

1 BEFORE THE BOARD OF COUNTY COMMISSIONERS
2 FOR MULTNOMAH COUNTY, OREGON
3 **ORDINANCE NO. 927**
4

5 An ordinance adding new provisions to MCC Chapter 27 relating to boundary changes and
6 declaring an emergency.

7 (Language stricken is deleted; double- underlined language is new.)
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9 The Multnomah County Board of Commissioners Finds:

- 10 a. Chapter 516 of Oregon Laws of 1997, dissolved the Boundary Commission for
11 Multnomah, Washington and Clackamas Counties and required local jurisdictions to
12 process boundary change applications within their jurisdictions effective January 1,
13 1999.
- 14 b. Multnomah County (County) is now responsible for processing special district
15 annexations and withdrawals and special district and city formations, dissolutions or
16 mergers.
- 17 c. In addition to the requirements of ORS chapters 198, 221 and 222, boundary changes
18 within a metropolitan service district are subject to requirements established by the
19 district (Metro).
- 20 d. Metro adopted new code chapter 3.09, establishing additional requirements for
21 boundary changes within Metro or its designated urban reserve.
- 22 e. It is necessary for the County to provide for processing boundary change applications
23 and authorize fees.

24 Multnomah County Ordains as follows:
25

26 **Section 1.** MCC 27.001 is amended as follows:

1 § 27.001 DEPARTMENT ESTABLISHED; FUNCTIONS.

2 The Department of Environmental Services (department) is established. The department
3 shall:

4 (A) Provide land use planning recommendations and services to the Planning
5 Commission and the Board in matters of planning, zoning, subdivisions, sales and leases of
6 noncounty real property, and related matters;

7 (B) Provide services and perform duties imposed by state law relating to the
8 construction, maintenance and operation of county roads and bridges, sewerage and solid waste
9 disposal facilities and other public works facilities;

10 (C) Provide required surveys, examinations, inspections, and issuance of permits
11 relating to construction and occupancy of buildings and other facilities;

12 (D) Provide animal control programs and facilities;

13 (E) Provide services and perform duties imposed by state and local law relating to
14 special district annexations and withdrawals; special district and city formations, dissolutions or
15 mergers; and boundary changes within a metropolitan service district (boundary change).

16 (F) Provide county services relating to county service districts and to state, local or
17 private agencies relating to the physical environment;

18 (GF) Operate and maintain county facilities, and manage and maintain county lands;

19 (HG) Plan, implement and coordinate the county's recycling program;

20 (IH) Perform the duties prescribed by state law for the assessor and tax collector;

21 (JH) Perform the duties prescribed by state law for county elections;

22 (KF) Provide records storage services to the county government;

23 (LK) Provide mail services to the county government;

24 (ML) Except as otherwise provided by the Board, perform the duties prescribed by state
25 law for county clerks. The director may delegate any such duty, but a delegation shall be in
26 writing and filed with the clerk of the Board; and

1 (NM) Provide fleet and electronic services.

2 Section 2. The following provisions are added to MCC Chapter 27:

3 **§ 27.067. BOUNDARY CHANGE APPLICATION.**

4 (A) The Chair is authorized to adopt procedures as needed to meet due process
5 requirements relating to boundary changes.

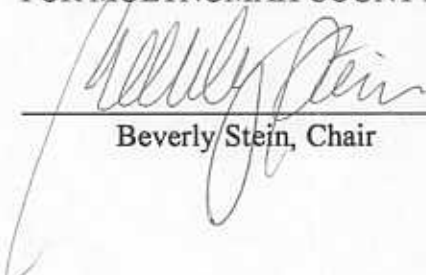
6 (B) For services provided by the department in connection with processing a boundary
7 change petition, the department shall charge fees sufficient to cover the actual cost of
8 services. The deposit amounts shall be set by Board resolution and shall be in
9 addition to any other fees, deposits or charges authorized by law. The actual charges
10 will be based on actual costs including overhead and other related costs, determined at
11 the completion of the process. The difference between the actual costs and the deposit
12 will be billed or refunded to the applicant.

13 Section 3. This ordinance, being necessary for the health, safety, and general welfare of the
14 people of Multnomah County, an emergency is declared and the ordinance shall take effect upon its
15 execution by the County Chair, pursuant to section 5.50 of the Charter of Multnomah County.

16 FIRST READING AND ENACTMENT: March 4, 1999.

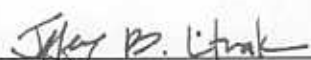


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18 BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

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21 _____
Beverly Stein, Chair

22 REVIEWED:

23 Thomas Sponsler, County Counsel
For Multnomah County, Oregon

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25 By 
26 _____
Jeffrey B. Litwak, Assistant County Counsel