

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. _____

Amend MCC Chapter 27, Environment and Property, to add domestic partnership registry services.

(Stricken language is deleted; double- underlined language is new.)

Multnomah County Ordains as follows:

Section 1. MCC § 27.001 is amended as follows:

§ 27.001 Department Established; Functions.

The Department of Environmental Services (department) is established. The department shall:

- (A) Provide land use planning recommendations and services to the Planning Commission and the Board in matters of planning, zoning, subdivisions, sales and leases of noncounty real property, and related matters;
- (B) Provide services and perform duties imposed by state law relating to the construction, maintenance and operation of county roads and bridges, sewerage and solid waste disposal facilities and other public works facilities;
- (C) Provide required surveys, examinations, inspections, and issuance of permits relating to construction and occupancy of buildings and other facilities;
- (D) Provide animal control programs and facilities;
- (E) Provide services and perform duties imposed by state and local law relating to special district annexations and withdrawals; special district and city formations, dissolutions or mergers; and boundary changes within a metropolitan service district (boundary change).
- (F) Provide county services relating to county service districts and to state, local or private agencies relating to the physical environment;
- (G) Operate and maintain county facilities, and manage and maintain county lands;
- (H) Plan, implement and coordinate the county's recycling program;
- (I) Perform the duties prescribed by state law for the assessor and tax collector;
- (J) Provide marriage license and domestic partnership registry services;
- ~~(J)~~(K) Perform the duties prescribed by state law for county elections;

~~(K)~~(L) Provide records storage services to the county government;

~~(L)~~(M) Provide mail services to the county government;

~~(M)~~(N) Except as otherwise provided by the Board, perform the duties prescribed by state law for county clerks. The director may delegate any such duty, but a delegation shall be in writing and filed with the clerk of the Board; and

~~(N)~~(O) Provide fleet and electronic services.

Section 2. MCC Chapter 27, Environment and Property, is amended to add the following:

DOMESTIC PARTNERSHIP REGISTRY

§ 27.351 PURPOSE.

The Board of County Commissioners authorizes and establishes a voluntary program of registration of domestic partners. The domestic partnership registry is a means by which unmarried, committed couples who share a life and home together may document their relationship.

§ 27.352 REQUIREMENTS.

(A) To register as domestic partners, couples must sign a Certificate of Domestic Partnership declaring that:

(1) They are residing together and sharing the common necessities of life;

(2) Neither of them is married or registered as the domestic partner of any other person in any jurisdiction;

(3) Both of them are at least 18 years of age;

(4) They are not related by blood kinship closer than would bar marriage in the state of Oregon and are mentally competent to consent to contract;

(5) They are each other's sole domestic partner and intend to remain so indefinitely and are responsible for each other's common welfare.

(B) In addition, the Certificate of Domestic Partnership will include a statement by the partners that:

(1) They agree to file a Statement of Termination of Domestic Partnership Registration if the partnership is terminated (except by death) or any of the facts in (1) through (5) above change;

(2) They understand the registration of the Certificate of Domestic Partnership is evidence of a domestic partnership of continuous duration;

(3) They affirm that neither of the partners has filed a Statement of Termination of Domestic Partnership Registration within the last six months;

§ 27.353 PROCEDURES; FEES.

(A) The department director is authorized to adopt administrative rules or procedures and prescribe all forms required to implement the provisions of this subchapter.

(B) Fees for filing registrations and terminations and for providing other documents are imposed under this subchapter in amounts set by Board resolution.

§ 27.354 TERMINATION OF DOMESTIC PARTNERSHIPS.

A domestic partnership registration terminates when:

(A) One of the partner dies;

(B) One or both partners files a Statement of Termination of Domestic Partnership Registration with the county. If only one partner files a Statement of Termination of Domestic Partnership Registration, that partner must certify that the filing partner attempted to notify the other partner of the filing of the Statement of Termination of Domestic Partnership Registration by mailing a notice of such intent certified mail return receipt requested to the last known address of the other partner.

§ 27.355 PUBLIC RECORDS.

The county will maintain records of domestic partnerships that include names, dates of registering, and certificate numbers. A record of the termination of partnerships will also be recorded.

Section 3. This ordinance is effective September 1, 2000.

FIRST READING: _____

SECOND READING AND ADOPTION: _____

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Beverly Stein, Chair

REVIEWED:

Thomas Sponsler, County Attorney
For Multnomah County, Oregon

By _____

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

A RESOLUTION ESTABLISHING FEES AND CHARGES FOR CHAPTER 27, ENVIRONMENT AND PROPERTY, OF THE MULTNOMAH COUNTY CODE AND REPEALING RESOLUTION NO. 99-24

The Board of County Commissioners Finds:

- a. Chapter 27, Environment and Property, of the Multnomah County Code provides that the Board shall establish certain fees and charges by resolution.
- b. The Board wishes to establish fees for domestic partnership registry in accordance with MCC Section 27.353.
- c. All other fees and charges established by Resolution No. 99-24 remain the same.

THE MULTNOMAH COUNTY BOARD OF COMMISSIONERS RESOLVES:

- 1. The fees and charges for Chapter 27, Environment and Property, of the Multnomah County Code are set as follows:

Section 27.052. MISCELLANEOUS PERMIT FEES.

See Exhibit A attached.

Section 27.053. PLAN REVIEW AND INSPECTION OF UNDERGROUND INSTALLATIONS AND STREET INTERSECTIONS.

See Exhibit B attached

Section 27.054: ROAD VACATION APPLICATION.

Feasibility study:	\$200.00
Application:	120% of estimated costs
Minimum:	\$1,000.00 plus \$65.00 for posting

Section 27.055. STREET AND ROAD WIDENING PERMITS.

(B) The construction permit deposit schedule for engineering, design, project management, and administration shall be as follows:

Project Cost as Estimated by the County	Deposit
Minimum Deposit at the time of application	800.00
\$4,000.00 to \$10,000.00	20%
\$20,000.00 to \$50,000.00	\$2,000.00 plus 12.0% over \$10,000.00
\$50,000.00 and over	\$6,800.00 plus s10.0% over \$50,000.00

Certificate No. _____



MULTNOMAH COUNTY, OREGON

Certificate of Domestic Partnership

We, The Undersigned, Declare That:

- We are residing together and sharing the common necessities of life.
- Neither of us is married or registered as the domestic partner of another person in any jurisdiction.
- We are both at least 18 years of age.
- We are not related by blood kinship closer than would bar marriage in the State of Oregon and are mentally competent to consent to contract.
- We are each other's sole domestic partner and intend to remain so indefinitely and are responsible for each other's common welfare.

As Domestic Partners formally recognized in this Domestic Partnership we:

1. Agree to file a Statement of Termination of Domestic Partnership Registration, if the partnership is terminated (except by death) or any of the facts set forth above change.
2. Understand that the registration of the Certificate of Domestic Partnership is evidence of a domestic partnership of continuous duration.
3. Affirm that neither of us has filed a Statement of Termination of Domestic Partnership Registration within the last six months,

We do hereby swear or affirm that the information stated above is true and correct to the best of our knowledge.

Signature

Signature

Name (Print)

Name (Print)

Witnessed by



Multnomah County, Oregon

STATEMENT OF TERMINATION OF DOMESTIC PARTNERSHIP REGISTRATION

I/We declare under penalty of perjury under the laws of the state of Oregon that the statements below are true and correct; I/we also understand that I/we cannot file a new Certificate of Domestic Partnership until six months following the filing of this Statement of Termination.

The partnership between:

First Party:

Name: _____
(please print clearly)

and

Second Party:

Name: _____
(please print clearly)

Which was registered on _____, 20__ as Certificate Number
_____, is terminated.

Signature of First Party: _____ Date: _____

Signature of Second Party: _____ Date: _____

NOTE: If only one party signs, that party certifies that the signing party attempted to notify the other party of the termination of the partnership by mailing a notice of such intent certified mail return receipt requested to the last known address of the other party.

RESOLUTION No. 35908

Resolution of the Portland City Council in support of the establishment of a Multnomah County Registry of Domestic Partners

WHEREAS, The City and the County have collaborated on the establishment of a program allowing gays, lesbians, and others to document the existence of a committed domestic partnership.

WHEREAS, Same-gender couples are not allowed to marry in Oregon, yet gay and lesbian couples share the same commitments, responsibilities and life challenges and as persons allowed to marry under Oregon law.

WHEREAS, The rights of gays and lesbians under the state constitution to obtain domestic partnership benefits, including health benefits, was established by the Oregon Court of Appeals decision in Tanner v OHSU and this judicial opinion heightens the need for same-gender couples to have a simple mechanism to document the existence of a committed relationship.

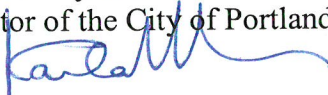
WHEREAS, The City of Portland has provided domestic partnership benefits to its own employees for a number of years and has seen the importance of equal treatment within its own workforce.

WHEREAS, The Oregon Gay and Lesbian Law Association has committed to providing informational materials which will assist persons who take advantage of the new domestic partnership registry to understand the many different legal issues arising out of domestic partnership, for example in regard to property rights and potential dissolution.

NOW, THEREFORE, BE IT RESOLVED that the Council supports the establishment of a Domestic Partnership Registry at Multnomah County, to be implemented in accordance with the Ordinance and Administrative Procedures attached hereto as Exhibit A

Mayor Vera Katz
Commissioner Dan Saltzman
MWessel:ca
July 20, 2000
Adopted by the Council:

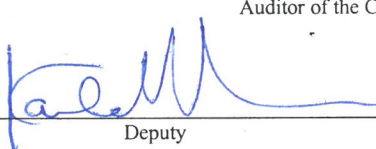
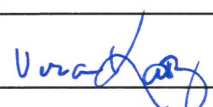
JUL 26 2000


Gary Blackmer
Auditor of the City of Portland
By: 
Deputy

RESOLUTION NO. 35908

Title

Resolution of the Portland City Council in support of the establishment of a Multnomah County Registry of Domestic Partners (Resolution)

INTRODUCED BY	DATE FILED: JUL 21 2000
Mayor Vera Katz Commissioner Dan Saltzman	Gary Blackmer Auditor of the City of Portland
NOTED BY COMMISSIONER	By:  Deputy For Meeting of: _____ ACTION TAKEN:
Affairs	
Finance and Administration 	
Safety	
Utilities	
Works	
BUREAU APPROVAL	
Bureau:	
Prepared by Date July 20, 2000 MWessel:ks	
Budget Impact Review: <input type="checkbox"/> Completed <input type="checkbox"/> Not Required	
Bureau Head:	

AGENDA	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
			YEAS	NAYS
Consent Regular 	Francesconi	Francesconi	<input checked="" type="checkbox"/>	
NOTED BY	Hales	Hales	<input checked="" type="checkbox"/>	
City Attorney	Saltzman	Saltzman	<input checked="" type="checkbox"/>	
City Auditor	Sten	Sten	<input checked="" type="checkbox"/>	
City Engineer	Katz	Katz	<input checked="" type="checkbox"/>	
			<input type="checkbox"/>	