

**CITY OF TIGARD, OREGON**  
**TIGARD CITY COUNCIL**  
**RESOLUTION NO. 12- 38**

A RESOLUTION AMENDING RESOLUTION 07-13 AND ESTABLISHING ADDITIONAL INCENTIVES FOR CERTAIN VOLUNTARY ANNEXATION OF UNINCORPORATED LANDS INTO THE MUNICIPAL CITY LIMITS

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WHEREAS, Resolution 07-13 established policy to guide city actions pertaining to annexation of unincorporated lands to the municipal city limits, and provides incentives to annex, including waiver of the city annexation application fee until July 1, 2008 and phasing in of increased property taxes over a three-year period at the rate of 33 percent, 67 percent, and 100 percent, for properties that annex during the period of March 13, 2007, to February 2008 per Oregon Administrative Rule (OAR 150-222.111); and

WHEREAS, Resolution 07-47 amends Resolution 07-13 to expand the incentives to include city payment of the Metro mapping/filing fee until July 1, 2008; and

WHEREAS, the city's operational and administrative procedures have been to assist in the preparation of legal descriptions as long as they do not require field survey work and to waive the pre-application conference fee for individual property owners interested in voluntary annexation; and

WHEREAS, Resolution 08-12 amends Resolution 07-13 to extend the offer of incentives to annex until February, 2009; and

WHEREAS, the City Council passed Resolution 09-12 on February 24, 2009 to continue to offer incentives to property owners who voluntarily annex to the city until February 2010; and

WHEREAS, the City Council passed Resolution 10-12 on February 9, 2010 to continue to offer incentives to property owners who voluntarily annex to the city until February 2011; and

WHEREAS, the City Council passed Resolution 11-08 on February 22, 2011 to continue to offer incentives to property owners who voluntarily annex to the city until February 2012; and

WHEREAS, a large volume of properties consented to annexation and were annexed into the City under Council's previous Resolution 11-08; and

WHEREAS, on December 6, 2011, City Council set goals for 2012 including Goal 4, annexation, to a) Reevaluate the city's annexation policy, and b) develop a philosophy and approach to consider annexations, including islands; and

WHEREAS, in furtherance of its goals the City Council passed Resolution 12-09, continuing its policies embodied in previous resolutions and formalizing a process for annual review of its annexation policy and incentives; and

WHEREAS, Council desires to adopt an incentive for voluntary annexation, in addition to the previous incentives, in order to acknowledge present circumstances and goals; and

WHEREAS, carrying out the desired additional incentives for present circumstances requires Council to make the incentives apply retroactively.

NOW, THEREFORE, BE IT RESOLVED by the Tigard City Council that:

SECTION 1: Resolution 07-13 is hereby amended to establish an additional incentive for properties that annex pursuant to ORS 222.170(1), referred to as "triple majority" annexation, including:

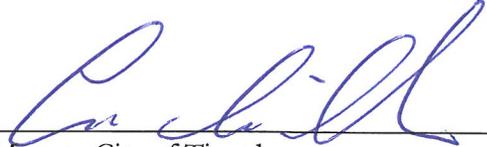
- Phasing-in of increased property taxes for properties that annex through the triple majority process since August 1, 2011, per Oregon Administrative Rule (OAR 150-222.111), under the following terms:
  - 0.00 percent of the increased property taxes for collection in fiscal years prior to July 1, 2014;
  - 33 percent of the increased property taxes for collection in fiscal year starting July 1, 2014;
  - 67 percent of the increased property taxes for collection in fiscal year starting July 1, 2015;
  - 100 percent of the increased property taxes for the next following and subsequent fiscal years.

SECTION 2: The City Council shall continue to review its annexation policy and associated incentives in February of every year.

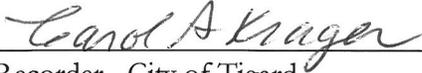
SECTION 3: The incentives recited in Section 1 of this resolution are retroactive as to any property annexed into the city limits by way of voluntary triple majority annexation approved by Council on or after August 23, 2011.

SECTION 4: This resolution is effective immediately upon passage.

PASSED: This 2<sup>ND</sup> day of October 2012.

  
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Mayor - City of Tigard

ATTEST:

  
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City Recorder - City of Tigard