

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

ORDINANCE NO. _____

Amending MCC §§ 11.250-11.256 Relating to Vehicle Registration Fee.

(Language ~~stricken~~ is deleted; double underlined language is new.)

The Multnomah County Board of Commissioners Finds:

- a. In 2009, the Oregon State Legislature adopted Oregon Laws Chapter 865 (2009), codified in ORS 801.041 (hereafter, “Authorizing Legislation”), authorizing counties with a population of 350,000 or more to enact an ordinance establishing vehicle registration fees.
- b. On October 22, 2009, the Board adopted Ordinance No. 1148 establishing a vehicle registration fee to provide a dedicated revenue source for the replacement of the Sellwood Bridge in Multnomah County.
- c. Subsequently, the Board adopted Ordinance Nos. 1151 and 1184 amending the vehicle registration fee established in Ordinance No. 1148 to conform to state law and to allow vehicle registration fee proceeds to pay for bond debt service and costs as well as the cost of the replacement of the Sellwood Bridge.
- d. County taxes and other revenues have not been sufficient to provide funding for maintenance and replacement of the bridges the County is obligated to maintain, and in particular have not been sufficient for maintaining and/or replacing the bridges over the Willamette River within the City of Portland.
- e. In 2018, the Oregon State Legislature adopted Oregon Laws Chapter 24 (2018), allowing counties with a population greater than 650,000 to use county vehicle registration fees for bridges over the Willamette River in the City of Portland without having to distribute fees to cities within the county.
- f. The County now wishes to amend MCC §§ 11.250-11.256 to be consistent with the broad authority granted to the County in the Authorizing Legislation and amend the code to cover all bridges over the Willamette River in the City of Portland consistent with Oregon Laws Chapter 24 (2018).
- g. It is necessary to amend MCC §§ 11.250-11.256 to conform to state law.

Multnomah County Ordains as Follows:

Section 1. MCC § 11.250 is amended as follows:

§ 11.250- AUTHORITY.

This ordinance is adopted pursuant to the authority granted by Oregon Laws Chapter 803 (2009) and House Bill 4064 (2018).

Section 2. MCC § 11.251 is amended as follows:

§ 11.251 PURPOSE.

The purpose of this ordinance is to provide funds for the planning, designing, replacing, acquiring necessary property for, engineering, and constructing a new Sellwood Bridge and approaches or repairing a bridge that crosses the Willamette River in the City of Portland or the approaches to the bridge. ~~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.~~

Section 3. MCC § 11.252 is amended as follows:

§ 11.252 DEFINITIONS.

- (A) “Bridge” means the bridges and parts thereof.
- (B) ~~(A)~~ “Vehicle” shall have the meaning given in ORS 801.590.
- (C) “Registration” or “register” shall have the meaning given in ORS 801.410.

Section 4. MCC § 11.253 is amended as follows:

§ 11.253 FEE IMPOSED; EXEMPTIONS.

(A) Subject to the exceptions in paragraph B, a vehicle registration fee is imposed on every 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 vehicles are exempt from the vehicle registration fee:

- (1) Snowmobiles and Class I all-terrain vehicles;

* * *

(13) Vehicles registered to an employment address as provided in ORS 802.250 when the eligible public employee or household member’s residence address is not within the county of the employment address.

(14) Vehicles registered under ORS 803.420 to former prisoners of war.

Section 5. MCC § 11.256 is amended as follows:

§ 11.256 USE OF PROCEEDS.

The new proceeds of the fees collected under this subchapter shall be used exclusively to pay the cost of planning, designing, replacing, engineering, acquiring necessary property for, engineering, and constructing the new Sellwood Bridge or repairing a bridge that crosses the Willamette River in the City of Portland or the approaches to the bridge, and for payment of debt service and costs related to bonds or other obligations for such purpose.

Section 6. The Board Clerk is directed to file a copy of this Ordinance with the Oregon Department of Transportation.

FIRST READING: _____ *(type in meeting date)*

SECOND READING AND ADOPTION: _____ *(type in meeting date)*

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

REVIEWED:

JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Courtney Lords, Assistant County Attorney

SUBMITTED BY: