching funds required to obtain federal funds.
- g. Pursuant to 2009 Oregon Laws, Chapter 865, the County will enter into an intergovernmental agreement with the Oregon Department of Transportation (department) by which the department will collect the fees and pay them to the county.

Multnomah County Ordains as follows:

Section 1. MCC Chapter 11, Revenue and Taxation, is amended to add the following subchapter:

MOTOR VEHICLE REGISTRATION FEE

§ 11.250 AUTHORITY.

This ordinance is adopted pursuant to the authority granted by Oregon Laws Chapter 865 (2009).

§ 11.251 PURPOSE.

The purpose of this ordinance is to provide funds for the designing, replacing, acquiring necessary property for, engineering and constructing a new Sellwood Bridge and approaches. Except for motor vehicles registered as government-owned vehicles under ORS 805.040, the Sellwood Bridge will be restricted to motor vehicles with a gross vehicle weight rating of 26,000 pounds or less.

§ 11.252 DEFINITIONS.

(A) "Motor vehicle" shall have the meaning given in ORS 801.360.

(B) "Registration" or "register" shall have the meaning given in ORS 801.410.

§ 11.253 FEE IMPOSED; EXEMPTIONS.

(A) Subject to the exceptions in paragraph B, a vehicle registration fee is imposed on every motor vehicle registered with the State of Oregon Department of Transportation where the address on the application for registration or the renewal of registration is in Multnomah County.

(B) The following motor vehicles are exempt from the vehicle registration fee:

- (1) Snowmobiles and Class I all-terrain vehicles;
 - (2) Fixed load vehicles;
 - (3) Vehicles registered under ORS 805.100 to disabled veterans;
 - (4) Vehicles registered as antique vehicles under ORS 805.010;
 - (5) Vehicles registered as vehicles of special interest under ORS 805.020;
 - (6) Government-owned or operated vehicles registered under ORS 805.040 or 805.045;
 - (7) School buses or school activity vehicles registered under ORS 805.050;
 - (8) Law enforcement undercover vehicles registered under ORS 805.060;
 - (9) Vehicles registered on a proportional basis for interstate operation;
 - (10) Vehicles with a registration weight of 26,001 pounds or more described in ORS 803.420
- (10) or (11);
- (11) Vehicles registered as farm vehicles under the provisions of ORS 805.300;
 - (12) Travel trailers, campers and motor homes.

§ 11.254 AMOUNT OF THE FEE.

At the time a motor vehicle is first registered or at the time of registration renewal, the applicant shall pay a county vehicle registration fee of \$38.00 for each two year registration period. This fee is in

addition to other fees required to be paid to that State of Oregon under 803.420. The fee shall be collected by the Department of Transportation on behalf of the County.

§ 11.255 AGREEMENT WITH THE OREGON DEPARTMENT OF TRANSPORTATION.

Pursuant to ORS 801.401, the County shall enter into an intergovernmental agreement with the Oregon Department of Transportation ODOT for collection of the fees.

§ 11.256 USE OF PROCEEDS

The net proceeds of the fees collected under this subchapter shall be used exclusively to pay the cost of designing, engineering, acquiring necessary property for, and constructing the new Sellwood Bridge.

Section 2. The Board Clerk is directed to file a copy of this Ordinance with the Oregon Department of Transportation.

Section 4. The effective date of this ordinance is September 1, 2010.

FIRST READING:

October 15, 2009

SECOND READING AND ADOPTION:

October 22, 2009



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Ted Wheeler, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
John S. Thomas, Deputy County Attorney

SUBMITTED BY:
M. Cecilia Johnson, Director
Department of Community Services