

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Transferring Certain Access)
Approach Deposits from the Columbia County) ORDER NO. 48-2009
Treasurer's Deposit Fund to the Columbia)
County Road Fund)

WHEREAS, Columbia County collects deposits to secure construction of access approaches on County and public roads; and

WHEREAS, applicants are to complete construction within two (2) years of permit issuance unless an extension is granted by the Road Department, or the deposit is forfeited; and

WHEREAS, forfeiture notices were mailed to all applicants who had not completed construction within the required time period and any applicable extensions, consistent with the Columbia County Access Approach Ordinance, as amended; and

WHEREAS, pursuant to the mailed notices and the terms of the Columbia County Access Approach Ordinance, as amended, each applicant was given the right to appeal the forfeiture within thirty (30) days from the notice; and

WHEREAS, appeals were filed by the following parties:

1. David Evenson, Permit No. 6076, 74660 Conyers Creek Road Clatskanie, Tax Lot No. 7419-000-00302;
2. Linda Loe and Brad Olsen, Permit Nos. 5764 and 6382, 59303 McLaughlin Ln. St. Helens, Tax Lot No. 4201-000-2303;
3. Peter Verheul, Permit No. 5791, 58029 Pebble Creek Road, Vernonia, Tax Lot No. 4409-000 -1300;
4. Supreme Dream, LLC (Diane Humke/Raymond Steves), Permit No. 5738, 32272 Apple Valley Rd. Scappoose, Tax Lot No. 3202-000-04200;
5. David Loper, Permit No. 5673, 61115 Robinette Rd. Warren, Tax Lot No. 5225-000-03403;
6. Tim Mahar, Permit No. 5184, 10295 Fieldcrest Drive, Birkenfeld, Tax Lot No. 6506-024-00700;
7. Kevin Iverson, Permit No. 5725, 135 N 21st St. Helens, Tax Lot No. 8423-010-00700; and

WHEREAS, on July 1, 2009, after considering the information submitted, the Board of Commissioners voted to grant the appeal of Tim Mahar, Permit No. 5184, 10295 Fieldcrest Drive, Birkenfeld, Tax Lot No. 6506-024-00700; and

WHEREAS, on July 1, 2009, after considering the information submitted, the Board of Commissioners voted to deny the remaining appeals listed above.

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

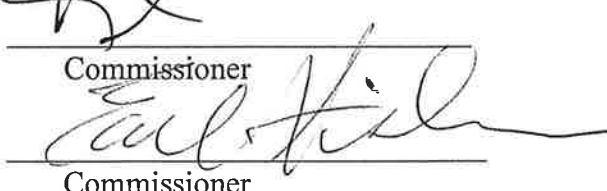
1. The deposit of Tim Mahar, Permit No. 5184, 10295 Fieldcrest Drive, Birkenfeld, Tax Lot No. 6506-024-00700 shall be refunded to the applicant.
2. The deposits of the following parties are hereby forfeited to Columbia County and the funds shall be transferred from the Treasurer's Deposit Account to the Columbia County Road Fund:
 - a. David Evenson, Permit No. 6076, 74660 Conyers Creek Road Clatskanie, Tax Lot No. 7419-000-00302;
 - b. Linda Loe and Brad Olsen, Permit Nos. 5764 and 6382, 59303 McLaughlin Ln. St. Helens, Tax Lot No. 4201-000-2303;
 - c. Peter Verheul, Permit No. 5791, 58029 Pebble Creek Road, Vernonia, Tax Lot No. 4409-000 -1300;
 - d. Supreme Dream, LLC (Diane Humke/Raymond Steves), Permit No. 5738, 32272 Apple Valley Rd. Scappoose, Tax Lot No. 3202-000-04200;
 - e. David Loper, Permit No. 5673, 61115 Robinette Rd. Warren, Tax Lot No. 5225-000-03403;
 - f. Kevin Iverson, Permit No. 5725, 135 N 21st St. Helens, Tax Lot No. 8423-010-00700.

Dated this 15th day of July, 2009.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON


Chair

Commissioner


Commissioner

Approved as to Form

By: 
Office of County Counsel