

RESOLUTION NO. 3921

A RESOLUTION REPEALING RESOLUTION NO. 3788 AND SETTING IN-LIEU-OF ASSESSMENT CHARGES FOR WATER AND SEWER CONNECTIONS OF UNASSESSED PROPERTIES IN THE CITY OF ALBANY FOR A UNIQUE SITUATION RESULTING FROM THE OREGON YOUTH AUTHORITY, STATE OF OREGON, LOCATION OF FACILITIES UNDER THEIR SUPERSITING AUTHORITY AND THEREBY SUPERSEDING RESOLUTION NUMBERS 3843 AND 3844 FOR THE PROPERTIES LISTED HEREIN.

WHEREAS, Chapter 11.14 of the Albany Municipal Code sets forth requirements for in-lieu-of assessments (ILA) for water connections of unassessed properties within the City of Albany; and

WHEREAS, Resolution No. 3843, adopted August 13, 1997, establishes the rates for water in-lieu-of assessments; and

WHEREAS, Chapter 10.14 of the Albany Municipal Code sets forth requirements for in-lieu-of assessments (ILA) for sewer connections of unassessed properties within the City of Albany, excluding the North Albany Sanitary Sewer Basin; and

WHEREAS, Resolution No. 3844, adopted August 13, 1997, establishes the rates for sanitary sewer in-lieu-of assessments, and

WHEREAS, adjustments to the established rates may be set by resolution; and

WHEREAS, there exists the unique situation of the State of Oregon locating on a site with supersiting authority; and

WHEREAS, the existing in-lieu-of assessment resolutions do not fully reflect the benefit assigned to the properties listed below; and

WHEREAS, in order to provide the timely construction of sewer and water service to the OYA property, it became necessary for both the City and the State of Oregon to advance funds representing the computed benefit to other properties; and

WHEREAS, Resolution No. 3788 established in-lieu-of assessments for the properties listed below based on estimated costs for the water system of \$400,000 and estimated costs for the sewer system of \$290,000; and

WHEREAS, Resolution No. 3788 stated that the final in-lieu-of assessments for the properties listed below will be based upon the previous rate multiplied by the ratio of the final project costs divided by the estimated cost for each system; and

WHEREAS, Resolution No. 3788 stated that the final amounts will be established with a resolution that will update these amounts; and

WHEREAS, the final costs are \$187,017.35 for water and \$226,356.60 for sewer.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that Resolution 3843 is hereby superseded for the following two listed properties; and

BE IT FURTHER RESOLVED that the following water in-lieu-of assessment rates are hereby established and adopted for the two properties listed below and as shown on Attachments "A" and "B":

TAX LOT NUMBER	WATER IN-LIEU-OF AMOUNT
11-3W-19A-200	\$13,799.03
11-3W-19A-500	\$18,344.58

BE IT FURTHER RESOLVED by the Albany City Council that Resolution 3844 is hereby superseded for the following three listed properties; and

BE IT FURTHER RESOLVED that the following sanitary sewer in-lieu-of assessment rates are hereby established and adopted for the three properties listed below and as shown on Attachments "A" and "B":

TAX LOT NUMBER	SEWER IN-LIEU-OF AMOUNT
11-3W-19A-100	\$18,066.11
11-3W-19A-200	\$16,512.03
11-3W-19A-500	\$21,951.29

BE IT FURTHER RESOLVED that the above-referenced in-lieu-of assessment amounts shall be due and payable upon an application to receive service plus an inflation adjustment made in proportion to the change in the Engineering News Record (ENR) Construction Cost Index (Seattle) that, for the purposes of this Resolution, is currently 6640 (January 5, 1998, ENR).

BE IT FURTHER RESOLVED that the effective date of these charges shall be 2-25, 1998.

DATED THIS 25TH DAY OF FEBRUARY 1998.



Mayor

ATTEST:



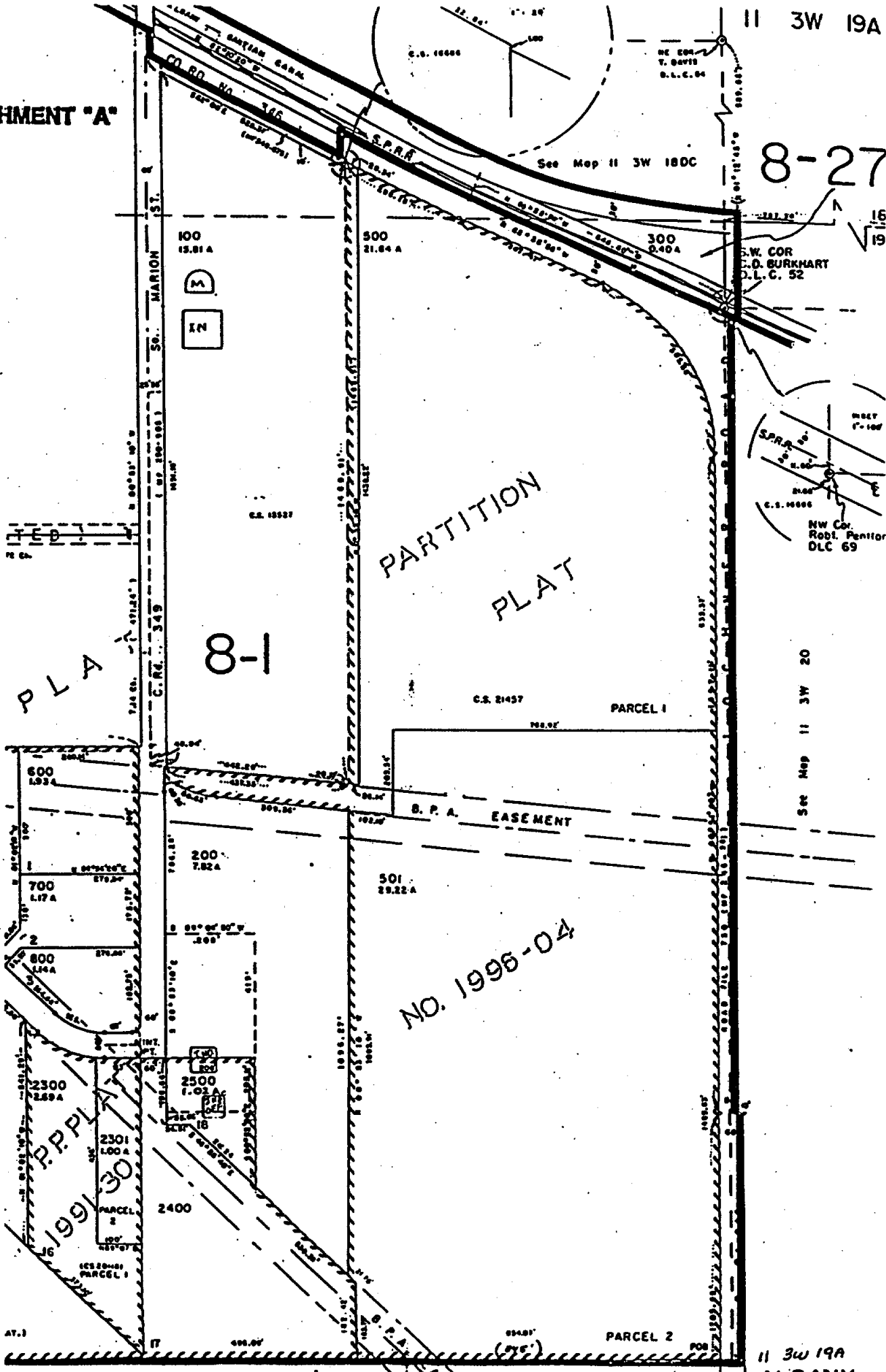
City Recorder



ATTACHMENT "A"

11 3W 19A

8-27



PLA

8-1

PARTITION PLAT

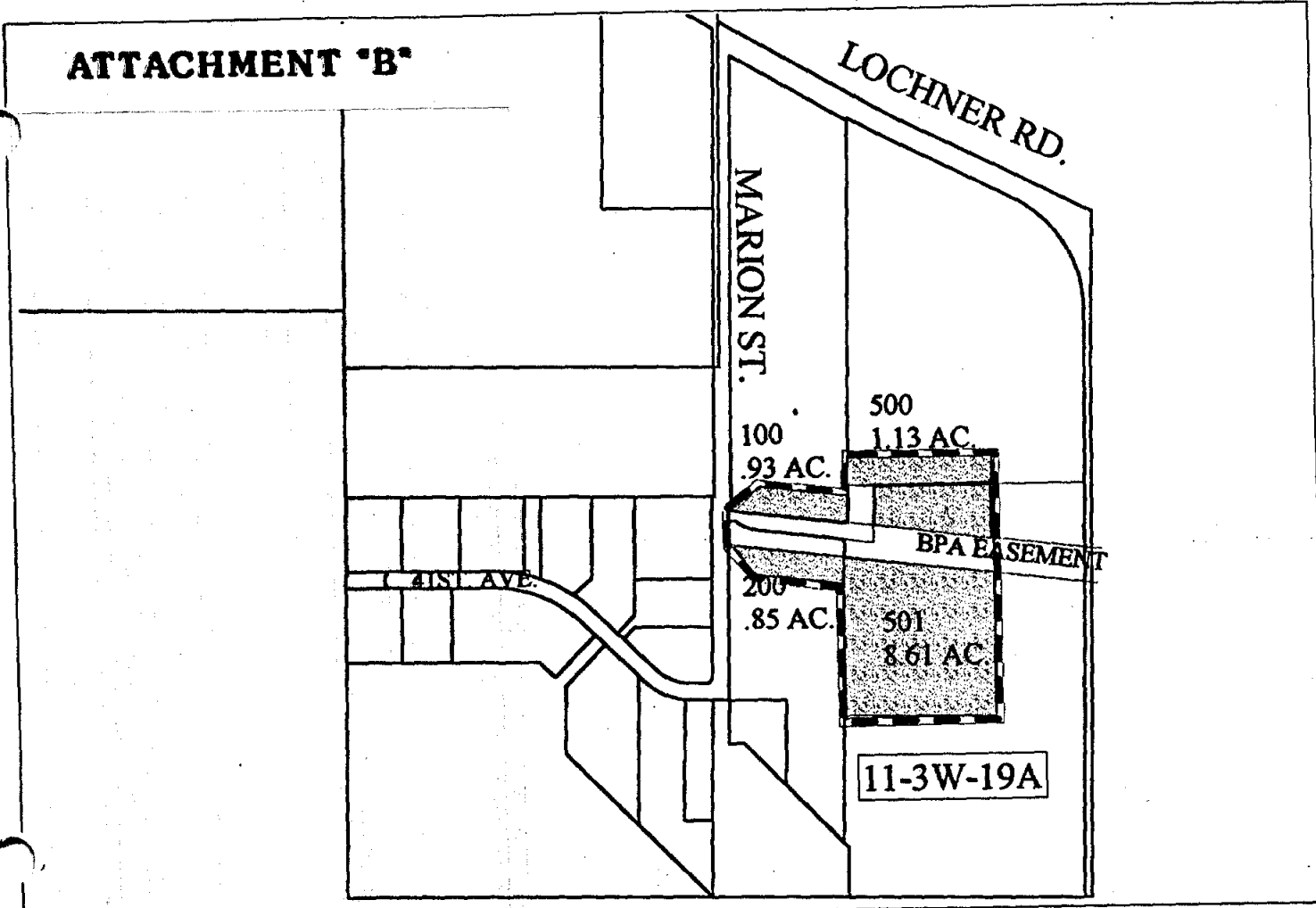
PARCEL 1

No. 1996-04

PARCEL 2

11 3W 19A

ATTACHMENT 'B'



WL-96-5 LOCHNER ROAD UTILITIES EXTENSION L.I.D.



BENEFITED AREA

501 TAX LOT NUMBERS

8.61 APPROXIMATE LOT AREA (AC.)

