

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of the Abatement of a)
Nuisance Created by the Accumulation) Order No. 104-2007
of Solid Waste on Tax Account No.)
4119-014-001400 by Leland Ebert)

WHEREAS, Fred Brandenfels is the owner of certain property located on Old Portland Road in St. Helens, Oregon, having Tax Account No. 4119-014-001400 (hereinafter, the "property"); and

WHEREAS, Leland Ebert is the contract purchaser and resident of the property; and

WHEREAS, the Columbia County Enforcement Officer has provided the Board of County Commissioners with substantial evidence that there has been an illegal accumulation of solid waste on the property; and

WHEREAS, on April 19, 2007, the Board of Commissioners issued a Notice to Show Cause to Fred Brandenfels and Leland Ebert, notifying them to appear before the Board of County Commissioners on May 2, 2007, and show cause why a nuisance should not be declared to exist on the property; and

WHEREAS, on May 2, 2007, Fred Brandenfels and Leland Ebert failed to appear before the Board of Commissioners as directed; and

WHEREAS, having heard testimony and received substantial evidence to support the declaration that there is an unlawful accumulation of solid waste on the property, the Board voted to declare a nuisance;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. A nuisance is declared to exist on the property located on Old Portland Road in St. Helens, Oregon, having tax account no. 4119-014-01400.

2. The property owner and/or contract purchaser and/or resident shall cause the nuisance to be abated within thirty days of the date of this Order.

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3. If the nuisance is not abated within thirty days of the date of this Order, the Board shall take such further action as is provided by Section 7.04(D) of the Solid Waste Management Ordinance.

DATED this 9th day of May, 2007.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

Approved as to form

By: Sarah Hanson
Office of County Counsel

By: Rita M. Bernhard
Rita Bernhard, Chair

By: not present
Anthony Hyde, Commissioner

By: Joe Corsiglia
Joe Corsiglia, Commissioner