

ORDINANCE NO. 901

**AN ORDINANCE AMENDING SCAPPOOSE MUNICIPAL CODE TITLE 3,
CHAPTER 3.16, CHECK RETURNED FOR NONPAYMENT.**

WHEREAS, the City of Scappoose handles payments for a variety of reasons; and

WHEREAS, Title 3, Chapter 3.16, of the Scappoose Municipal Code addresses checks returned to the City of Scappoose for nonpayment; and

WHEREAS, since Chapter 3.16 of the Scappoose Municipal Code was enacted, a wide range of other payment types, including e-checks, ACH transfers, and other payment methods, have been developed and widely adopted, and are occasionally returned to the City for nonpayment; and

WHEREAS, such returned nonpayments disrupt City business and require extra staff time and resources to process; and

WHEREAS, the intent of Chapter 3.16 of the Scappoose Municipal Code is to deter the passing of nonpayments to the City and compensate the City of the time and resources necessary to process nonpayments;

**NOW THEREFORE, THE COUNCIL OF THE CITY OF SCAPPOOSE ORDAINS AS
FOLLOWS:**

1. Chapter 3.16 of the Scappoose Municipal Code is hereby amended as indicated in Exhibit A, attached hereto and hereby incorporated by reference, to align the intent of Chapter 3.16 to the current financial context.
2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.
3. This ordinance is effective 30 days after passage.

PASSED AND ADOPTED by the City Council this 20th day of June, 2022, and signed by the Mayor and City Recorder in authentication of its passage.

CITY OF SCAPPOOSE, OREGON

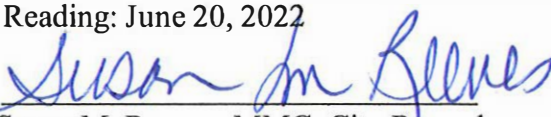


Scott Burge, Mayor

First Reading: June 6, 2022

Second Reading: June 20, 2022

Attest:



Susan M. Reeves, MMC, City Recorder

EXHIBIT A

Chapter 3.16

CHECK RETURNED FOR NONPAYMENT

Sections:

3.16.010 Handling fee for checks returned for nonpayment.

3.16.010 Handling fee for checks returned for nonpayment. A. The city shall assess a handling and administrative charge against all persons delivering to the city checks which, when presented for payment, are returned for non-sufficient funds, no account, account closed, or for any other reason of nonpayment. Such charge shall be set by the city council by resolution.

B. Such charge shall be added to any obligation or other bill due the city. (Ord. 674 §2, 1998)

EXHIBIT B

Chapter 3.16

RETURNED PAYMENTS

Sections:

3.16.010 Handling fee for returned payments.

3.16.010 Handling fee for returned payments. A. The city shall assess a handling and administrative charge against all persons delivering to the city payments, including: cash; checks; "E-Checks" or e-checks or any variant thereof; ACH Payments; or other automated or unautomated payment methods, which, when presented for payment, are returned for non-sufficient funds, no account, account closed, because bills are counterfeit, or for any other reason of nonpayment. Such charge shall be set by the city council by resolution.

B. Such charge shall be added to any obligation or other bill due the city. (Ord. 674 §2, 1998)