

AFFIDAVIT OF POSTING ORDINANCE NO. 57

STATE OF OREGON)
)
)
Counties of Clackamas)
and Washington)
)
City of Wilsonville)

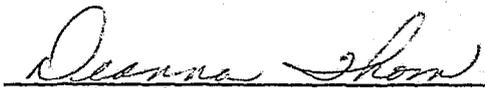
I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On Wednesday, the 5th day of November, 1975, I caused to be posted copies of the attached Ordinance No. 57, an ordinance establishing bulk water rates; prescribing fees for use of hydrants; requiring applications for bulk water purchases; authorizing city administrator to supervise bulk water sales and use of hydrants; prescribing penalties for violations; and declaring an emergency, in the following three (3) public and conspicuous places of the City, to wit:

- 1) Wilsonville Post Office
- 2) Lowries Market
- 3) Kopper Kitchen

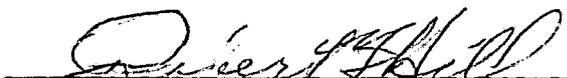
The notices remained posted for more than five (5) consecutive days prior to the time for final reading and passage of the Ordinance on the 18th day of November, 1975.

Dated at Wilsonville, State of Oregon, this 18th day of November, 1975.



DEANNA THOM - City Recorder

Subscribed and sworn to before me this 18th day of November, 1975



NOTARY PUBLIC for Oregon

My commission expires: 11-11-78

ORDINANCE NO. 57

AN ORDINANCE ESTABLISHING BULK WATER RATES; PRESCRIBING FEES FOR USE OF HYDRANTS; REQUIRING APPLICATIONS FOR BULK WATER PURCHASES; AUTHORIZING CITY ADMINISTRATOR TO SUPERVISE BULK WATER SALES AND USE OF HYDRANTS; PRESCRIBING PENALTIES FOR VIOLATIONS; AND DECLARING AN EMERGENCY.

THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

Section 1: AUTHORIZING BULK SALES OF WATER. The City of Wilsonville will sell bulk water from the City's municipal water supply providing:

- a. The City Administrator determines that there is sufficient City water for any requested bulk water sale.
- b. A written application for each purchase is first filed with the City Administrator on such forms as he may prescribe.
- c. The application is first approved by the City Administrator.
- d. The applicant pays in advance the purchase price of the estimated water requirement at the bulk water rate as specified in the following Section 2 and the fee for use of a hydrant as specified in the following Section 3.
- e. The applicant agrees in his application to comply with the terms thereof and the provisions of this Ordinance, and pay in full the total purchase price for the water purchased and within the time limited therefor.

Section 2: BULK WATER RATE. All bulk water sold after the effective date of this Ordinance shall be at the rate of 50¢ per 100 cubic feet, and full payment for all water purchased shall be made to the City Administrator within 72 hours.

Section 3: HYDRANT CONNECTION FEE. All applicants for purchase of bulk water shall pay a \$5.00 connection fee for each use of a City water hydrant.

Section 4: REQUIREMENTS FOR CONNECTIONS TO HYDRANTS. All connections to City water hydrants for purchase of bulk water shall be made at such times and places as directed by the City Administrator and under his supervision. Connection shall be made with an appropriate hydrant valve and hydrant wrench which shall either be furnished by the City Administrator or first approved by him. Any

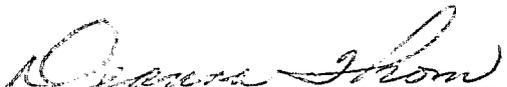
loaned use of a City valve or wrench is subject to a return deposit of \$10.00 for a wrench and \$200.00 for a hydrant valve.

Section 5: DAMAGE TO CITY PROPERTY AND UNAUTHORIZED USE OF CITY WATER. Anyone causing damage to City water hydrants or other City property as the result of connections or attempted connections to water hydrants or other City water sources and anyone using or taking or attempting to use or take City water from a City water hydrant or other source of City water supply without an approved permit shall be guilty of a Class B misdemeanor and punished upon conviction by a fine of not more than \$500.00 or by imprisonment in the County jail for not more than six months, or by both such fine and imprisonment. Also, the City Administrator may institute and prosecute a civil action in the name of the City for the recovery of damages to City property and/or the taking of City water without payment and for the City's reasonable attorney's fees as may be allowed by the Court having jurisdiction of such matter.

Section 6: EMERGENCY DECLARED AND EFFECTIVE DATE. Inasmuch as there is unauthorized use of City water hydrants and taking of City water without permission and a resulting loss of City revenue, an emergency is hereby declared to exist, and this Ordinance shall take effect immediately upon its final reading and enactment by the Wilsonville City Council.

Passed on first reading of the Wilsonville City Council at a regular meeting thereof on the 3rd day of November, 1975; ordered posted as provided by the Wilsonville City Charter and to come up for final reading and action of the Wilsonville City Council at a regular meeting thereof to be held on Monday, the 17th day of November, 1975, at the hour of 8:00 p.m. at the Wilsonville Grade School.

ATTEST:


DEANNA THOM - City Recorder


PHILLIP R. BALSIGER - Mayor

Passed on final reading of the Wilsonville City Council
at a *special* meeting thereof this *18th* day of *November*, 1975,
by the following vote: Yeas 5. Nays 0.


PHILLIE R. BALSIGER - Mayor

ATTEST:


DEANNA THOM - City Recorder