

ORDINANCE No. 189496

* Authorize the Bureau of Environmental Services to reimburse property owner at 2634 NE Columbia Blvd for sewer user fees paid to the City, in the amount of \$4,203 (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Bromley Development Co./Matt Bromley (the Owner) purchased the property at 2634 NE Columbia Blvd. (the Property) on January 31, 1974. A sewer utility account was placed in Bromley Masonry Inc. name at the property beginning on February 7, 1991 and ending on February 10, 2010. A sewer utility account was placed in Refractory Services Inc. name at the property beginning on February 10, 2010 and ending on January 19, 2016. Bromley Masonry Inc. and Refractory Services Inc. are the Owner's businesses and sewer user fees for the period of July 1, 1991 to January 19, 2016 were the responsibility of the Owner.
2. On February 27, 2019, the Owner discovered that a septic system at the Property failed. The Owner provided a sewer scope to the City and the City confirmed that the Property is not connected to the public sewer system.
3. The Owner paid sewer user fees for the Property to the City in an amount estimated to be \$4,202.85 from July 1, 1991 to January 19, 2016. The Owner did not receive sewer service from the City for these sewer user fees.

NOW, THEREFORE, the Council directs:

- a. The Bureau of Environmental Services reimburse Bromley Development Co./Matt Bromley \$4,202.85 in sewer user fees, the total of sewer user fees collected in error by the City from the Owner from 1991 to 2016.

Section 2. The Council declares that an emergency exists in order to reimburse the Owner for funds that were collected in error. Therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council, MAY 15 2019

Commissioner Nick Fish
Prepared by: B. Jonas Biery
Date Prepared: April 24, 2019

Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

Agenda No.
ORDINANCE NO. 189496
 Title

* Authorize the Bureau of Environmental Services to reimburse property owner at 2634 NE Columbia Blvd for sewer user fees, paid to the City, in the amount of \$4,202.³85 (Ordinance)

<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Fish</p>	<p>CLERK USE: DATE FILED <u>MAY 07 2019</u></p>
<p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - <i>Fritz</i></p> <p>Position 3/Affairs - <i>Hardesty</i></p> <p>Position 4/Safety - Eudaly</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <i>Hull</i> Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Environmental Services Bureau Head: Michael Jordan <i>Michael Jordan</i></p> <p>Prepared by: Sherri Peterson Date Prepared: April 24, 2019</p> <p>Financial Impact & Public Involvement Statement Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p> <p>Council Meeting Date May 15, 2019</p>	<p>ACTION TAKEN:</p>

AGENDA

TIME CERTAIN
 Start time: _____

Total amount of time needed: _____
 (for presentation, testimony and discussion)

CONSENT

REGULAR
Total amount of time needed: _____
 (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
<i>Hardesty</i> 3. Saltzman	<i>Hardesty</i> 3. Saltzman	_____	
4. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	