

ORDINANCE NO. 4942

TITLE: AN ORDINANCE PROVIDING FOR THE CALLING OF A SPECIAL ELECTION IN THE CITY OF ALBANY, OREGON ON MARCH 26, 1991 FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF ALBANY, OREGON, THE QUESTION OF ADOPTING AN ORDINANCE WHICH WOULD ESTABLISH THE ALBANY MOTOR VEHICLE FUEL TAX.

WHEREAS, on September 17, 1990 there was a public forum held before the Albany City Council to hear public testimony relating to a city of Albany motor vehicle fuels tax;

WHEREAS, after hearing public testimony, the Albany City Council, at its regular meeting held October 10, 1990, did adopt Ordinance No. 4932 which would establish Albany Municipal Code Section 3.36, Motor Vehicle Fuel Tax to become effective January 1, 1991, and

WHEREAS, on November 2, 1990 referendum petitions signed by more than 10% of the registered voters of the city of Albany were delivered to the Linn County Elections Department for verification of signatures; and

WHEREAS, the referendum petitions submitted did, in fact, contain more than 10% of the registered voters of the city of Albany.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. A special election is called to submit to the legal voters of the city of Albany, Oregon a question to determine if Ordinance No. 4932, the Albany Motor Vehicle Fuel Tax Ordinance, should be allowed to go into effect. The date of the special election will be March 26, 1991.


Section 2. Not less than 34 days prior to the election, the City Recorder shall cause to be delivered to the County Clerks of Linn and Benton Countys, the attached Notice of Measure Election, which by this reference is incorporated herein.

Section 3. The City Recorder shall cause a Notice of Election to be posted in a conspicuous place in the City Hall and to be published in the Albany Democrat Herald not less than (10) days prior to the election. The Notice shall be in substantially the form of the attached "Notice of Measure Election."

Passed by Council November 28, 1990

Approved by the Mayor: November 29, 1990

Effective Date: December 28, 1990

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder

NOTICE OF CITY MEASURE ELECTION

City of Albany, Oregon  
(Name of city)

Notice is hereby given that on Tuesday, March 26, 1991  
(Day of week) (Date of election)

an election will be held in the city of Albany, in Linn & Benton County,  
(Name of city) (Name of county)

The election will be conducted by mail. / The polls will be open from 7:00 a.m. to 8:00 p.m.

The following shall be the ballot title for the measure submitted to the electors thereof:

CAPTION (10 Words) A referendum on the Albany Motor Vehicle Fuel Tax Ordinance

QUESTION (20 Words) Should Ordinance 4932, The Albany Motor Vehicle Fuel  
Tax be repealed?

\*EXPLANATION This ordinance adopts a 1-cent per gallon tax on most motor fuel.

The tax will go up to 2-cents per gallon on January 1, 1992. Diesel fuel  
is not taxed by this ordinance, but a 1-cent per gallon tax on diesel  
fuel is imposed by separate ordinance. The purpose of the tax is to  
raise money for the maintenance and repair of city streets.

  
\*\*Authorized signature for city

Finance Director/City Recorder 1/2/91  
Title Date

- \*1. For measure authorizing tax levy or establishing new tax base: Concise and impartial statement of not more than 150 words, explaining chief purpose of the measure and giving reasons for the measure. Additional statement required by ORS 310.395(1) shall not be included in word count.
- \*2. For any other measure: Concise and impartial statement of not more than 85 words, summarizing the measure and its major effect. Content requirements of ORS 250.035, 250.039 and 250.041.
- \*\* Must have the city's seal certifying the information.