

(Underlined sections are new or replacements; [bracketed] sections are deleted.)

BEFORE THE BOARD OF COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

An ordinance amending the procedure for )  
placing property tax levy measures on the )  
ballot; amending M.C.C. 4.51.010, 4.51.060,) )  
4.51.070 and declaring an emergency. )

ORDINANCE NO. 626

WHEREAS the Board of County Commissioners has imposed on Multnomah County the requirement to notify the Director of Elections of any County measure 90 days before the election date to which a measure is referred; and

WHEREAS this requirement, if applied to property tax measures, would cause the County to be unable to refer failed serial levy and tax base requests or substitutes for such failed requests at the next available election date; and

WHEREAS state law permits proposals to be placed on the ballot with notice to the Director of Elections of 61 days before a primary or general election, 40 days before a regular district election, and 34 days before any other election; and

WHEREAS the schedule defined in state law will assist the County in securing approval of property tax measures prior to the statutory deadlines for establishing tax rates for any given fiscal year;

Multnomah County ordains as follows:

SECTION I. AMENDMENT

M.C.C. 4.51.010 is amended to read as follows:

Definitions. As used in this chapter, unless the context requires otherwise:

(A) "County legislation" means any legislation which has been or lawfully may be enacted by the county, and includes any amendment, revision or repeal of the Multnomah County Home Rule Charter, but does not include any property tax levy, tax base, or bond measure or any emergency ordinance adopted under Chapter V of the Multnomah County Home Rule Charter.

(B) "Director" means the director of the county's Division of Elections, or the director's designees, or any officer subsequently performing the present duties of the director, or the designees of that officer.

(C) "Elector" means any legal voter of the county.

(D) "Measure" means any county legislation, or property tax levy, tax base, or bond measure proposed for adoption, amendment, revision, repeal or referral through the initiative or referendum procedures prescribed by this chapter.

(E) "Regular election" means any election at which a measure is submitted to the electors on a regular biennial statewide primary or general election date.

(F) "Special election" means any election at which a measure is submitted to the electors on a date other than a regular election date.

[Ord. 167 s. 1 (1978); Ord. 212 s. 1 (1979)]

SECTION II. AMENDMENT

M.C.C. 4.51.060 is amended to read as follows:

Measures referred by board.

(A) the board may directly refer to the electors any county legislation adopted by it [,] and any proposed property tax levy, tax base, or bond measure, and may directly refer to the electors proposed amendments, or revisions or the repeal of the Multnomah County Home Rule Charter or parts thereof.

SECTION III. AMENDMENT

M.C.C. 4.51.070 is amended to read as follows:

(B) The board shall call the election on the next available election date in ORS 203.085 that is not sooner than the 90th day after the date of the director's certificate certifying sufficient signatures. In the event of a board referral, the election on the referendum of county legislation shall not be held less than 90 days after the board's order calling the election unless it has been demonstrated that the public interest would be harmed by waiting. In the event of a board referral of a property tax levy, tax base, or bond measure, the election shall be held on the next available primary, general, regular district, or other election date for which the board meets the filing requirements defined in ORS 254.103.

SECTION IV. ADOPTION

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

Adopted this 10th day of AUGUST, 1989 being the date of its 1st reading before the Board of County Commissioners of Multnomah County, Oregon.

BOARD OF COUNTY COMMISSIONERS  
MULTNOMAH COUNTY, OREGON

(SEAL)

By

  
Gladys McCoy, Chair

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL  
OF MULTNOMAH COUNTY, OREGON

  
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