

# Senate Bill 497

Sponsored by COMMITTEE ON FINANCE AND REVENUE (at the request of City of Medford, Oregon Association Chiefs of Police)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Adds facilities and assets for law enforcement and fire control to list of capital improvements for which local government unit may assess and collect system development charges.

## A BILL FOR AN ACT

1  
2 Relating to system development charges; amending ORS 223.299.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 223.299 is amended to read:

5 223.299. As used in ORS 223.297 to 223.314:

6 (1)(a) "Capital improvement" means facilities or assets used for the following:

7 (A) Water supply, treatment and distribution;

8 (B) Waste water collection, transmission, treatment and disposal;

9 (C) Drainage and flood control;

10 (D) Transportation; [*or*]

11 (E) Parks and recreation;

12 **(F) Law enforcement; or**

13 **(G) Fire control, suppression and prevention and related services, including emergency**  
14 **medical services, rescue services, search and rescue services and hazardous materials inci-**  
15 **dent response.**

16 (b) "Capital improvement" does not include costs of the operation or routine maintenance of  
17 capital improvements.

18 (2) "Improvement fee" means a fee for costs associated with capital improvements to be con-  
19 structed.

20 (3) "Reimbursement fee" means a fee for costs associated with capital improvements already  
21 constructed, or under construction when the fee is established, for which the local government de-  
22 termines that capacity exists.

23 (4)(a) "System development charge" means a reimbursement fee, an improvement fee or a com-  
24 bination thereof assessed or collected at the time of increased usage of a capital improvement or  
25 issuance of a development permit, building permit or connection to the capital improvement. "System  
26 development charge" includes that portion of a sewer or water system connection charge that is  
27 greater than the amount necessary to reimburse the local government for its average cost of in-  
28 specting and installing connections with water and sewer facilities.

29 (b) "System development charge" does not include any fees assessed or collected as part of a  
30 local improvement district or a charge in lieu of a local improvement district assessment, or the cost  
31 of complying with requirements or conditions imposed upon a land use decision, expedited land di-

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.

1 vision or limited land use decision.

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