

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR COLUMBIA COUNTY, OREGON

In the Matter of Transferring Certain Access )  
Approach Deposits from the County Treasurer's )  
Deposit Fund to the County Road Fund )  
\_\_\_\_\_ )

**ORDER NO. 82 - 2006**

WHEREAS, since April 3, 1991, the County has been collecting \$500.00 deposits to secure construction of access approaches on County and public roads; and

WHEREAS, for permits issued between April 3, 1991, and November 25, 1998, the permittee was to complete construction within 30 days of issuance, or the permittee would forfeit the deposit; and

WHEREAS, for permits issued after November 25, 1998, the permittee was to complete construction within 2 years of issuance, or the permittee would forfeit the deposit; and

WHEREAS, on October 12, 2005, notices were mailed to the following permittees :

William A. Dombrowsky, Jr., Permit No. 4572 issued July 15, 1998  
Gerry and Cindy Godsey, Permit No. 5089 issued May 31, 2001

advising that, since the access approaches had not been constructed within the required 30-day or 2-year period, the access approach permit deposit which they had paid was forfeited; and

WHEREAS, pursuant to the notice, each permittee was given the right to appeal the forfeiture within 30 days from the notice; and

WHEREAS, the permittees appealed the forfeiture within the time given for appeal and a public hearing was held on April 19, 2006; and

WHEREAS, as a result of the hearing, the Board of County Commissioners granted each permittee a 60-day extension of time in which to complete the access approach; and

WHEREAS, notice of said extension was given to the permittees on April 25, 2006, who were also advised that if they failed to construct the access approach within that extension period the deposit would be forfeited without any further action; and

WHEREAS, the 60-day extension expired on or after June 27, 2006, and the permittees have not completed the work.

NOW THEREFORE, IT IS HEREBY ORDERED as follows:

1. The deposits paid by William Dombrowsky and Gary and Cindy Godsey are

hereby forfeited to the County.

2. The amounts forfeited are to be transferred from the Treasurer's Deposit Account to the County Road Fund.

Dated this *18<sup>th</sup>* day of *October*, 2006.

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: \_\_\_\_\_

*Joe Corsiglia*  
Joe Corsiglia, Chair

By: \_\_\_\_\_

*Rita M. Bernhard*  
Rita Bernhard, Commissioner

By: \_\_\_\_\_

*Anthony Hyde*  
Anthony Hyde, Commissioner

Approved as to form

By: \_\_\_\_\_

*John K. Key*  
Office of County Counsel

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