

ORDINANCE NO. 5910

AN ORDINANCE REPEALING ORDINANCE NO 5355 THAT AUTHORIZED THE FORMATION OF A SPECIAL CONNECTION CHARGE FOR THE UNASSESSED PORTION OF PROJECT COSTS RELATED TO THE CONSTRUCTION OF THE COLUMBUS STREET SANITARY SEWER LIFT STATION, AND DECLARING AN EMERGENCY

WHEREAS, Ordinance No 5355 provided authorization by resolution for the formation of a special in-lieu-of assessment area and allocation of in-lieu-of assessment rates for the unassessed portion of project costs related to the construction of the Columbus Street sanitary sewer lift station, and

WHEREAS, Resolution No. 3917 established this special in-lieu-of assessment on March 11, 1998, and

WHEREAS, the Council of the City of Albany authorized expenditures from the Sewer Economic Development Budget (02-952) and from the Sewer System Capital Projects Budget (02-454) for oversizing participation to be paid to the Mennonite Home of Albany, Inc. for construction of the Columbus Street lift station, and

WHEREAS, this special connection charge, designed to recover the equivalent cost of constructing public facilities that benefit the connecting property, has never been applied to parcels within the boundary; and

WHEREAS, the in-lieu-of assessment is inconsistent with current practices for cost recovery; and

WHEREAS, this is the only fee of its kind in Albany and is levied in addition to other fees and charges, and

WHEREAS, it is more appropriate for oversizing costs to be recovered through a standard sewer SDC reimbursement fee; and

WHEREAS, the City is updating its sewer SDC methodology and will consider costs for oversizing the Columbus Street sanitary sewer lift station, and

WHEREAS, the special in-lieu-of assessment for the Columbus Street sanitary sewer lift station is no longer valid, needed, or applied.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS

Section 1 Ordinance No 5355 is hereby repealed.


Section 2. Emergency Clause. In as much as this ordinance is necessary for the immediate preservation of the public peace, health, and safety of the City of Albany, or to facilitate the prompt and timely completion of important City business, an emergency is hereby declared to exist; and this ordinance shall take effect and be in full force and effect when signed by the Mayor

Passed by Council. June 27, 2018

Approved by Mayor June 27, 2018

Effective Date. June 27, 2018

ATTEST


Mary A. Dibble

City Clerk



Mayor