



# City of Oregon City

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Oregon City, OR 97045  
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## Staff Report

File Number: PUB 16-018

**Agenda Date:** 10/5/2016

**Status:** Consent

**To:** City Commission

**Agenda #:** 8e.

**From:** Public Works Director John Lewis

**File Type:**

### **SUBJECT:**

Restrictive Covenant Non-Remonstrance Agreement for the PGE Abernethy Substation Addition Project (306 and 308 18th Street - Planning File No. SP15-10)

### **RECOMMENDED ACTION (Motion):**

Adopt the Restrictive Covenant Non-Remonstrance Agreement for the PGE Abernethy Substation Addition Project (306 and 308 18th Street) and authorize the Mayor and City Recorder to execute this document.

### **BACKGROUND:**

In accordance with Oregon City Municipal Code 16.12.095, at the time of land division, applicants shall execute a binding agreement to not remonstrate against the formation of a local improvement district (LID) for improvements that benefit the applicant's property. Specifically identified in the OCMC are transportation, stormwater, sanitary sewer, water and sidewalk system improvements.

A Restrictive Covenant Non-Remonstrance Agreement provides a waiver of any and all rights to remonstrate against the formation of a Local Improvement District by the City of Oregon City for the purpose of making various improvements.

More specifically and under this action, the Restrictive Covenant Non-Remonstrance Agreement attached to this report serves as the binding agreement preventing the applicants from remonstrating against the formation of an LID by the City for the purpose of making public improvements for the project identified as PGE Abernethy Substation Addition Project (306 and 308 18th Street) - File No. SP15-10, Tax Map 2-2E-29CB and Tax Lot 1500 and 2000.

### **ATTACHMENTS:**

- 1) Restrictive Covenant Non-Remonstrance Agreement for the PGE Abernethy Substation Addition Project (306 and 308 18th Street)
- 2) Area Map