

# REQUEST FOR COUNCIL ACTION



**Date Action Requested: (June 17<sup>th</sup>, 2024)**

Order <input type="checkbox"/> Ordinance <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Motion <input type="checkbox"/> Information <input type="checkbox"/>	
No. 2024-2926	
Subject: AN ORDINANCE TO ADOPT CODE AMENDMENTS TO THE SYSTEM DEVELOPMENT CHARGES CHAPTER OF NEWBERG'S MUNICIPAL CODE.	Staff: James Walker (City Attorney) Department: Legal
Business Session	Order On Agenda: Legislative Hearing
Hearing Type: Legislative <input checked="" type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Administrative <input type="checkbox"/> Not Applicable <input type="checkbox"/>	

**Is this item state mandated?** Yes  No

**If yes, please cite the state house bill or order that necessitated this action:**

The City's SDC program is regulated by the provisions set forth in Oregon Revised Statutes 223.297–223.316.

### **Recommendation:**

Staff recommends that City Council approve ordinance 2024-2926 amending Newberg's Municipal Code on System Development Charges.

### **Executive Summary:**

City Council adopted Ordinance No. 2024-2922, amending Newberg's Municipal Code on System Development Charges on February 20, 2024. The purpose, in part, of Ordinance No. 2024-2922 was to remove the indexing system outlined in Newberg's Municipal Code. Reference to the indexing system was inadvertently left in the code. The package before City Council at this time effectuates the intent of the SDC Task Force and Ordinance No. 2024-2922 by removing all references to the indexing system in the City's SDC program.

**Fiscal Impact:** There are no fiscal impacts associated with Ordinance 2024-2926.

**Council Goals:** This amendment effectuates the intent of Ordinance No. 2024-2922, which was to "Implement a careful and prudent fiscal policy" and specifically to fulfill objective 3: "The city will prudently lower System Development Charge fees."

# ORDINANCE NO. 2024-2926



## AN ORDINANCE TO ADOPT CODE AMENDMENTS TO THE SYSTEM DEVELOPMENT CHARGES CHAPTER OF NEWBERG'S MUNICIPAL CODE.

### Recitals:

1. In 2022, the City created the SDC Task Force to initiate system development charge (SDC) reform. The SDC Task Force recommended various code changes to Newberg Municipal Code Section 13.05. The recommendations, in part, were to remove the indexing system from the City's SDC program.
2. The City Council adopted Ordinance No. Ordinance No. 2024-2922, amending Newberg's Municipal Code on System Development Charges on February 20, 2024 to implement the recommendations of the SDC Task Force. Reference to the indexing system was inadvertently left in Section 13.05 of the Newberg Municipal Code after passage of Ordinance No. 2024-2922.
3. The amendments to Section 13.05, included as Attachment A, effectuate the intent of the SDC Task Force by removing references to the indexing system.

### The City of Newberg Ordains as Follows:

1. The City Council adopts the amendments to Section 13.05 of the Newberg Municipal Code as provided under Attachment A.

**Effective Date** of this ordinance is the day of the adoption date, which is: June 17<sup>th</sup>, 2024.

**Adopted** by the City Council of Newberg, Oregon, this \_\_\_ day of \_\_\_\_\_, 2024, by the following votes: **AYE:**      **NAY:**      **ABSTAIN:**

\_\_\_\_\_  
Rachel Thomas, City Recorder

**Attest** by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

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