

B-Engrossed
House Bill 3479

Ordered by the Senate June 4
Including House Amendments dated April 25 and Senate Amendments
dated June 4

Sponsored by Representative HUFFMAN

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.

[Authorizes city to assess charge in lieu of forming local improvement district or as prepayment against assessment for future local improvement district in amount equal to property's share of cost of improvements that will specially benefit property. Sets certain limits on charge assessed when property owner applies for partition and on city's subsequent actions with respect to future local improvement districts. Authorizes city to require full improvements to be completed by property owner, fee in lieu of improvements if property owner agrees or nonremonstrance agreement from property owner.]

Prohibits city in Wasco County with population greater than 5,000 from making certain assessments or requiring nonremonstrance agreement with respect to local improvement district as condition of approval of application for partition or permit in furtherance of partition for property zoned for residential use.

Sunsets on July 1, 2023.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to city fees; and declaring an emergency.

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

SECTION 1. When the owner of property that is located in a city in Wasco County with a population greater than 5,000 and that is zoned for residential use files an application for a partition, as defined in ORS 92.010, or a subsequent application for a permit in furtherance of the partition, for the property, the city may not, as a condition of approval of the application:

(1) Assess:

(a) A charge in lieu of forming a local improvement district; or

(b) A prepayment against an assessment for a future local improvement district; or

(2) Require the owner of the property to enter into a nonremonstrance agreement with respect to the future formation of a local improvement district.

SECTION 2. Section 1 of this 2013 Act is repealed on July 1, 2023.

SECTION 3. This 2013 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect on its passage.

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.