

CITY OF TIGARD, OREGON
TIGARD CITY COUNCIL
ORDINANCE NO. 12-05

AN ORDINANCE IMPOSING A PRIVILEGE TAX ON PORTLAND GENERAL ELECTRIC COMPANY FOR USE OF CITY RIGHTS OF WAY IN THE PROVISION OF ELECTRIC SERVICE.

WHEREAS, the City Council enacted Ordinance No. 93-07, granting a renewal of the franchise of Portland General Electric Company (PGE) in February 1993, until February 2013, and setting the franchise fee to be paid for use of City rights of way at 3.5% of gross revenues earned by PGE in the provision of electric service in the City; and

WHEREAS, pursuant to Ordinance No. 93-07 Section 10(k), the City retains the right, as permitted by Oregon law, to charge a privilege tax in addition to the franchise fee set forth in the franchise Ordinance in an amount not to exceed 1.5% per annum based on the defined gross revenues of the company; and

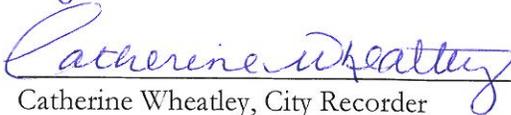
WHEREAS, the City Council deems it to be in the public interest to increase the annual fee paid by PGE for use of City rights of way to 5%, as provided by Oregon law.

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

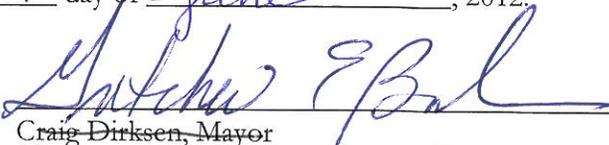
SECTION 1: There is hereby imposed a 1.5% per annum privilege tax to be paid by Portland General Electric Company in addition to the existing 3.5% franchise fee, in order to reach a combined annual fee total of 5% per annum of the gross revenues earned by PGE in the provision of electric service in the City of Tigard.

SECTION 2: This ordinance is effective thirty days after its passage by the council, signature by the mayor, and posting by the city recorder.

PASSED: By Unanimous vote of all Council members present after being read by number and title only, this 12th day of June, 2012.


Catherine Wheatley, City Recorder

APPROVED: By Tigard City Council this 12th day of June, 2012.


Craig Dirksen, Mayor
Gretchen E. Buehner, Council President

Approved as to form:


City Attorney - Special Counsel

6/12/12
Date

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