

ORDINANCE NO. 2094

**AN ORDINANCE AMENDING ORDINANCE NO. 2008 IN PART REGARDING PARKS
MAINTENANCE FEE**

RECITALS:

WHEREAS, pursuant to CPMC, Chapter 1.01.040, the City Council, may from time to time make revisions to its municipal code which shall become part of the overall document and citation.

WHEREAS, in 2015 the Parks Maintenance Fee was established and since that time the fee was increased on only one occasion to help offset the additional cost to maintain the Bear Creek Greenway and the Central Point Cemetery.

WHEREAS, the Parks Maintenance Fee has never been increased for inflation, despite a 35% increase in the Consumer Price Index.

WHEREAS, the City desires to modify Ordinance No. 2008, Section 1 in part, Imposition of Parks Maintenance Fee, in order to allow future updates to the fee, if any, to be adopted by resolution of the City Council.

WHEREAS, the City desires to modify Ordinance No. 2008, Section 1 in part, Definitions, in order to more clearly define is who a responsible party under this chapter.

THE PEOPLE OF THE CITY OF CENTRAL POINT DO ORDAIN AS FOLLOWS:

SECTION 1. Section 1 of Ordinance No. 2008 (2015), Definitions, is amended in part to read:

3.25.020 Definitions.

“Responsible ~~person~~ **party**” means ~~the person owing the parks maintenance fee.~~ **the person(s) having the right to occupy the property unless another responsible person has agreed in writing to pay and a copy of that writing is filed with the City. If the City is not able to identify any other responsible person, or if the person(s) having the right to occupy the property refuse to pay the City’s parks maintenance fee, the owner of record shall be the responsible party.**

SECTION 2. Section 1 of Ordinance No. 2008 (2015), Imposition of parks maintenance fee, is amended in part to read:

3.25.060 Imposition of parks maintenance fee.

A. Residential Unit. There is hereby imposed upon developed residential units in the city an ~~initial~~ ~~a~~ parks maintenance fee of ~~one dollar~~ for each dwelling unit existing on that parcel.

B. Multiple-Family Unit. There is hereby imposed upon the responsible party for a multiple-family unit an ~~initial~~ ~~a~~ parks maintenance fee ~~equal to fifty cents~~ for each separate dwelling unit within the multiple-family unit existing on that parcel. By way of example, an apartment complex containing thirty units would be subject to a monthly parks maintenance fee of ~~fifteen dollars~~. **30 units x multi-family parks maintenance fee.**

C. Nonresidential Unit. There is hereby imposed upon the responsible party for a nonresidential unit an ~~initial~~ ~~a~~ parks maintenance fee of ~~one dollar~~ for each common meter to serve the nonresidential unit existing on that parcel.

D. This fee is deemed reasonable and is necessary to pay for the operation and maintenance of parks and facilities within the city. **The fee amount is established in the most recent fee schedule approved by resolution of the City Council.** The effective starting date of this fee will be July 1, 2015, and will appear on water bills delivered in July 2015.

SECTION 3. Codification. Provisions of this Ordinance shall be incorporated in the City Code and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word, and the sections of this Ordinance may be renumbered, or re-lettered, provided however that any Whereas clauses and boilerplate provisions (i.e. Recitals A-C) need not be codified and the City Recorder is authorized to correct any cross-references and any typographical errors.


SECTION 4. Effective Date. The Central Point City Charter states that an ordinance enacted by the Council shall take effect on the thirtieth day after its enactment. The effective date of this ordinance will be the thirtieth day after the second reading.

PASSED by the Council and signed by me in authentication of its passage this 9th day of March 2023.



Mayor Hank Williams

ATTEST:



City Recorder