



DAN JOHNSON
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
DEVELOPMENT SERVICES BUILDING
150 BEAVERCREEK ROAD OREGON CITY, OR 97045

January 26, 2023

BCC Agenda Date/Item: _____

Board of County Commissioners
Sitting/Acting as Service District No. 5
Clackamas County

Approval of a Board Order Forming an Assessment Area #20-22 (Ridgecrest Ct) within Clackamas County Service District No. 5. Current combined value for the 6-lot petition is \$282 a year. Funding through ratepayers. No County General Funds are involved.

Previous Board Action/Review	Briefed at Issues – January 24, 2023		
Performance Clackamas	Promotes a safe, healthy and secure community through the enhanced nighttime visibility created with new street lighting.		
Counsel Review	Yes	Procurement Review	No
Contact Person	Wendi Coryell, Service District Specialist - DTD Engineering 503-742-4657 (Phone) wendicor@clackamas.us		

EXECUTIVE SUMMARY:

A citizen owning property on SE Ridgecrest Ct. requested street lighting for their neighborhood through the Clackamas County Service District No. 5 (CCSD5) petitioning process. There are 6 property owners of 6 tax lots in the petition area. Signatures from 5 of the 6 properties (83%) were collected. The requirement for a valid petition is the signature of more than 50% of benefiting property owners.

The milestone for terminating the petition is the receipt of objections, also known as remonstrance, from more than 50% of the affected property owners. The affected property owners were notified of the time and place of this hearing by first class mail to the mailing address as listed by the Assessor for Clackamas County and a public hearing was scheduled for January 26, 2023, to hear any objections to the above street lighting district.

RECOMMENDATION:

If remonstrances from more than 50% of the benefitting property owners in the proposed assessment area for street lighting **are not** received by the end of this public hearing, it is recommended that the Board of County Commissioners, acting in the capacity of governing board for CCSD5, approve this Order which will allow CCSD5 to proceed with the formation of a new assessment area for street lighting services.

Respectfully submitted,

Dan Johnson

Dan Johnson, Director

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF CLACKAMAS COUNTY, STATE OF OREGON**

In the Matter of an Order Forming
an Assessment Area 20-22
(Ridgecrest Ct. 6-Lot Petition)
Within Clackamas County Service
District No. 5, Clackamas County,
Oregon



Board Order No. _____

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Whereas, this matter coming before the Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5, and it appearing to the Board the properties within Assessment Area 20-22, Ridgecrest Ct. 6-Lot Petition, have requested street light service, and that the formation of new assessment areas within the District is necessary for the installation of street lights; and

Whereas, it further appearing to the Board that the method of financing operation, and maintenance of service facilities is to be assessments against property benefited by street light facilities; and

Whereas, it further appearing to the Board that rates for street lighting as established by Order No. 2022-46 and subsequent rate change Orders shall be applied to Assessment Area 20-22, Ridgecrest Ct. 6-Lot Petition, with fractional year assessments pro-rated from the date of installation and in accordance with Ordinance Number 94-1368 pursuant to ORS 451.495 as follows:

Rate Schedule B: \$47.00 per tax lot each year, applied to
residential properties; and

Whereas, it further appearing to the Board that the lots in the rate schedules receive an equal benefit for street lighting services; and

Whereas, it further appearing to the Board that the Department of Transportation and Development has given notice of public hearing as required by Order Number 94-1368 and ORS 451.495, and that said public hearing was duly held on the 26th day of January, 2023, and that the District did not receive written objections prior to the conclusion of the hearing from more than 50% of the affected property owners.

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NOW THEREFORE, the Clackamas County Board of County Commissioners, acting as the governing body of Clackamas County Service District No. 5, orders as follows:

1. The properties in the Assessment Area as described below be subject to an assessment for street lighting:

Assessment Area 20-22 All lots in the Ridgecrest Ct. 6-Lot Petition, 12E26BC00900, 1000, 1100, 1200, 1300, 1400; and

2. That an assessment roll be prepared by the Department of Transportation and Development for Clackamas County showing the amount of each yearly assessment, the property against which it has been assessed, the owner thereof, and such additional information as is required to keep a complete and permanent record of the assessment;
3. That the Department of Transportation and Development proceed to authorize construction of the street lighting facilities in accordance with District rules and guidelines.

DATED this _____ day of January, 2023.

BOARD OF COUNTY COMMISSIONERS
Acting as the Governing Body of
Clackamas County Service District No. 5

Chair

Recording Secretary