

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of an Ordinance)
Transferring Jurisdiction over the) ORDINANCE
Establishment of Ways of Necessity)
to Columbia County Circuit Court) NO. 88-1

THE BOARD OF County Commissioners for Columbia County, Oregon ordains as follows:

SECTION 1. AUTHORITY

This ordinance is enacted pursuant to ORS 203.035 and ORS 376.200.

SECTION 2. TITLE

This ordinance shall be known as "Columbia County Ordinance No. 88-1."

SECTION 3. PURPOSE

The purpose of this ordinance is to transfer jurisdiction over the establishment of ways of necessity from the Board of County Commissioners for Columbia County, Oregon to the Columbia County Circuit Court.

SECTION 4. FINDINGS

The Board of County Commissioners of Columbia County finds that:

1. ORS 376.200 provides that a County governing body may adopt an ordinance removing the governing body from jurisdiction over the establishment of ways of necessity, whereupon the Circuit Court would assume jurisdiction.
2. The Board of County Commissioners has determined that ways of necessity proceedings require it to sit in a judicial capacity concerning matters which would be better served by their being in Circuit Court.
3. The Board of County Commissioners finds that it is in the best interest of the citizens of Columbia County that the Circuit Court have jurisdiction over the statutory establishment of ways of necessity.

SECTION 5. ORDAINING CLAUSE

The Board of County Commissioners for Columbia County, Oregon is hereby removed from jurisdiction over the statutory establishment of ways of necessity. The Circuit Court of Columbia County shall have jurisdiction of the statutory establishment of ways of necessity pursuant to ORS 376.200.

SECTION 6.

EMERGENCY

This ordinance being necessary for the immediate preservation of the public peace, health, safety and welfare, an emergency is declared and found to exist, and this ordinance takes effect immediately.

REGULARLY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS FOR COLUMBIA COUNTY, OREGON THIS 20th DAY OF January, 1987.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

Michael J. Dufresne
Chairman

Marie W. Dillon
Commissioner

John R. Peterson
Commissioner

Attest:

Roberta Stubbs
Recording Secretary

First Reading: 1/20/88

Second Reading: 1/20/88

Effective Date: 1/20/88

Approved as to form

John C. G. W.
County Counsel