



## Legislation Text

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**File #:** 18-339, **Version:** 1

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Resolution No. 18-20, Authorizing the City Manager, or His/Her Designee, to Accept Restrictive Covenant Non-Remonstrance Agreements for Granting Land Use Approval

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

Approve the resolution authorizing the City Manager, or his/her designee, to accept Restrictive Covenant Non-Remonstrance Agreements for granting land use approval.

### **BACKGROUND:**

In 2015, the City Commission adopted Resolution 15-10 delegating the acceptance of deeds of dedication of land in fee, as easements, or covenants required as land use conditions to land use decisions, including subdivisions, partitions and site plan and design review to the City Manager or his/her designee. This provided efficiencies in the approval and permitting process and improved timelines for issuance of approvals and permits.

As part of the land use review process, the City requires all developers requesting a land use decision such as a subdivision, partition, or site plan and design review to provide the City with a restrictive covenant non-remonstrance agreement so that the legal owners of the property described in the land use document waive any and all right to remonstrate against the formation of a Local Improvement District (LID) by the City of Oregon City (City) for the purpose of making sanitary sewer, storm sewer, water or street improvements that benefit the property and assessing the cost to benefited properties pursuant to the City's capital improvement regulations in effect at the time of such improvement.

The City Manager, or his designee, has the ability to review restrictive covenant non-remonstrance agreements resulting from land use approvals to ensure they meet the public interest.

As with Resolution 15-10, this new resolution will provide additional efficiencies and improved timelines for issuance of approvals and permits.