

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Assessing the Costs of the Abatement of the)
Nuisance Created by the Accumulation of Solid Waste on Tax) Resolution No. 146-2007
Lot No. 4119-014-001400 by Leland Ebert)

WHEREAS, Leland Ebert is the contract purchaser and resident of the property located on Old Portland Road in St. Helens, Oregon, having Tax Account No. 4119-014-01400 (hereinafter, the "Property"); and

WHEREAS, pursuant to Order No. 104-2007 a nuisance was declared to exist on the Property; and

WHEREAS, pursuant to Section 7.04 of the Columbia County Solid Waste Management Ordinance, after thirty (30) days of the adoption of Order No. 104-2007 the Board of County Commissioners directed the Enforcement Officer to cause the nuisance to be abated by removing from the Property the solid waste found to be the cause of the nuisance; and

WHEREAS, pursuant to Order 104-2007 the Enforcement Officer caused the nuisance to be abated; and

WHEREAS, the Enforcement Officer thereafter forwarded to Mr. Ebert by certified mail a notice dated September 13, 2007, which is attached hereto as "Attachment A" and is incorporated herein by this reference, stating the total cost of the nuisance abatement and informing Mr. Ebert that the cost would be assessed and become a lien against the Property unless paid within thirty (30) days of the date of the notice, and notifying Mr. Ebert of the ability to file a notice of objection within ten (10) days of the notice; and

WHEREAS, no notice of objection to the cost of the abatement was filed; and

WHEREAS, thirty (30) days have passed since the September 13, 2007 notice was mailed to Mr. Ebert and the costs of abatement have not been paid as required;

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

1. The Statement of Costs in Attachment A is hereby approved, adopted and assessed against the property.
2. The assessment of costs associated with the nuisance abatement at the Property as shown in Attachment A shall be entered in the docket of Columbia County liens, and shall constitute a first lien upon the Property except as to taxes.

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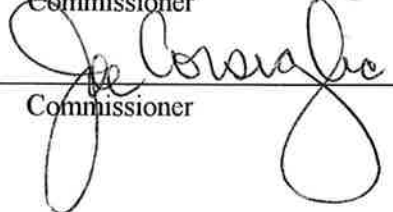
3. The assessment may be collected by any means legally available to the County.

Dated this 7th day of November, 2007.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: 
Chair

By: _____
Commissioner

By: 
Commissioner

Approved as to form

By: 
County Counsel

COLUMBIA COUNTY



OREGON

**DEPARTMENT OF LAND DEVELOPMENT SERVICES
CODE ENFORCEMENT DIVISION**

Columbia County Courthouse, 230 Strand, St. Helens, Oregon 97051
Phone: (503) 397-1501 Fax: (503) 366-3902
Office Hours Mon-Fri 8:30a-5:00p.

Certified Mail# 7003 1010 0004 5415 5677

September 13, 2007

Leland Ebert
56510 Old Portland Road
Warren, Oregon 97053

Re: Solid Waste Abatement
Tax Account: 4119-014-01400
COD2003-00143

COLUMBIA COUNTY
SEP 14 2007
COUNTY COUNSEL

Mr. Ebert,

Columbia County has followed the Columbia County **Solid Waste Ordinance Section 7.04 Abatement of Nuisance** and has with the approval of the Columbia County Board of Commissioners, lawfully abated the property located at 56510 Old Portland Road, Warren, Oregon also known as Columbia County tax account #4119-014-01400. The Columbia County tax records list you as the legal and responsible party for the said property.

You are being notified that if the costs of abatement are not paid within thirty (30) days from the date of notice or from the date of the determination by the Board of the cost to be assessed pursuant to a written statement of objection, an assessment of the costs as stated or as determined by the Board shall be made by resolution and shall thereupon be entered in the docket of County liens created in section 7.04 C. The amount of the charges and expenses when so docketed shall constitute a first lien upon such lands or premises, except as to taxes. In the case of nuisances abated at County expense, when the charges and expenses are not paid and the lien discharged by the owner or occupant of such lands within ninety (90) days from the date the lien is docketed, the County Clerk shall certify the same to the Tax Collector of such county, who shall extend the amount therefore upon the current tax rolls. When so extended, the same shall constitute a valid lien against such premises and shall be collected by the Tax Collector in the same manner as taxes are collected. All liens so certified by the County Clerk to the Tax Collector after September 1st of each year shall be extended on the next roll delivered to the Tax Collector under ORS 311.115.

This is a demand letter requesting that the following expenses and costs be paid for in full, no later than **October 15, 2007 at 5:00 P.M.**

- Waste Management - Containers, Transportation, Disposal and Drop Box Fees
\$10,824.37
- MDM Contracting and Excavation - Clean up of debris, Labor and Equipment
\$3,450.00
- Vehicle Battery Disposal Receipt #49557
\$2.50
- Columbia County Code Enforcement Officer Wages and Benefits Cost 15.0 hours
\$542.85

- **Grand Total \$14,819.72**

The total amount shall be paid to Columbia County Land Development Services, 230 Strand Street, St. Helens, Oregon 97051.

If you have any questions please call Robert Crain at (503) 397-7229.

Sincerely,



Robert Crain
Code Enforcement Officer