

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING )  
METRO CODE CHAPTER 7.01 TO REPEAL )  
THE SUNSET DATE FOR ADDITIONAL )  
EXCISE TAX DEDICATED TO REGIONAL )  
PARKS AND GREENSPACES PROGRAMS )

ORDINANCE NO. 04-1037  
Introduced by Council President David Bragdon

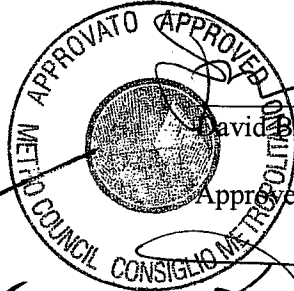
WHEREAS, on March 28, 2002, the Metro Council approved Ordinance No. 02-939A, amending the Metro Excise Tax set forth in Metro Code Chapter 7.01 to provide revenues for Metro's Regional Parks and Greenspaces Programs; and

WHEREAS, the continuation of such funding is necessary to provide financial support for the regional system of parks, natural areas, trails and greenways; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

SECTION 1. Metro Code Section 7.01.024 is repealed.

ADOPTED by the Metro Council this 25<sup>th</sup> day of March 2004.



David Bragdon  
David Bragdon, Council President

Approved as to Form:

ATTEST:

[Signature]  
Recording Secretary

[Signature]  
Daniel B. Cooper, Metro Attorney

## STAFF REPORT

### IN CONSIDERATION OF ORDINANCE NO. 04-1037 FOR THE PURPOSE OF AMENDING METRO CODE CHAPTER 7.01 TO REPEAL THE SUNSET DATE FOR ADDITIONAL EXCISE TAX DEDICATED TO REGIONAL PARKS AND GREENSPACES PROGRAMS

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Date: February 26, 2004

Prepared by Jeff Tucker

## BACKGROUND

On March 28th, 2002, the Metro Council passed Ordinance 02-939A (“For the Purpose of Amending Metro Code Chapter 7.01 to Amend the Metro Excise Tax to Provide Revenue for Metro’s Regional Parks and Greenspaces Programs”). That ordinance provided for funding for Regional Parks and Greenspaces programs by increasing the Excise Tax on solid waste by \$1 per ton and dedicating that funding to the Regional Parks and Greenspaces Department. The ordinance also provided for the additional excise tax to be repealed June 30, 2004.

The \$1 per ton was implemented to maintain existing service levels for Regional Parks and Greenspaces programs without having to deplete of the Department’s limited reserves. Some of these funds were dedicated to the Natural Resources Stewardship program to better manage the open space properties purchased under the 1995 Open Spaces bond measure. Environmental education program resources were redeployed to provide programs and services throughout the region, particularly in Washington and Clackamas counties where such programs were not as widely available. The new resources provided for the continuation of the Regional Trails program beyond the Open Spaces bond measure, and they partially funded the capital renewal and replacement needs of the department.

A permanent funding source for the Regional Parks and Greenspaces programs has not been secured, and continuation of the \$1 per ton will provide necessary support for these programs.

## ANALYSIS/INFORMATION

1. **Known Opposition** None
2. **Legal Antecedents** The Metropolitan Greenspaces Master Plan was adopted by Council through Resolution No 92-1637 (“For the Purpose of Considering Adoption of the Metropolitan Greenspaces Master Plan”). It identified a desired regional greenspaces system. The Regional Framework Plan adopted by Metro through Resolution No. 97-715B (“For the Purpose of Adopting the Regional Framework Plan”) stated Metro, in cooperation with local governments, shall pursue the identification and implementation of a long term, stable funding source to support the planning, acquisition, development, management and maintenance of the regional greenspaces system. Ordinance 02-939A established the \$1 per ton excise tax on solid waste and dedicated it to Regional Parks and Greenspaces programs.
3. **Anticipated Effects** This action will eliminate the expiration of the \$1 per ton excise tax on solid waste dedicated to Regional Parks and Greenspaces programs that is scheduled for June 30, 2004.

4. **Budget Impacts** This action does not authorize any budget authority. It provides for revenues to be allocated through the regular budget process, to be used to balance against authorized expenditures. It is estimated that this action will continue to provide approximately \$1.2 million for the Regional Parks and Greenspaces Department in FY 2004-05.

#### **RECOMMENDED ACTION**

Metro Council President David Bragdon recommends passage of Ordinance No. 04-1037 for the purpose of amending Metro Code Chapter 7.01 to repeal the sunset date for additional excise tax dedicated to Regional Parks and Greenspaces programs.