

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR COLUMBIA COUNTY, OREGON

In the Matter of Releasing a Security Bond)
in the Amount of \$ 24,900 to Columbia Road &)
Driveway, Inc., Scappoose Creek Site) ORDER NO. 82-2000

WHEREAS, on December 23, 1991, Columbia Road and Driveway, Inc. signed a reclamation plan for mining of its Scappoose Creek Surface Mine Site (Operating Permit # 05-0027) on property located at Township 4 North, Range 2 West, Section 27, Tax Lot 900 according to Ordinance No. 90-11, Columbia County Surface Mining Ordinance; and

WHEREAS, Columbia Road and Driveway, Inc. purchased a surety bond in the amount of \$24,900, conditioned upon the faithful performance of the reclamation plan in accordance with Ordinance No. 90-11; and

WHEREAS, on March 27, 2000, Columbia Road and Driveway, Inc, requested release of such surety bond because the site has been reclaimed in conformity with Ordinance 90-11; and

WHEREAS, on May 31, 2000, the Columbia County Surface Mining Administrator recommended to the Board of County Commissioners that said site had been reclaimed according to the reclamation plan, and that such bond should be released subject to three conditions of release which are included in a letter from Carla Cudmore, Columbia County Surface Mining Administrator, to Columbia Road and Driveway, Inc., which is attached hereto as Exhibit A, and is incorporated herein by this reference; and

WHEREAS, on May 31, 2000, the Columbia County Board of Commissioners approved the request for release of the surety bond subject to Columbia Road and Driveway satisfying said conditions of release; and

WHEREAS, the County has completed Condition No. 1, and Columbia Road and Driveway satisfied Conditions No. 2 and No. 3 on August 1, 2000;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. The surety bond in the amount of \$24,900, shall be released to Columbia Road and Driveway, Inc.
2. Staff is directed to deliver said bond with a copy of this Order to Columbia Road and

Driveway, Inc.

Dated this 23rd Day of August, 2000.

Approved as to form

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: Sarah Tjornehoj
Office of County Counsel

By: Jack R. Peterson
Chair

By: Lita M. Jernhard
Commissioner

By: [Signature]
Commissioner

**COLUMBIA COUNTY
LAND DEVELOPMENT SERVICES**

COURTHOUSE
ST. HELENS, OREGON 97051
PHONE (503) 397-1501

Mr. Scott T. Parker
Columbia Road and Driveway, Inc.
Scappoose Sand and Gravel
P.O. Box AF
Scappoose, Oregon 97056

June 28, 2000

RE: Bond Release
Scappoose Creek Site (#05-0027)

Dear Mr. Parker:


I received a call from County Counsel regarding your attempt to have recorded the June 8, 2000 letter regarding the above referenced site. In order to alleviate some of the confusion surrounding the June 8, letter this letter may be recorded in its place. Please be advised that you are responsible for paying the recording fee to record a copy of this letter. In order to record a copy of this letter with the deed records, you need either a copy of the legal description for the tax lot in question or deed record book and page number (s) where it is located.

On May 31, 2000 the Board of Commissioners (BOC) approved your request to release your \$24,000 bond for the Scappoose Creek Site. The BOC approved the release including two recommended conditions of release made by the Surface Mining Administrator (#1 and #2) and added one additional condition for the release (#3).

1. A "parcel tag" for a possible geo-hazard be placed on tax lot 900 which would be triggered by any land use action, on the parcel, that would allow a dwelling on site. The "parcel tag" would alert planners to the fact the site has been mined and of the possibility of rock fall from the highwall.
2. Prior to the bond release the three 5-gallon and one 55-gallon drums must be removed from the site. (COMPLETED)
3. A copy of this letter be recorded in the Columbia County Deed records for the property.

The County will complete Item #1 and you have already completed Item #2 . Once you submit proof of Item #3 to the County, your bond for \$24,900 will be released.

Sincerely,



Carla J. Cudmore
Surface Mining Administrator

cc: file