

# House Bill 3233

Sponsored by Representative READ (at the request of Andy Duyck, Chair, Washington County Board of Commissioners)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes county service district to provide development review and code enforcement services that implement plans adopted by same district.

## A BILL FOR AN ACT

1  
2 Relating to county service districts; amending ORS 451.010 and 451.555.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 451.010 is amended to read:

5 451.010. (1) Master plans and service districts may be established as provided by this chapter  
6 regarding:

7 (a) Sewage works, including all facilities necessary for collecting, pumping, treating and dispos-  
8 ing of sanitary or storm sewage.

9 (b) Drainage works, including all facilities necessary for collecting, pumping and disposing of  
10 storm and surface water.

11 (c) Street lighting works, including all facilities necessary for the lighting of streets and high-  
12 ways.

13 (d) Public parks and recreation facilities, including land, structures, equipment, supplies and  
14 personnel necessary to acquire, develop and maintain such public park and recreation facilities and  
15 to administer a program of supervised recreation services.

16 (e) Diking and flood control works, including all facilities necessary for diking and control of  
17 watercourses.

18 (f) Water supply works and service, including all facilities necessary for tapping natural sources  
19 of domestic and industrial water, treating and protecting the quality of the water and transmitting  
20 it to the point of sale to any person, city, domestic water supply corporation or other public or  
21 private agency for domestic, municipal and industrial water supply service.

22 (g) Solid waste disposal. This paragraph does not apply in Clackamas, Multnomah and  
23 Washington Counties.

24 (h) Public transportation, including public depots, public parking and the motor vehicles and  
25 other equipment necessary for the transportation of persons together with their personal property.

26 (i) Agricultural educational extension services.

27 (j) Emergency medical services, including ambulance services.

28 (k) Library services.

29 (L) Roads.

30 (m) Emergency communications services, including a 9-1-1 emergency reporting system estab-  
31 lished under ORS 403.115.

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (n) Law enforcement services.

2 (o) Human services.

3 (p) Cemetery maintenance.

4 (q) Animal control.

5 **(r) Comprehensive planning for land use and public facilities as authorized under ORS**  
6 **451.555, and implementation of adopted comprehensive plans through the provision of devel-**  
7 **opment review and code enforcement services.**

8 (2) Within the geographical jurisdiction of any local government boundary commission estab-  
9 lished by or pursuant to ORS 199.410 to 199.519, in addition to the purposes described in subsection  
10 (1) of this section, master plans and service districts may be established as provided by this chapter  
11 regarding:

12 (a) Fire prevention and protection.

13 (b) Hospital and ambulance services.

14 (c) Vector control.

15 (d) Weather modification.

16 (3) Within the boundaries of any subdivision, service districts may be established as provided  
17 by this chapter regarding:

18 (a) Fire prevention and protection.

19 (b) Security services provided by contract with an association of homeowners whose property  
20 is located entirely within the boundaries of the service district, which services may include the  
21 enforcement of the rules or regulations of the association dealing with public access to or the use  
22 of the property of the association, routine patrolling and inspection of private areas located within  
23 the jurisdiction of the association and matters of traffic and safety within such areas.

24 (c) Law enforcement services.

25 (d) Hospital and ambulance services.

26 (e) Vector control.

27 (f) Activities set forth in subsection (1)(a), (f), (g), (j) and (m) of this section.

28 (4) As used in subsection (3) of this section, "subdivision" means a subdivision as defined by ORS  
29 92.010 or any contiguous group of such subdivisions that:

30 (a) Is a planned community within the meaning of ORS 94.550 without regard to whether such  
31 subdivision or group of subdivisions is subject to ORS 94.550 to 94.783;

32 (b) Is located entirely within an unincorporated area and is everywhere separated by a distance  
33 of five miles or more from an urban growth boundary described in an acknowledged comprehensive  
34 plan of a city or the urban growth boundary adopted by a metropolitan service district under ORS  
35 268.390 (3); and

36 (c) Prior to the establishment of a service district under subsection (3) of this section, is desig-  
37 nated a subdivision for purposes of this subsection by the governing body of the county in which the  
38 subdivision or group of subdivisions is located.

39 (5) Within the boundaries of Washington County, master plans and service districts may be es-  
40 tablished as provided by this chapter regarding water resource management services that affect the  
41 quality and quantity of water within a single watershed, basin or planning area. As used in this  
42 subsection, "water resource management services" means:

43 (a) Planning for and provision of two or more services or facilities such as sewage works,  
44 drainage works, surface water management, endangered species recovery management, water quality  
45 management, diking and flood control works, river flow management, water supply works,

1 wastewater reuse and irrigation facilities.

2 (b) Activities ancillary to the services and facilities listed in paragraph (a) of this subsection,  
3 including facilities for the production, sale or purchase of energy when such facilities are integrated  
4 in a master plan adopted under ORS 451.120.

5 **SECTION 2.** ORS 451.555 is amended to read:

6 451.555. (1) County service districts [*for the purpose of providing comprehensive planning for land*  
7 *use and public facilities for a district in the county*] may be formed in the manner provided by ORS  
8 451.410 to 451.610 for establishing county service districts for [*other purposes.*] **the purposes of:**

9 **(a) Providing comprehensive planning for land use and public facilities for a district in**  
10 **the county; and**

11 **(b) Implementing adopted comprehensive plans for the district through the provision of**  
12 **development review and code enforcement services.**

13 (2) A district formed to provide comprehensive planning **and implementation of adopted**  
14 **comprehensive plans** may, in accordance with ORS chapter 215, adopt comprehensive plans for  
15 land use and public facilities within the district. The district shall be subject to ORS 451.120 to  
16 451.140, 451.485 and 451.550 to 451.560. The activities of the district may be financed by any method  
17 authorized by ORS 451.490 and 451.520 to 451.547. Plans adopted by the district may be enforced as  
18 provided by ORS 451.130.

19 (3) The district governing body shall appoint an advisory committee of not less than 11 members  
20 who are electors resident in the district or owners of land in the district. The committee shall advise  
21 the governing body in carrying out the provisions of this section. [*It*] **The committee** shall meet  
22 with the governing body at the times and places determined by the committee and governing body  
23 jointly.

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