



Legislation Details (With Text)

**File #:** PUB 17-003    **Version:** 1    **Name:** Restrictive Covenant Non-Remonstrance Agreement for Pavilion Park No. 3 Subdivision Project.

**Type:** Non-Remonstrance    **Status:** Consent Agenda

**File created:** 1/25/2017    **In control:** City Commission

**On agenda:** 2/1/2017    **Final action:**

**Title:** Restrictive Covenant Non-Remonstrance Agreement for the Pavilion Park No. 3 Subdivision Project - Planning File No. TP15-03

**Sponsors:** John Lewis

**Indexes:**

**Code sections:**

**Attachments:** 1. Staff Report, 2. Non-Remonstrance Agreement, 3. Area Map

Date	Ver.	Action By	Action	Result
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Restrictive Covenant Non-Remonstrance Agreement for the Pavilion Park No. 3 Subdivision Project - Planning File No. TP15-03

**RECOMMENDED ACTION (Motion):**

Adopt the Restrictive Covenant Non-Remonstrance Agreement for the Pavilion Park No. 3 subdivision project and authorize the Mayor and City Recorder to execute this document.

**BACKGROUND:**

An applicant signed Restrictive Covenant Non-Remonstrance Agreement provides a waiver of any and all rights of current and future property owners to remonstrate against the City’s formation of a Local Improvement District (LID) for the purpose of making various improvements. 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 an LID for improvements that benefit the applicant’s property. Specifically identified in the OCMC are transportation, stormwater, sanitary sewer, water and sidewalk system improvements.

Under this action, the applicants will be prevented from remonstrating against the formation of an LID for the purpose of making public improvements for the project identified as Pavilion Park No. 3 subdivision (TP15-03), Tax Map 3-2E07BD and Tax Lot 6500.

**ATTACHMENTS:**

- 1) Restrictive Covenant Non-Remonstrance Agreement for the Pavilion Park No. 3 subdivision
- 2) Area Map