

CITY OF GARIBALDI
ORDINANCE NO. 292

**AN ORDINANCE DECLARING THAT BLIGHTED
AREAS EXIST WITHIN THE CITY OF GARIBALDI,
RECOGNIZING THE NEED FOR AN URBAN RENEWAL
AGENCY TO FUNCTION IN THE CITY OF GARIBALDI
AND PROVIDING FOR THE EXERCISE OF THE
AGENCY'S POWERS BY THE GARIBALDI URBAN
RENEWAL AGENCY.**

WHEREAS, there exists within the City of Garibaldi, Oregon, blighted areas as defined in ORS 457.010; and

WHEREAS, such blighted areas impair economic values and ad valorem tax revenues; and

WHEREAS, there is a need for an urban renewal agency to function in the City; and

WHEREAS, ORS 457.035 authorizes the creation of a public body corporate and politic to be known as the "Urban Renewal Agency" of the City;
NOW THEREFORE

THE CITY OF GARIBALDI ORDAINS AS FOLLOWS:

Section 1. Declaration of Blight. Pursuant to ORS 457.035, the Garibaldi City Council, hereinafter referred to as "City", hereby finds and declares that blighted areas, as defined in ORS 457.010, exist within the City based upon the findings marked Exhibit "A", attached hereto and incorporated by reference as fully set forth herein.

Section 2. Need. The City declares and recognizes that there is a need for an Urban Renewal Agency to function within the City of Garibaldi.

Section 3. Powers and Limitations. The City further declares, pursuant to ORS 457.045(2), that all of the rights, powers, duties, privileges and immunities granted to and vested in an Urban Renewal Agency by the laws of the State of Oregon shall be exercised by and vested in the Urban Renewal Agency of the

1 -- AN ORDINANCE DECLARING THAT BLIGHTED AREAS EXIST WITHIN THE CITY OF GARIBALDI, RECOGNIZING THE NEED FOR AN URBAN RENEWAL AGENCY TO FUNCTION IN THE CITY OF GARIBALDI AND PROVIDING FOR THE EXERCISE OF THE AGENCY'S POWERS BY THE GARIBALDI URBAN RENEWAL AGENCY.

Exhibit A

Findings on blighting conditions

The City Council finds that there exist within the City of Garibaldi blighting conditions as defined by ORS 457.010(1), and that the City Council is interested in improving conditions in such areas.

The City Council further finds that blighting conditions exist within a study area encompassing the commercial area of Garibaldi, and adjacent areas of public and privately owned land that have potential for producing new development and property values for the City. Blighting conditions in this study area include:

- Vacant and underutilized property and land.
- Inadequate stormwater and sewer capacity
- Lack of streets, curbs, and sidewalks in the area
- Lack of public facilities in the area.
- Evidence of properties in need of assistance in rehabilitation and repair

The City Council finds that urban renewal can help treat blighting conditions in Garibaldi, and that an urban renewal agency therefore should be established.

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City of Garibaldi, provided, however, that any act of the governing body acting as the Urban Renewal Agency shall be and shall be considered, the act of the Urban Renewal Agency only and not of the City Council.

Section 4. Agency Title. The corporate name of the agency created by this ordinance shall be, and said agency shall be known as the "Garibaldi Urban Renewal Agency."

Section 5. Membership. The Garibaldi Urban Renewal Agency shall be comprised of nine members, including the five members of the Garibaldi City Council as it lawfully exists from time to time; and four at-large positions as prescribed in the Agency's by-laws.

Section 6. Savings Clause. If any section of this ordinance is determined to be unconstitutional or otherwise unlawful, the remaining sections of this ordinance shall be severable and shall remain in effect.

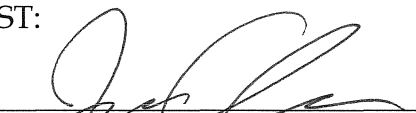
Section 7. Effective Date. This ordinance shall take effect thirty (30) days following its passage by the Council and approval by the Mayor.

Passed by the Common Council and approved by the Mayor of the City of Garibaldi, this 19th day of June, 2006.



Hon. Everett M. Brown, Mayor

ATTEST:



John O'Leary, City Recorder