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FILED  
J. DEAN FOUQUETTE, SR.  
UMATILLA COUNTY CLERK

1989 NOV 22 A 10:38

UMATILLA COUNTY, OREGON

ORDINANCE #89-5

AMENDING ORDINANCES #87-8, 83-02, AND 83-05 TO CO-ADOPT CITY OF PENDLETON ORDINANCE #3435 AMENDING THE LOCAL INCENTIVE PROGRAM OF THE PENDLETON ENTERPRISE ZONE, AND INCREASING LAND USE PERMIT FEES, FOR APPLICABILITY WITHIN THE PENDLETON URBAN GROWTH BOUNDARY

WHEREAS, The City of Pendleton has amended several of its ordinances to provide incentives to qualifying businesses who locate or expand in the Pendleton Enterprise Zone; and

WHEREAS, 1989 amendments to Oregon Revised Statutes require local enterprise zones to adjust their incentive programs; and

WHEREAS, The City has adopted several increased land use and public works permit fees that more accurately reflect the cost of providing services; and

WHEREAS, The City has requested the County co-adopt these amendments for applicability within the Pendleton Urban Growth Area, which also includes part of the Pendleton Enterprise Zone; and

WHEREAS, The County and the City have entered into an agreement to apply City planning and zoning regulations on areas within the Urban Growth Boundary which have not yet been annexed to the City, to carry out the requirements of ORS 197 and 227; and

WHEREAS, The County Board of Commissioners have endorsed the Pendleton Enterprise Zone and support the efforts of the City's Enterprise Zone; and

WHEREAS, The County Board of Commissioners held a public hearing on Wednesday, 22 November 1989, for which a legal notice was published in the East Oregonian on 11 November 1989; and

WHEREAS, The Board received no opposition to the co-adoption of Pendleton Ordinance #3435;

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NOW THEREFORE BE IT ORDAINED that City of Pendleton Ordinance #3435 is hereby co-adopted for application within the Pendleton Urban Growth Boundary, thereby amending the following Ordinances

#87-8, the initial co-adoption of the Pendleton Enterprise Zone regulations; and

#83-02, the initial co-adoption of the Pendleton Comp Plan and development regulations (including the permit fee schedule); and

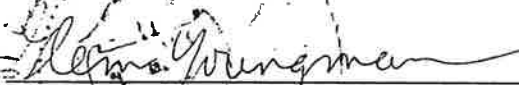
#83-05, the initial adoption of the current Umatilla County Comp Plan and Development Ordinance.

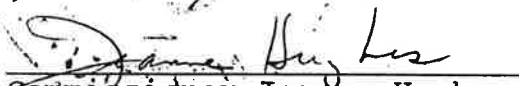
Be it also ordained that an "emergency" exists in order for these amendments to be applicable immediately.

DATED this 22nd day of November, 1989.

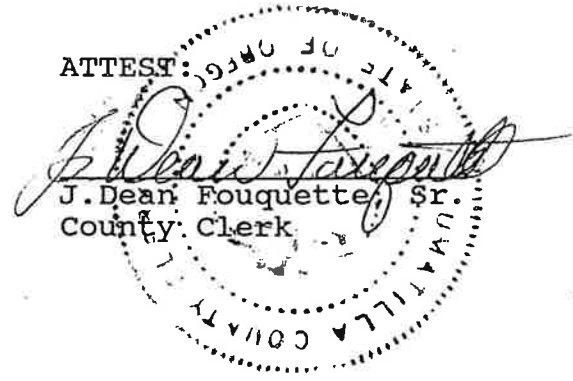
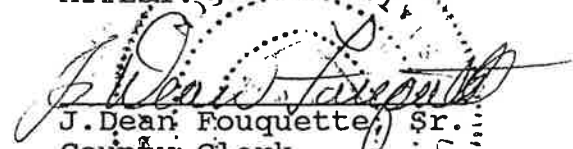
UMATILLA COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Chairman William E. Hansell

  
\_\_\_\_\_  
Vice-Chairman Glenn Youngman

  
\_\_\_\_\_  
Commissioner Jeanne Hughes

ATTEST:

  
  
\_\_\_\_\_  
J. Dean Fouquette, Sr.  
County Clerk

ATTACHMENT: CITY OF PENDLETON ORDINANCE #3435

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ORDINANCE NO. 3435

AN ORDINANCE MODIFYING THE LOCAL INCENTIVES FOR BUSINESSES QUALIFYING FOR TAX EXEMPTIONS UNDER THE OREGON ENTERPRISE ZONE ACT, AMENDING VARIOUS PERMIT FEES, AMENDING ORDINANCES 2206, 2283, 2287, 2320, 2500, 2775, 2917 3101, 3232, 3250, 3251, AND 3354 AND DECLARING AN EMERGENCY.

WHEREAS, by action of the Governor of the State of Oregon, on January 2, 1987, the Pendleton Enterprise Zone was established; and

WHEREAS, the Pendleton Enterprise Zone contains fee waivers, discounts and other incentives for qualified business firms locating or expanding within the zone; and

WHEREAS, the 1989 Oregon Legislature amended the Oregon Enterprise Zone statute to provide for a 100% tax exemption over a three year period versus phased exemptions over a five year period; and

WHEREAS, the City of Pendleton desires to offer local incentives, during the same three year period versus a five year period, to eligible business firms (including hotels, motels and destination resorts) within the enterprise zone.

NOW, THEREFORE, THE CITY OF PENDLETON ORDAINS AS FOLLOWS:

SECTION 1. Ordinance No. 2206, Section 3, is amended as follows:

"SECTION 3. Permit Fees and Applications. Applications for permits to construct such improvements shall be made to the Public Works Director on forms provided for that purpose. Fees for the issuance of permits provided for in this Ordinance shall be:

|   |                     |          |
|---|---------------------|----------|
| For each residential driveway or curb cut . . . . . | <del>\$-11.00</del> | \$ 25.00 |
| For each commercial driveway or curb cut . . . . .  | <del>\$-11.00</del> | \$ 25.00 |
| For each variance application . . . . .             | <del>\$-61.00</del> | \$100.00 |

Fees shall be doubled if the start of construction occurs prior to application for the permit.

Local Enterprise Zone Incentive. A business which provides is precertified by the City Manager with proof that it is as a "qualified business firm," in accordance with the Oregon Enterprise Zone Act, prior to the time such fees are due, shall not be required to pay the above fees from the time construction is approved by the City to the end of the first third year of business operations. This local enterprise zone incentive subsection shall automatically terminate on January 2, 1997, and be of no further force nor effect after that date, unless extended by action of the City of Pendleton or State of Oregon."

SECTION 2. Ordinance No. 2283, Section 14, is amended as follows:

"SECTION 14. The plumbing (sewer tap) permit fee shall be \$25.00. Fees shall be doubled if the start of construction occurs prior to application for the permit. All cost and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer, as provided by ordinances of the City.

Local Enterprise Zone Incentive. A business which provides is precertified by the City Manager with proof that it is as a "qualified business firm,"