



NOTICE OF PROPOSED ADMINISTRATIVE RULEMAKING

System Development Charges

Public Works	109-200
City Department	Administrative Rules Chapter Number
Glenn Davis	555 Liberty Street SE, Room 325, Salem, OR, 97301
Rules Coordinator	Address
	Telephone

ADMINISTRATIVE RULE SUMMARY

The proposed administrative action to be taken is to amend Administrative Rule 109-200 System Development Charges.

The purpose of the proposed rule is to provide a clear and consistent practices applicable to collection, expenditure, and reimbursement of system development charges. Amendments proposed to the administrative rule are as follows:

- The definition of “abutting street” is amended to include only streets fronting the development site, not those within the development site.
- A definition of “direct service” is added to clarify SDC eligibility for sewer and water mains.
- A definition of “internal street” is added to distinguish between internal streets (within the site) and abutting streets (fronting the site).
- The SDC Eligibility Ratio for internal arterial streets is amended from 34 percent to 100 percent minus developer’s share because driveway access from internal streets is generally taken from local streets. Because developments receive limited benefit from internal arterial streets, the SDC Eligibility Ratio is increased to reflect the actual benefit received.
- The SDC Eligibility Ratio for water and sewer mains is modified to remove an ambiguity between the administrative rule and SRC 41.160(a) regarding mains abutting or within the development site.

The Draft Administrative Rule 109-200 is available for review online at:

<http://www.cityofsalem.net/Pages/administrative-rules.aspx>

A hard copy is available for viewing at the following location during normal business hours:

Public Works Department
555 Liberty Street SE, Room 325

AUTHORITY

The authority to promulgate this administrative rule is set forth in SRC 2.200 and SRC 20J.030.

DOCUMENTS, REPORTS AND STUDIES

The City relied upon some of the definitions found in *Oregon Revised Statutes* in preparing this proposed administrative rule.

Administrative Rule 109-200 can be found online at <https://www.cityofsalem.net/Pages/administrative-rules.aspx>

A copy of the *Oregon Revised Statutes* can be found online at <http://www.leg.state.or.us/ors/> and in the Salem Public Library located at 585 Liberty Street SE, Salem, Oregon.

A copy of the 2019 System Development Charge Methodology Report can be found online at <https://www.cityofsalem.net/CityDocuments/system-development-charges-methodology-report-2019.pdf>.

Salem Revised Code can be found online at: <http://www.cityofsalem.net/Pages/salem-revised-code.aspx>

PUBLIC COMMENT

Interested persons must submit written comments to **Glenn Davis, at City of Salem Public Works Department, 555 Liberty Street SE, Room 325, Salem OR 97301 or via e-mail to gdavis@cityofsalem.net.**

ALL COMMENTS MUST BE RECEIVED NO LATER THAN November 23, 5:00 p.m. TO BE CONSIDERED.

EFFECTIVE DATE

This Administrative Rule shall become effective on November 24, 2020.



Peter Fernandez, Public Works Director

November 4, 2020

Department Head Signature

Printed Name

Date