

TILLAMOOK COUNTY BOARD OF COMMISSIONERS NOTICE OF MEETING AGENDAS

BOARD OF COMMISSIONERS

David Yamamoto, Chair
dyamamoto@co.tillamook.or.us

Erin D. Skaar, Vice-Chair
eskaar@co.tillamook.or.us

Mary Faith Bell, Commissioner
mfbell@co.tillamook.or.us

CONTACT

Tillamook County Courthouse
201 Laurel Avenue
Tillamook, Oregon 97141
503.842.3403
www.co.tillamook.or.us

COMMUNITY UPDATE MEETING

Tuesday, December 20, 2022 at 8:00 a.m.
Teleconference and KTIL-FM at 95.9

BOARD MEETING

Wednesday, December 21, 2022 at 9:00 a.m.
Board of Commissioners' Meeting Room 106
County Courthouse, Teleconference, and Live Video at tctvonline.com

MEETING – 2022-12-21 BOCC MEETING AUDIO.MP4

CALL TO ORDER: Wednesday, December 21, 2022 9:03 a.m.

1. 02:02 Welcome & Request to Sign Guest List
- 02:02 Commissioner Skaar is Acting Chair for Today's Meeting/Commissioner Erin Skaar
2. 02:08 Pledge of Allegiance
3. Public Comment:
05:10 Concern About Repeated Waste Dumping/James Mahannah
07:50 Road Approach Not to Code/Mark Torrence
4. Non-Agenda Items:
10:51 Unscheduled Item Will be Taken After Item #24/Commissioner Erin Skaar

LEGISLATIVE – ADMINISTRATIVE

5. 11:01 Discussion and Consideration of an Out-of-State Travel Request for Josh Brown to Attend the Western States Sheriffs' Association Annual Conference and Training in Reno, Nevada, 3/5/23-3/10/23/Josh Brown, Sheriff

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Vice-Chair signed the travel request.
6. 12:58 Discussion and Consideration of a Memorandum of Agreement with Teamsters Local Union #223 International Brotherhood of Teamsters of Portland, Oregon Regarding Hours of Work and 12 Hour Shift Schedule for the Sheriff's Office/Jodi L. Wilson, Director, Human Resources

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the agreement.
7. 22:24 Discussion and Consideration of an Agreement with AFSCME Local 2734 Union Regarding a 4/10 Work Schedule for the Sheriff's Office/Jodi L. Wilson, Director, Human Resources

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the agreement.

AGENDAS

COMMUNITY UPDATE – 2022-12-20 COMMUNITY UPDATE AUDIO.MP4

CALL TO ORDER: December 20, 2022 8:00 a.m.

1. 00:35 Welcome and Board of Commissioners' Roll Call
2. 01:30 Adventist Health Tillamook
3. 09:27 Coastal Caucus
4. 23:45 Tillamook County Community Health Center
5. 28:10 Nehalem Bay Health Center & Pharmacy
6. 30:01 Tillamook Family Counseling Center
7. 32:02 Sheriff's Office
8. 38:31 Emergency Management
9. 40:41 Board of Commissioners
10. Cities
 - 58:00 Manzanita
 - 1:01:34 Garibaldi
 - 1:02:32 Tillamook
 - 1:08:37 South County

ADJOURN - 9:11 a.m.

MEETING – 2022-12-21 BOCC MEETING AUDIO.MP4

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A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Vice-Chair signed the travel request.
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A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the agreement.
7. 22:24 Discussion and Consideration of an Agreement with AFSCME Local 2734 Union Regarding a 4/10 Work Schedule for the Sheriff's Office/Jodi L. Wilson, Director, Human Resources

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the agreement.

8. 23:14 Discussion and Consideration of a Health Resources & Services Administration HRSA-23-036 Grant Application for the Rural Health Network Development Program/Marlene Putman, Administrator, Health & Human Services Department
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board approved the grant application.
9. 28:40 Discussion and Consideration of Modification #1 to Professional Services Agreement #6200 with RSS Architecture, P.C. for the Tillamook County Health Center 8th Street Annex Addition and Remodel Project/Marlene Putman, Administrator, Health & Human Services Department
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the modification.
10. 30:40 Discussion and Consideration of Modification #1 to Professional Services Agreement #21/22-012 with The Smile Studio for Federally Qualified Health Centers (FQHC) Oregon Health Plan Medicaid and Non-Insured Dental Services/Marlene Putman, Administrator, Health & Human Services Department
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the modification.
11. 34:51 Discussion and Consideration of an Order in the Matter of the Reappointment of a Member to the Tillamook County Road Advisory Committee/Chris Laity, Director, Public Works Department
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-070.
12. 37:54 Discussion and Consideration of Modification #4 to License Agreement #3159 with the Oregon Department of Forestry/Chris Laity, Director, Public Works Department
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the modification.
13. 39:58 Discussion and Consideration of Amendment Number 01 to Intergovernmental Agreement A136-G0092418 with the Oregon Department of Transportation for Right of Way Services for the Dry Creek Bridge and Crystal Creek Bridge (Miami-Foley Road) Tillamook Project/Chris Laity, Director, Public Works Department
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the amendment.

14. 43:04 Discussion and Consideration of a Contract for Goods with Pacifica Piling for the Illingsworth Creek Bridge Foundation Materials Project/Chris Laity, Director, Public Works

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the contract.

15. 45:53 Discussion and Consideration of a Solid Waste Violation at 22250 East Beaver Creek Road, Cloverdale, Tillamook County, Oregon, 3S-9W-16-1200/David McCall, Solid Waste Program Manager, Public Works Department

- 55:49 Progress and Requests Regarding Solid Waste/Warren Scott Hunter

A motion was made by Commissioner Bell and seconded by Commissioner Yamamoto as follows: The Board of County Commissioners, based on information received in accordance with Tillamook County Ordinance 4, Section 9.04 (B), determined that a solid waste violation exists at 22250 East Beaver Creek Road. The property owner is required to abate all materials in the unpermitted road approach, all exposed tires not associated with a vehicle; specifically tires in the overbank area and tires in the right-of-way, and dispose of all materials at a permitted facility within 30 days. If the violation is not abated within 30 days, the Solid Waste Administrator is authorized to proceed according to Section 9.04 (C) and (D) of Ordinance 4. The motion passed with three aye votes.

Vice-Chair Skaar recessed the meeting at 10:54 a.m.

Vice Chair Skaar reconvened the meeting at 11:00 a.m. – 2022-12-21 BOCC MEETING AUDIO.MP4
PART II

16. 00:40 Discussion and Consideration of an Order in the Matter of the Appointment of Justices of the Peace Pro Tem for One Calendar Year, January 1, 2023 Through December 31, 2023/Ryan Connell, Justice of the Peace

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-071.

17. 04:53 Discussion and Consideration of an Order in the Matter of a Notice of Intent to Award a Contract for the Memaloose Boat Ramp Dredging Project/JoAnn Woelfle, Director, Parks Department

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-072.

18. 07:30 Discussion and Consideration of an Order in the Matter of the Appointment of a Budget Officer for Tillamook County for Fiscal Year 2023-2024/Shawn Blanchard, Treasurer

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-073.

19. 08:58 Discussion and Consideration of an Order in the Matter of the Appointment of the County Treasurer as the Solid Waste Service District Budget Officer for Fiscal Year 2023-2024/Shawn Blanchard, Treasurer
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-074.
20. 10:16 Discussion and Consideration of an Order in the Matter of the Appointment of the 4-H & Extension Service Budget Officer for Fiscal Year 2023-2024/Shawn Blanchard, Treasurer
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-075.
21. 11:35 Discussion and Consideration of the Association of Oregon Counties Conference Product Tasting Donation Thank You Letters to the Blue Heron French Cheese Company, Pelican Brewery, Tillamook Creamery, and Werner Gourmet Meat Snacks/Isabel Gilda, Executive Assistant, Board of Commissioners
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the letters.
22. 16:15 Discussion and Consideration of an Order in the Matter of Designating Liaison Responsibilities for the Tillamook County Board of Commissioners for 2023/William K. Sargent, County Counsel
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-076.
23. 19:24 Discussion and Consideration of an Order in the Matter of the Appointment of the Chair and Vice-Chair to the Tillamook County Board of Commissioners for 2023/William K. Sargent, County Counsel
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed Order #22-077.
24. 22:24 Discussion and Consideration of a Letter of Engagement and Standard Terms of Engagement with Peck Rubanoff & Hatfield for Continuing Legal Representation of Tillamook County/Rachel Hagerty, Chief of Staff
- A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Board signed the letter of engagement.

25:35

UNSCHEDULED: Discussion and Consideration of Addendum #1 to the Sale Agreement with Odger Gene Rawe dated November 30, 2022, for Property Located at Township 1S, Range 9W, Section 29, Tax Lot 01000, Tillamook County/Rachel Hagerty, Chief of Staff

A motion was made by Commissioner Bell and seconded by Chair Yamamoto. The motion passed with three aye votes. The Vice-Chair signed the addendum.

25. 33:26

Board Concerns – Non-Agenda Items: There were none.

26. 35:37

Board Announcements

Vice-Chair Skaar recessed the meeting at 11:38 a.m. to go into executive session pursuant to ORS 192.660(2)(d) and ORS 192.660(2)(a).

Vice-Chair Skaar reconvened the meeting at 1:27 p.m. – 2022-12-21 BOCC MEETING AUDIO.MP4 PART III

ADJOURN – 1:27 p.m.

JOIN THE BOARD OF COMMISSIONERS' MEETINGS

The board is committed to community participation and provides opportunity for public attendance during meetings via in-person and teleconference.

- **Community Update Meetings: Tuesdays at 8:00 a.m.**
 - Teleconference: Dial 971-254-3149, Conference ID: 736 023 979#
 - Radio: KTIL-FM at 95.9

- **Board Meetings: Wednesdays at 9:00 a.m.**
 - County Courthouse: Board of Commissioners' Meeting Room 106, 201 Laurel Avenue, Tillamook
 - Teleconference: Dial 971-254-3149, Conference ID: 736 023 979#
 - Live Video: tctvonline.com

MEETING INFORMATION AND RULES

- Matters for discussion and consideration by the board shall be placed on an agenda prepared by the staff and approved by the board chair. Any commissioner may request items on the agenda.
- Public hearings are formal proceedings publicized through a special public notice issued to media and others. Public hearings held by the board are to provide the board an opportunity to hear from the public about a specific topic. Public hearings are therefore different regarding audience participation at board meetings.
- Commissioners shall be addressed by their title followed by their last name.
- Commissioners shall obtain approval from the chair before speaking or asking questions of staff, presenters, and public. As a courtesy, the chair shall allow an opportunity, by the commissioner who has the floor, to ask immediate follow-up questions.
- A majority of the board shall constitute a quorum and be necessary for the transaction of business.
- All board meeting notices are publicized in accordance with public meeting laws.
- All board meetings shall commence with the Pledge of Allegiance.
- The chair will utilize the gavel as needed to maintain order, commence and adjourn meetings, and signal approval of motions.
- The board reserves the right to recess to executive session as may be required at any time during these meetings, pursuant to ORS 192.660(1).
- The courthouse is accessible to persons with disabilities. If special accommodations are needed for persons with hearing visual, or manual impairments who wish to participate in the meeting, contact (503) 842-3403 at least 24 hours prior to the meeting so that the appropriate communications assistance can be arranged.

PUBLIC COMMENT

- Providing public comment is an opportunity for constituents to be heard and express their views to the board.
- The board allows public comment at board meetings during the public comment period designated on the agenda.
- Comments are limited to one per person and per agenda item.
- Comments must be related to the agenda item(s) previously registered to comment on.
- The allotted time for public comments is two minutes per person; this time may not be allotted to another speaker. The chair may, at their sole discretion, further limit or expand the amount of time.
- The public comment opportunity is not a discussion, debate, or dialogue between the speaker and the board, which may or may not respond.
- Members of the public do not have the right to disrupt the meeting; the board may prohibit demonstrations such as booing, hissing, or clapping.
- Remarks containing hate speech, profanity, obscenity, name calling or personal attacks, defamation to a person, people, or organization, or other remarks the board deems inappropriate will not be allowed.
- Failure to follow all rules and procedures may result in not being able to provide public comment and/or being removed from the meeting.

In-Person Procedures

- Sign in before the meeting begins and indicate your desire to provide public comment and which agenda item you would like to comment on. When your name is announced, please come forward to the table placed in front of the dais and for the record, first identify yourself, area of residence, and organization represented, if any.

Virtual Procedures

- Register by sending an email to publiccomments@co.tillamook.or.us by 12:00 p.m. on the Tuesday prior to the board meeting. The email must contain all of the following information:
 - Full name, area of residence, and phone number.
 - Agenda item(s), you wish to comment on.
- Once registered, and before the start of the meeting, board staff will email a Microsoft Teams meeting link.
- When logged in to the meeting you must remain muted with your camera off until your name is called, then you unmute and turn on your camera.
- The chair may require those providing virtual comment to turn on their camera while providing comment or testimony.

Written Procedures

- Written comments may be mailed to 201 Laurel Avenue, Tillamook, Oregon 97141 or emailed to: publiccomments@co.tillamook.or.us.
- Written comments received by 12:00 p.m. on the Tuesday prior to the board meeting will be distributed to the board and posted online. All written comments submitted become part of the permanent public meeting record.

AGENDAS

COMMUNITY UPDATE

CALL TO ORDER: Tuesday, December 20, 2022 8:00 a.m.

1. Welcome and Board of Commissioners' Roll Call
2. Adventist Health Tillamook
3. Coastal Caucus
4. Tillamook County Community Health Center
5. Nehalem Bay Health Center & Pharmacy
6. Tillamook Family Counseling Center
7. Sheriff's Office
8. Emergency Management
9. Board of Commissioners
10. Cities
 - a. Manzanita
 - b. Nehalem
 - c. Wheeler
 - d. Rockaway Beach
 - e. Garibaldi
 - f. Bay City
 - g. Tillamook
 - h. South County

ADJOURN

MEETING

CALL TO ORDER: Wednesday, December 21, 2022 9:00 a.m.

1. Welcome & Request to Sign Guest List
2. Pledge of Allegiance
3. Public Comment
4. Non-Agenda Items

LEGISLATIVE – ADMINISTRATIVE

5. Discussion and Consideration of an Out-of-State Travel Request for Josh Brown to Attend the Western States Sheriffs' Association Annual Conference and Training in Reno, Nevada, 3/5/23-3/10/23/Josh Brown, Sheriff
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7. Discussion and Consideration of an Agreement with AFSCME Local 2734 Union Regarding a 4/10 Work Schedule for the Sheriff's Office/Jodi L. Wilson, Director, Human Resources
8. Discussion and Consideration to Authorize Marlene Putman to Sign a Health Resources & Services Administration HRSA-23-036 Grant Application for the Rural Health Network Development Program/Marlene Putman, Administrator, Health & Human Services Department
9. Discussion and Consideration of Modification #1 to Professional Services Agreement #6200 with RSS Architecture, P.C. for the Tillamook County Health Center 8th Street Annex Addition and Remodel Project/Marlene Putman, Administrator, Health & Human Services Department
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25. Board Concerns – Non-Agenda Items
26. Board Announcements

ADJOURN

OTHER MEETINGS AND ANNOUNCEMENTS

The Local Public Safety Coordinating Council (LPSCC) teleconference scheduled for **Monday, December 19, 2022** at 12:00 p.m. has been **CANCELLED**.

The Commissioners will hold a Board Briefing on **Wednesday, December 21, 2022** at **2:00 p.m.** to discuss weekly Commissioner updates. The meeting will be held in the Board of Commissioners' Meeting Room 106 in the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook, Oregon. The teleconference number is 1-971-254-3149, Conference ID: 736 023 979#.

Christmas Eve and **Christmas Day** are observed holidays for Tillamook County. All County offices in the courthouse will be **CLOSED** on **Friday, December 23, 2022** and **Monday, December 26, 2022**. In addition, the Tillamook County Library, administrative offices in the Jail and Justice Facility, Public Works Department, Community Development Department, Surveyor's Office, and the Health and Human Services Department and clinics will be closed. The State Circuit Court, located in the County Courthouse, will be **OPEN** on **Friday, December 23, 2022** and **CLOSED** on **Monday, December 26, 2022**.

There is **NO** Commissioner's Board meeting scheduled for **Wednesday, December 28, 2022** at **9:00 a.m.** and **NO** Board Briefing scheduled for **Wednesday, December 28, 2022** at **2:00 p.m.**

New Year's Day is an observed holiday for the County and the Oregon State Circuit Court. All County offices in the Tillamook County Courthouse and the Tillamook County Library, administrative offices in the Jail and Justice Facility, Public Works Department, Department of Community Development, Surveyor's Office, the Health and Human Services Department and clinics, and the State Circuit Court will be **CLOSED** on **Monday, January 2, 2023**.

The Commissioners will hold an executive session on **Tuesday, January 3, 2023** at **3:00 p.m.** pursuant to ORS 192.660(2)(i), to conduct a performance evaluation. The executive session will be held at the Courthouse in the Commissioners' Meeting Room 106, 201 Laurel Avenue, Tillamook, Oregon. The executive session is not open to the public.

The Commissioners will attend a fiscal year 2022/2023 budget committee mid-year update on **Friday, January 6, 2023** at **2:00 p.m.** The meeting will be held at the Courthouse in the Commissioners' Meeting Room 106, 201 Laurel Avenue, Tillamook, Oregon. The teleconference number is 1-971-254-3149, Conference ID: 736 023 979#.

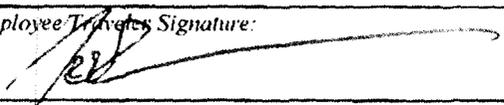
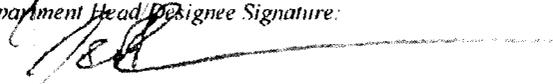
PUBLIC COMMENTS

1. **James Mahannah** – he will be attending online as a guest via computer, and wishes to speak
2. **Mark Torrence** – he will attend online by phone and wishes to speak
3. **Robert Bradley** – acting in capacity of District Fish Biologist for ODFW, doesn't wish to speak unless someone wants him to. He will either attend in person or by phone

PLEASE COMPLETE ALL SECTIONS IN YELLOW. WHERE DOLLAR AMOUNT DOES NOT APPLY LEAVE AT \$0.00
THIS FORM IS FILLABLE. AMOUNTS & TOTALS WILL CALCULATE AUTOMATICALLY

TILLAMOOK COUNTY TRAVEL AUTHORIZATION 07/01/2022-12/31/2022

Please complete this form and obtain required signatures *before* traveling.

1. Name of Employee/Traveler: Josh Brown		2. Date: 12/12/2022	
3. Training Related/Conference (if yes, attach Agenda): <input checked="" type="radio"/> Yes <input type="radio"/> No		4. Airfare/Railfare: Confirmation Number:	
5. Name of Conference or Training: Western States Sheriffs' Association		6. Conference/Training Cost: \$ 204.70	
7. Itinerary: Destination (City, State): Reno, Nevada		8. Lodging Reservation Information:	
Est. Departure Date: 3/5/23 Time: 5:00 am		Hotel Name: Peppermill Reno Resort	
Est. Return Date: 3/10/23 Time: 5:00 pm		Address: 2707 South Virginia Street	
		Reno, NV 89502	
		Phone number: 866-821-9996	
		Confirmation Number: _____	
9. Miscellaneous Expenses: (Identify Specific Expenses: Taxis, Shuttles, Etc.)		10. Lodging Rate:	
a. _____ c. _____		Amount per Night: \$ 110.00	
b. _____ d. _____		Tax per Night: \$ 61.50	
		Total per Night: \$ 171.50	
11. Meals: (Please CHECK which rate you are using in ONE box below)		Number of Nights: x 5	
Daily Meal Rate without receipts (See policy): <input type="checkbox"/>		Total Lodging: \$ 857.50	
CONUS Rate with detailed receipts and accounting: <input type="checkbox"/>		12. Cost of Trip:	
*Daily Rate: _____ *(Standard rate or City Conus Rate)		Airfare/Railfare: \$ 0.00	
		Lodging: \$ 857.50	
		Meal Per Diem: \$ 180.00	
		Personal Car Miles: \$ 0.00	
		Training/Conference Cost: \$ 204.70	
		Miscellaneous: \$ 0.00	
		Total Not To Exceed: \$ 1,242.20	
13. Personal Car Miles		IRS Rate Total	
Total miles round trip: x 0.625		\$ 0.00	
14. Purpose of Trip (Be Specific): To attend the Western States Sheriffs' Association Annual Conference and Training in Reno Nevada 3/5/23-3/10/22. I will be taking a County vehicle.			
15. Approved for Payment:			
Meal Per Diem: \$ 180.00		Transportation: \$ 0.00	
Personal Car Miles: \$ 0.00		Training/Conference: \$ 204.70	
Misc: \$ 0.00		Total \$ 1,242.20	
Lodging: \$ 857.50			
16. Employee/Traveler Signature: 		Date: 12-12-22	
17. Department Head/Designee Signature: 		Date: 12-12-22	
18. Board of Commissioner's Signature (Required for Out-Of-State): 		Date: 12-21-22	

**Western States Sheriffs' Association
Annual Conference and Training
March 5th - March 9th, 2023**

SUNDAY- MARCH 5th, 2023

2:30pm- WSSA Executive Board Meeting

4:30pm - Audit Committee Meeting

5:30pm- Ad Hoc Committee Meeting- Selection of *2022-2023* Sheriff of the year

MONDAY- MARCH 6th, 2023

0800- Opening Session, Posting of Colors- Opening Prayer

Welcome and Introduction- President Brett Schroetlin

Keynote Speaker---TBD

0930 - WSSA Government Affairs/Public Lands Committee Meeting

1300-1500 **WSSA Committee Meetings, Tuscany 5 -6 -11-12**

Jail Committee

Border Security Committee

By-Laws and Resolutions Committee

Nominating Committee

Conference and Training Committee

Retired Sheriffs Committee

State Executive Directors

1300- 1600 -Bureau of Land Management / U.S. Forest Service Law Enforcement Group Meetings

1530-1730 -Border Sheriffs, Then and Now- WSSA Leadership Cadre (Credit toward WSSA Sheriff Academy) **Tuscany**

1800- New Sheriff/Attendee Orientation- **Tuscany**

1900- Presidents Reception and Fallen Deputies Benefit Auction- **(Sponsored by Fight Crime Invest in Kids and First Net by AT&T)**

TUESDAY MARCH 7th, 2023

0645-0800 Breakfast in Vendor Hall

0800-1130- General Session Training - Grand Hall

Phil Chalmers,

**Profiling Teen Killers, School Shooters,
Mass Murderers &
Serial Killers**

BREAKOUT TRAINING/MEETINGS

0830-1130 Detention Administrators/ Staff Training- Tuscany

0800- 1130 Bureau of Land Management/USFS Law Enforcement meetings- Tuscany

0900-1130am RMIN State Directors Meeting- Board Room

1000- 1500pm Off site activities for spouse/significant others (TBD)

1130-1300- LUNCH in EXHIBIT HALL - Sponsor: TBD

1300-1630- General Session Training- Grand Hall

Bryan Lockerby

Leadership and Liability/ Influencing Public Policy

1300-1600- BLM/USFS Meetings

1300-1500-RMIN Directors Meeting

1300-1700- Breakout Sessions

1300- 1700- Contemporary Detention Issues for Sheriffs- NIJO (Credit toward WSSA Sheriffs' Academy) Grand Hall

1300-1500 -History of the Office of Sheriff- WSSA Leadership Cadre- (Credit toward WSSA Sheriffs' Academy) Tuscany

1500-1700 - Public Lands Law Enforcement- WSSA Leadership Cadre (Credit toward WSSA Sheriffs' Academy)

1930- Movie Night- "The Cowboys" with Actor Al Barker Jr. Grand Hall

WEDNESDAY MARCH 8TH, 2023

0645-0830 Breakfast in Exhibit Hall

0830-0945- Business Partner Focus- Exhibit Hall

0900- 1130am Detention Administrators/ Staff training: **Tuscany**

1000- 1130 am- **Opening of WSSA Annual Business Meeting**

Actor, Al Barker Jr.

Co-Star of the 1972 Western/Drama "The Cowboys"

1145-1300- Lunch in Exhibit Hall

1300- 1600- **Continuation of WSSA Annual Business Meeting**

1900- 2300- Business Partner Appreciation social, the Edge Nightclub

THURSDAY MARCH 9TH

GENERAL SESSION TRAINING

8:30-10:30 - **Emergency Management and the Sheriff-** Instructor, Nate Whittington, Emergency Management Director Gilpin Co. Sheriff's Office Colorado- **Tuscany**

11:00-12:00pm- **Northwest Shuttle Presentation**, Washoe County Sheriff's Office

1300-1500 Case study- **TBD**

1500PM- **CONFERENCE CLOSING**

President Sheriff Corey Helton Lea County, New Mexico
Immediate Past President Sheriff Brett Schroetlin Grand County, Colorado



EST. 2008 (MILWAUKEE) 414-271-2173

AllPaid
7820 Innovation Boulevard Suite 250
Indianapolis, IN 46278
24hr. Customer Service #: 888-604-7888

Attendee Registration Payment Confirmation (Ref #: 37090874)

PLC: Western States Sheriffs Association
A0055A 474 Rogers Canyon Road
Laramie, Wyoming 82072
For: Attendee Registration

Date: 12/12/2022 16:31 EST

TRANSACTION INFORMATION

The 2023 conference & trade show will be held at the Peppermill Hotel & Casino in Reno, Nevada. Discounted room blocks at the hotel are open and have a cut off date of January 31, 2023. Make sure to make your room reservations using the group code AWSSA23

Transaction Reference #: 37090874
Transaction Date/Time: 12/12/2022 16:31 EST

This is for Attendee Registration

Please enter the Member information below.

Name: Josh Brown
Title: Sheriff
Office/agency: Tillamook County Sheriff's Office
Mailing Address: 5995 Long Prairie Road
Tillamook, Or 97141
Telephone #: (503)815-3324
Email Address: Jbrown@co.tillamook.or.us
Type Of Registration: Member -\$200.00

If you have not paid annual dues you can pay them here. If you are a Sheriff in AZ, ID, OK, OR, UT, WA, or WY your dues are paid by your State Association.

Please calculate your total and enter it below.

BILLING INFORMATION

Name: Karen Kronoff
Address: 5995 Long Prairie Road
City, State Zip: Tillamook, Or 97141
Phone #: (503)815-3338
Card #: xxxx-xxxx-xxxx-2298

PAYMENT INFORMATION

Approval #:	063153
Payment Amount:	\$200.00
Service Fee:	\$4.70
Total Amount:	\$204.70

The service fee is not refundable.

ATTENTION CARDHOLDER

If you have questions about the processing of your payment, please call AllPaid at 888-604-7888.

Thank you for using AllPaid

ORDER SUMMARY

[View Details](#)

Adults	2	 
Children	0	 
Check-In	Mar 5 th '23	Change
Check-Out	Mar 10 th '23	Dates

[View Taxes/Fees](#)

Total **\$857.50**



[Click here if you are a travel agent.](#)

Peppermill Tower Renovations

Peppermill Tower Room, 1 King Bed, Smoking



SIZE	King	BATHS	SMOKING	ACCESSIBLE
350 sq. ft.	1	1	<u>Yes</u>	<u>Available</u>

- ⊙ Peppermill Tower Renovations
- ⊙ Room Description
- ⊙ Services & Amenities
- ⊙ Similar Rooms



HRSA-23-036
Rural Health Network Development Planning Program
Department of Health and Human Services
Health Resources and Services Administration

GENERAL INFORMATION

Document Type: Grants Notice
Funding Opportunity Number: HRSA-23-036
Funding Opportunity Title: Rural Health Network Development Planning Program
Opportunity Category: Discretionary
Opportunity Category Explanation:
Funding Instrument Type: Grant
Category of Funding Activity: Health
Category Explanation: <https://grants.hrsa.gov/2010/Web2External/Interface/FundingCycle/ExternalView.aspx?CycleID=44ad6ffc-0f99-4d99-9329-e9dd935176fa>
Expected Number of Awards: 20
CFDA Number(s): 93.912 – Rural Health Care Services Outreach, Rural Health Network Development and Small Health Care Provider Quality Improvement
Cost Sharing or Matching Requirement: No

Version: Synopsis 2
Posted Date: Oct 05, 2022
Last Updated Date: Oct 25, 2022
Original Closing Date for Applications: Jan 06, 2023
Current Closing Date for Applications: Jan 06, 2023
Archive Date:
Estimated Total Program Funding: \$2,000,000
Award Ceiling: \$100,000
Award Floor: \$0

ELIGIBILITY

Eligible Applicants:

County governments
For profit organizations other than small businesses
Native American tribal governments (Federally recognized)
Nonprofits having a 501(c)(3) status with the IRS, other than institutions of higher education
City or township governments
Small businesses
Native American tribal organizations (other than Federally recognized tribal governments)
Independent school districts
Others (see text field entitled "Additional Information on Eligibility" for clarification)
State governments
Special district governments

Additional Information on Eligibility: Eligible applicants include domestic public or private, non-profit or for-profit entities. Domestic faith-based and community-based, tribes and tribal organizations are also eligible to apply. The applicant organization may be located in a rural or urban area, but must have demonstrated experience serving, or the capacity to serve, rural underserved populations. The applicant organization must describe in detail their experience and/or capacity to serve rural populations in the Project Abstract section of the application. For more details, see Program Requirements and Expectations.

ADDITIONAL INFORMATION

Agency Name:

Health Resources and Services Administration

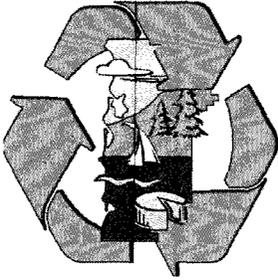
Description:

This notice announces the opportunity to apply for funding under the Rural Health Network Development Planning Program ("Network Planning Grant"). The purpose of the Network Planning Program is to promote the planning and development of integrated health care networks to address the following legislative aims: (i) achieve efficiencies; (ii) expand access to, coordinate, and improve the quality of basic health care services and associated health outcomes; and (iii) strengthen the rural health care system as a whole. This program supports one year of planning and brings together key parts of a rural health care delivery system, particularly those entities that may not have collaborated in the past, to establish and/or improve local capacity in order to strengthen rural community health interventions and enhance care coordination. In addition to funding Network Planning programs through the Regular Network Planning track, in FY 2023 the Federal Office of Rural Health Policy (FORHP) will also offer an option for applicants to select the Advancing Health Equity (AHE) track. In addition to addressing the three legislative aims of the regular Network Planning program, applicants will select only one of these two tracks. AHE applicants will seek to coalesce community stakeholders to focus on addressing health equity needs and improve health outcomes for underserved members of rural communities. The intent of the AHE track is to focus on collaboration between entities to establish or improve local capacity and care coordination among rural Black, Latino, and Indigenous and Native American persons, Asian Americans and Pacific Islanders and other persons of color; members of religious minorities; lesbian, gay, bisexual, transgender, and queer (LGBTQ+) persons; persons with disabilities; and persons otherwise adversely affected by persistent poverty or inequality. The Network Planning program uses the concept of developing networks as a strategy toward linking rural health care network members together to address local challenges, and help rural stakeholders achieve greater collective capacity to overcome challenges related to limited economies of scale for individual hospitals, clinics, or other key rural health care stakeholders. Studies show that integrated health care networks formed in rural communities allow for better resource allocation of both personnel and shared assets to decrease and/or prevent chronic disease, create stronger buy-in, trust and input among stakeholders and community members, improve data sharing, and increase sustainability and longevity of the network. Because of the benefits a network provides, at least 88 percent of past Network Planning award recipients have reported the sustainability of at least some elements of their network activities post-grant.

Link to Additional Information: See Related Documents**Grantor Contact Information:** If you have difficulty accessing the full announcement electronically, please contact:Department of Health and Human Services, Health Resources and Services Administration
nosian@hrsa.gov

Contact Nkem Osian at (301)443-2751 or email nosian@hrsa.gov





Tillamook County
PUBLIC WORKS DEPARTMENT
Department of Solid Waste
Waste Prevention and Recycling



503 Marolf Loop Road
Tillamook, Oregon 97141
PH (503) 815-3975
FAX (503) 842-6473
Email: recycle@co.tillamook.or.us
www.co.tillamook.or.us/solid-waste

Land of Cheese, Trees and Ocean Breeze

November 15, 2022

Staff Report to the Tillamook County Board of Commissioners (BOCC)

RE: Solid Waste Violation at 22250 East Beaver Creek Rd, Cloverdale, Tillamook County, Oregon, 3S-9W-16-1200

In consultation with and on behalf of Chris Laity, P.E., Director of Public Works and Solid Waste Administrator, I hereby request that the Board of County Commissioners hold a hearing on December 21, 2022, during its regular Board meeting, and require that the property owner remove all waste tires from the property and remove the unpermitted road approach, all within a period of fourteen (14) days from the date of the hearing.

The Solid Waste Department received multiple complaints with regard to the improper disposal of solid waste materials at the above-mentioned address. This address has been the subject of multiple code enforcement complaints in previous years; the current issue includes materials from previous disposal activities, as well as recent disposal activities.

According to County records, the owner of this property is Judith DEBREY, mailing address: 22250 East Beaver Creek Rd, Cloverdale, OR 97112. Her son, Warren Scott Hunter, had represented Ms. Debrey on occasion during the proceedings.

When I initially investigated this property on May 12, 2022, I found a significant volume of trash in a pile, as well over one hundred tires that had been stacked and partially filled in what appeared to be an attempt to construct a road approach from East Beaver Creek Rd to this property.

The trash identified in the initial inspection has been removed.

During the course of this investigation, over 150 tires have been identified on this site. Nearly all of these tires are large truck tires. It is unknown how many additional tires are contained in the unpermitted road approach, under significant quantities of rock, asphalt, dirt, and wooden planks. While tires have been moved around on the site, including partial removal from the road approach and the construction of what appears to be a fence, we have not been provided with any documentation that would support a claim that tires were removed and disposed of legally. In fact, we are not sure whether any tires have been removed from the property at all.

An inspection of the site on November 9, 2022, showed that tires can still be seen from beneath the unpermitted road approach, and a line of tires along the western property line contains a number of tires in excess of that allowed without a permit. (The Department of Environmental Quality is the permitting authority for storage of over 100 tires.)



Waste tires pose a significant threat to the environment. If exposed to the sun for extended periods of time, tires can release methane into the air. When exposed to water, they can become breeding ground for mosquitoes. If tires catch on fire, clouds of toxic black smoke is released into the air, carrying with it many of the chemicals used in tire manufacturing. Tires that are set on the ground for extended periods of time can eradicate beneficial soil bacteria, resulting in lost habitat for plants and animals.

Over the past six months, Ms. Debrey and Mr. Hunter have been repeatedly informed of the need to remove the tires from this property to a permitted disposal site, and to submit an application to the Public Works office for a road approach permit. The latest extension of deadlines for this expired on October 22, 2022. The Oregon Department of Environmental Quality also required provision of a waste tire removal plan (by August 1, 2022), as well as the removal of all waste tires from the property (by October 1, 2022). None of these deadlines have been met, and the tires still remain on the property, including some buried in the non-permitted road approach off East Beaver Creek Rd.

The improper storage and disposal of (waste) tires is a threat to the public good and the environment.

Section 9.04 of Tillamook County Ordinance #4, as amended July 15, 2015, states:

Section 9.04. Abatement by County.

If, in the judgment of the Administrator, a solid waste nuisance violation can best be remedied by having Tillamook County, its employees or its agents remove or otherwise abate the violation, then the provisions of this section shall be implemented.

- A. The Administrator may order a person who is in violation of Section 8 of this ordinance to remove, discontinue or otherwise abate the violation.
 - a. An order issued under this section shall:
 - i. Describe the nature and location of the violation;
 - ii. Direct the person to abate the violation within a specified period of time.
 - iii. Explain that a hearing will be held if the violation is not abated.
 - iv. Explain remedies available to the County and the penalties that may be imposed if the person fails or refuses to comply with the order.
- B. If the violation is not abated within the time allowed by Administrator's order, the Board shall hold a hearing.
 - a. Notice of the hearing shall.
 - i. Establish a place, date and time for a hearing to be held if the violation is not abated before the date of the hearing.
 - ii. Include a copy of the Administrator's order.
 - iii. Be given by service under ORS 368.406 to the owner of the land.
 - b. At the hearing the Board shall determine the person responsible for the violation and what must be done to abate the violation.

- c. The owner of the property that is the location of the violation shall be responsible for the abatement unless the owner can establish at the hearing there was no reasonable method for the owner to control or abate the violation. The owner shall be considered responsible for the actions of any tenants or other persons lawfully using the owner's property.
 - d. The Board shall issue an Order for abatement ordering the owner to abate the violation within a time fixed by the Board, which time shall not be less than 10 days.
- B. *[sic]* The Administrator may abate a violation of Section 8 of this Ordinance at any time if any of the following occur:
 - a. The period of time established for abatement by the Board Order passes and the person ordered to abate the violation has not done so within that time.
 - b. If a reasonable attempt to provide service for the hearing has been made and no owner, or person believed responsible for the violation, has been located and served.
 - c. The Administrator determines that the violation creates a substantial risk of damage, injury, health hazard or other emergency condition that requires abatement without delay and without notice of hearing. The administrator is not required to comply with Sections 9.04 (A) and 9.04 (B) of this Ordinance when the Administrator abates a violation under this paragraph.
- C. The Administrator may take any reasonable actions under Section 9.04 to abate the violation. The County and its officers, agents and employees are exempt from liability for any reasonable acts performed under this section, including, but not limited to, any reasonable trespass or conversion of personal property.
- D. If the Administrator performs any acts under Section 9.04 of this Ordinance, the Administrator shall file a written report with the Board. The report shall contain:
 - a. Copies of all correspondence to date concerning this abatement.
 - b. An explanation of the acts performed;
 - c. The reasons for performing the acts described;
 - d. The costs incurred in abating the violation. These costs shall include all costs necessary for the County to provide inspections and to prepare and serve notices and orders; and
 - e. Any other information required by the Board.
- E. Upon receipt of the written report, the Board shall hold a hearing to assess costs for acts performed under Section 9.04(C) of this Ordinance, and to determine persons liable for payment of those costs.
 - a. Notice of the time, place and date for the hearing shall be given by service under ORS 368.406 to:
 - i. The person determined under Section 9.04 (B)(b) of this Ordinance to be in violation; or
 - ii. If no determination of violation has been made under Section 9.04(B)(b) of this Ordinance, to the owner of the land.
 - b. After consideration of matters presented at the hearing, the Board shall issue a Board Order:
 - i. Establishing the costs to be paid;

- ii. Directing the person who the Board determines to be responsible for payment of the costs to pay the costs within the time established by the Board, which shall not be less than 60 days.
 - b. The owner of the property that is the location of the violation shall be responsible for payment unless the owner can establish that there was no reasonable method for the owner to control or abate the violation. The owner shall be considered responsible for the actions of any tenants or other persons lawfully using the owner's property.
 - d. The Board shall provide notice of the results of the hearing to persons ordered to pay costs by service under ORS 368.406.
- F. The Board may recover costs ordered under section 9.04(F) by:
 - a. Bringing an action for recovery of the costs in any court of competent jurisdiction;
or
 - b. If the person ordered to pay costs owns real property within the county, filing a copy of the order with the County Clerk to be entered as a lien upon the real property of that person within the county.
 - c. If a lien is filed under paragraph (b) of this section:
 - i. That lien, when docketed, is prior and superior to all other liens or charges on the property except taxes; and
 - ii. If the costs ordered to be paid are not paid within the time established by the Board in the Board Order, the Board shall cause the lien to be foreclosed as provided in ORS Chapter 87.
 - iii. The Board may increase the Solid Waste budget by the amount of costs recovered or to be recovered under this section.

Thank you,



David McCall
Solid Waste Program Manager

Cc: Chris Laity, P.E., Director of Tillamook County Public Works

Attached:

1. Real Property Assessment Report
2. Letter of May 16, 2022
3. Letter of May 31, 2022
4. Letter from Ms. DeBrey of July 6, 2022
5. Letter from DEQ of July 1, 2022
6. Letter of August 16, 2022
7. Letter from Scott Hunter to DEQ, received September 26, 2022
8. Letter of September 13, 2022
9. Letter of October 6, 2022

TILLAMOOK County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2021

May 12, 2022 5:14:10 pm

Account # 201793	Tax Status ASSESSABLE
Map # 3S09160001200	Acct Status ACTIVE
Code - Tax # 0802-201793	Subtype NORMAL
Legal Descr BEAVER Lot - TRACT 11	
Mailing Name DEBREY, JUDITH J	Deed Reference # See Record
Agent	Sales Date/Price See Record
In Care Of	Appraiser EVA FLETCHER
Mailing Address 22250 E BEAVER CREEK RD CLOVERDALE, OR 97112	Senior Deferral # 00635311616-ACT

Prop Class 401	MA	SA	NH	Unit
RMV Class 401	06	WF	603	9254-1

Situs Address(s)	Situs City
ID# 1 22250 E BEAVER CREEK RD	COUNTY

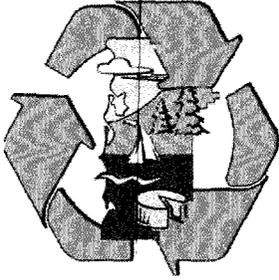
Code Area	RMV	MAV	Value Summary AV	RMV Exception	CPR %
0802	Land	119,680		Land	0
	Impr.	93,480		Impr.	0
Code Area Total		213,160	123,210		0
Grand Total		213,160	123,210		0

Land Breakdown										
Code Area	ID#	RFPD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	Trended RMV
0802					LANDSCAPE - FAIR	100				500
0802	1	<input checked="" type="checkbox"/>		RR-2	Market	100	A	5.00		106,680
0802					OSD - AVERAGE	100				12,500
Grand Total								5.00		119,680

Improvement Breakdown									
Code Area	ID#	Yr Built	Stat Class	Description	TD%	Total Sq. Ft.	Ex% MS Acct #	Trended RMV	
0802	1	1996	121	One story	153	756		93,480	
Grand Total								756	93,480

Exemptions / Special Assessments / Potential Liability						
Code Area	0802					
SPECIAL ASSESSMENTS:						
■ SOLID WASTE		Amount	12.00	Acres	0	Year 2021
FIRE PATROL:						
■ FIRE PATROL SURCHARGE		Amount	47.50			Year 2021
■ FIRE PATROL NORTHWEST		Amount	18.75	Acres	5	Year 2021

Comments: 10/17/08 INPUT INVENTORY. GB 4/5/10 Added to Sr Citizen's Tax Deferral Program. LJO
 12/20/10 - Reappraisal, updated inventory - tabled values, KL.
 10/22/15 Desk Review. Changing heat source from zonal to heat pump, per permit. Netted the minor exception. WH
 12/21/16 Reappraised land; tabled values.ef



Tillamook County
PUBLIC WORKS DEPARTMENT
Department of Solid Waste
Waste Prevention and Recycling



503 Marolf Loop Road
Tillamook, Oregon 97141
PH (503) 815-3975
FAX (503) 842-6473
Email: recycle@co.tillamook.or.us
www.co.tillamook.or.us/solid-waste

Land of Cheese, Trees and Ocean Breeze

May 16, 2022

Case #: 22-24

DeBrey, Judith
22250 East Beaver Creek Rd
Cloverdale, OR 97112

NOTICE OF VIOLATION –

RE: Solid Waste Investigation, Identified as: 22250 East Beaver Creek Rd, Cloverdale, Tillamook County, Oregon, 3S-9W-16-1200

Ms. DeBrey:

In response to multiple complaints, I conducted an investigation of this property at approx. 1:15 pm on Thursday, May 12, 2022. On your property I found a significant volume of trash in a pile, as well as well over one hundred tires that had been stacked and partially filled in what appears to be an attempt to construct a road approach from East Beaver Creek Rd to this property.

The accumulation of solid waste is hazardous to public health and safety and creates a condition of unsightliness, in violation of Tillamook County Solid Waste Ordinance #4, Section 8.01 A.a.

Tillamook County Ordinance #44 conditions by which a road approach must be requested.

Oregon Revised Statue (ORS) 459.715 specifically prohibits the storage of more than 100 waste tires without a waste tire storage site permit, as issued under ORS 459.745.

Therefore, you are required to **remove all tires and articles of solid waste within thirty (30) days** of the date of this letter. If more time is needed and satisfactory progress has been made, more time can be allotted. The failure to adhere to this requirement and remove said items may result in multiple citations, as multiple violations have been determined at this site.

Legal authority

The burying or disposal of solid waste in any manner other than through a disposal site approved by the Tillamook County Board of Commissioners may only be done in accordance with rules promulgated pursuant to ORS Chapter 459, the Oregon Department of Environmental Quality, and Tillamook County Ordinance #4 and rules and

regulations promulgated thereunder. Any other disposal of solid waste shall be considered to be a public nuisance.

The unauthorized disposal of solid waste through burning is hazardous to public and environmental health and safety and violates Tillamook County Solid Waste Ordinance #4, Section 8.02. Section 8.02.B states, "Private households, commercial or industrial businesses shall not burn any solid waste except for **clean wood products**, free from rubber, asphalt, asbestos, insulation or other products which would cause toxic air contamination. All burning shall be in accordance with local fire rules, regulations, and restrictions."

Furthermore, Oregon Administrative Rules (OAR 340-264-0060(3)) state, "No person may cause or allow to be initiated or maintained any open burning of any wet garbage, plastic, asbestos, wire insulation, automobile part, asphalt, petroleum product, petroleum treated material, rubber product, animal remains, or animal or vegetable matter resulting from the handling, preparation, cooking, or service of food or of any other material which normally emits dense smoke or noxious odors."

The only materials that are permitted to be burned in Oregon are untreated wood, paper and natural vegetative materials. The open burning of prohibited material, such as rubber and plastics, creates smoke and noxious odors, which are a nuisance and possible health hazard for the young, the elderly, and those with respiratory diseases. In some instances, toxic levels of chemical exposure can result from open burning of these materials. In addition to causing a localized nuisance, each illegal burn contributes to the cumulative amount of pollution in the atmosphere. Burning prohibited materials can result in serious fines.

All articles of solid waste must be disposed of at an appropriate disposal facility. Violations may result in the issuance of citations, with a potential fine of \$500 (minimum) and \$1,000 per day (maximum). Further violations will be deemed as continued disregard for the requirements set forth by Tillamook County Solid Waste Ordinance #4 and Oregon state law and will be enforced as such.

If you feel that you have received this notice in error, or if we may be of any further assistance please contact me at 503.815.3975, and leave a message if I am not available.

David McCall
Solid Waste Program Manager



Tillamook County
PUBLIC WORKS DEPARTMENT
Department of Solid Waste
Waste Prevention and Recycling



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Tillamook, Oregon 97141
PH (503) 815-3975
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Email: recycle@co.tillamook.or.us
www.co.tillamook.or.us/solid-waste

Land of Cheese, Trees and Ocean Breeze

May 31, 2022

Case #: 22-24

DeBrey, Judith
22250 East Beaver Creek Rd
Cloverdale, OR 97112

NOTICE OF VIOLATION – CONTINUATION & EXTENSION

RE: Solid Waste Investigation, Identified as: 22250 East Beaver Creek Rd, Cloverdale, Tillamook County, Oregon, 3S-9W-16-1200

Ms. DeBrey:

In response to multiple complaints, I conducted an investigation of this property at approx. 1:15 pm on Thursday, May 12, 2022. On your property I found a significant volume of trash in a pile, as well as well over one hundred tires that had been stacked and partially filled in what appears to be an attempt to construct a road approach from East Beaver Creek Rd to this property.

On May 31, 2022, I conducted a follow-up inspection of this property. I found that the debris on the property had been removed or covered up. Some of the tires forming a ramp or road approach had also been covered up with a tarp. Many of the other tires still remained, and were clearly visible.

The accumulation of solid waste is hazardous to public health and safety and creates a condition of unsightliness, in violation of Tillamook County Solid Waste Ordinance #4, Section 8.01 A.a.

Tillamook County Ordinance #44 conditions by which a road approach must be requested.

Oregon Revised Statue (ORS) 459.715 specifically prohibits the storage of more than 100 waste tires without a waste tire storage site permit, as issued under ORS 459.745.

This letter is to inform you that I appreciate the progress you have made, and in recognition of that, I am proactively extending the deadline to **thirty (30) days** of the date of this letter.

Legal authority

The burying or disposal of solid waste in any manner other than through a disposal site approved by the Tillamook County Board of Commissioners may only be done in accordance with rules promulgated pursuant to ORS Chapter 459, the Oregon Department of Environmental Quality, and Tillamook County Ordinance #4 and rules and regulations promulgated thereunder. Any other disposal of solid waste shall be considered to be a public nuisance.

The unauthorized disposal of solid waste through burning is hazardous to public and environmental health and safety and violates Tillamook County Solid Waste Ordinance #4, Section 8.02. Section 8.02.B states, "Private households, commercial or industrial businesses shall not burn any solid waste except for *clean wood products*, free from rubber, asphalt, asbestos, insulation or other products which would cause toxic air contamination. All burning shall be in accordance with local fire rules, regulations, and restrictions."

Furthermore, Oregon Administrative Rules (OAR 340-264-0060(3)) state, "No person may cause or allow to be initiated or maintained any open burning of any wet garbage, plastic, asbestos, wire insulation, automobile part, asphalt, petroleum product, petroleum treated material, rubber product, animal remains, or animal or vegetable matter resulting from the handling, preparation, cooking, or service of food or of any other material which normally emits dense smoke or noxious odors."

The only materials that are permitted to be burned in Oregon are untreated wood, paper and natural vegetative materials. The open burning of prohibited material, such as rubber and plastics, creates smoke and noxious odors, which are a nuisance and possible health hazard for the young, the elderly, and those with respiratory diseases. In some instances, toxic levels of chemical exposure can result from open burning of these materials. In addition to causing a localized nuisance, each illegal burn contributes to the cumulative amount of pollution in the atmosphere. Burning prohibited materials can result in serious fines.

All articles of solid waste must be disposed of at an appropriate disposal facility. Violations may result in the issuance of citations, with a potential fine of \$500 (minimum) and \$1,000 per day (maximum). Further violations will be deemed as continued disregard for the requirements set forth by Tillamook County Solid Waste Ordinance #4 and Oregon state law and will be enforced as such.

If you feel that you have received this notice in error, or if we may be of any further assistance please contact me at 503.815.3975, and leave a message if I am not available.

David McCall
Solid Waste Program Manager



Reduce ♻️ *Reuse* ♻️ *Recycle*
AN EQUAL OPPORTUNITY EMPLOYER

Delay due to illness:

July 6, 2022 re: prior correspondence, etc.
David McCall - Solid Waste Program Manager

Enclosed is the copy of order of the court October 19, 2019. I don't have a computer / Internet. So had to get this organized & was missing letters that you said you sent to Warren Scott Hunter?? You did note in a letter to me, you saw the improvement & granted an extension. Due to my physical & medical issues I've been unable to respond sooner. Let me start with the fact when I 1st spoke to you 5/24/22 on phone you were yelling!! at me in an judgemental tone of voice. Without knowing what all has been involved with this issue. Hope this letter from Judge w/answer some of questions & outcome of Judge's order!! (May I add this) "Spirit Guide" Let me not judge another until I have walked in his moccasins!! ...

That's what you have been doing to me, without knowing all the particulars of this situation. I sincerely hope that we can come to an eventual agreement of sorts & consider all the factors in some of the delays.

Thank You,

Judie DeBrey & family

Due to weather delays of lots of mud & rain & other factors.

P.S. Re some of the times were dropped there without permission at least 3/4's of them twice!!

(See Paragraph 2. Second line) Judge's letter

RECEIVED

JUL 21 2022

TILLAMOOK COUNTY ROAD DEPT



Tillamook County Courthouse
201 Laurel Avenue
Tillamook, OR 97141
(503)842-3416
www.co.tillamook.or.us

October 29, 2019

Judith Debrey
22250 E Beaver Creek Rd
Cloverdale OR 97112

Dep. Jungling TCSO

RE: Docket Number: 19-E-3158 (Waste Violation Co Ord 4 Section 8.01(A)(a)).

This matter came before the court for a trial by affidavit. The court has reviewed the affidavits submitted by both parties and now makes the following findings:

The Defendant had roughly 100 tires on her property. The court shall not consider who or why the tires appeared at the location. The officer received a call on February 5, 2019. The citation was issued on August 6, 2019. The statute of limitations on violations is 6 months. ORS 131.125(8)(c). The court only considers the actions within that 6 month period. The question presented here is whether the act of having the tires violate Co Ord 4.

Co Ord 4, Section 8.01(A)(a) states "no person shall: Deposit, accumulate, store, collect, maintain, or display on private or public property, solid waste that is offensive or hazardous to the health and safety of the public or which creates offensive odors, or a condition of unsightliness." In the current case, the question is whether the defendant stored, on private property, solid waste that creates a condition of unsightliness.

~~Store is not defined by Co Ord. 4. According to the Merriam-Webster dictionary, store, as a verb means 1) lay away, accumulate; 2) furnish, supply; 3) to place or leave in a location (such as a warehouse, library, or computer memory) for preservation or later use or disposal; 4) to provide storage room for, hold. In the present case, the tires were left in a location for later use or disposal. The location was on private property. It was unsightly. Solid waste is defined in Co Ord 4, Section 1.05 as, in part, "discarded or abandoned vehicles or parts thereof..." The list is illustrative, as opposed to exclusive, because it notes that the list is including but not limiting. Under the canon of statutory interpretation *eiusdem generis* (of the same kinds, class, or nature), tires are parts of vehicles, without requiring that the county prove the vehicles are discarded or abandoned. Vehicle parts would be included with this definition of solid waste.~~

Therefore, the court enters a finding of guilty. Under the circumstances, the court will impose fine of \$750. This is now due and payable and a payment plan is available from the court clerk. Defendant must contact the court clerk within 30 days to make payment arrangements.

The defendant has a right to appeal this finding and judgment to the Circuit Court of the State of Oregon for Tillamook County, 201 Laurel Ave, Tillamook OR 97141, by filing a timely notice of appeal within 30 days with the Circuit Court and paying the Circuit Court filing fee of \$281 and \$9 fee to Justice Court for the transcript on appeal.

This letter shall constitute the Order of the Court.

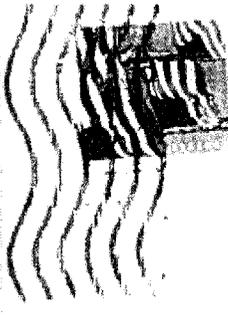
Sincerely,

A handwritten signature in cursive script, appearing to read "Ryan C. Connell".

Hon. Ryan C. Connell
Justice of the Peace



Judith J. Debrey
22250 E Beaver Creek
Rd
Cloverdale, OR 97112

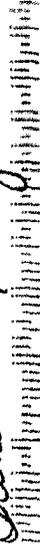


PORTLAND, OR 972

NOV 20 2002 PM 3

Mr. David McCall
Caitlyn Peake (or) Greg Lawson
Dept's. of Solid Waste & Prevention
& Recycling
503 Sharoly Prop Road 97141
Willamook, Oregon

97141-320503





Oregon

Kate Brown, Governor

Department of Environmental Quality

Northwest Region

700 NE Multnomah Street, Suite 600

Portland, OR 97232

503-229-5263

Fax 503-229-6945

TTY 711

CERTIFIED MAIL #7017 0530 0000 7760 6551

July 1, 2022

Warren Scott Hunter
Judith DeBrey
22250 E. Beaver Creek Road
Cloverdale, OR 97112

RE: Pre-Enforcement Notice (PEN) – 2022-PEN-7421
Tillamook

Dear Warren Scott Hunter and Judith DeBrey,

On May 12, 2022, the Oregon Department of Environmental Quality conducted an unannounced inspection of your property located at 22250 E. Beaver Creek Road in Cloverdale, Oregon 97112. Our visit was in response to a verbal request from the Tillamook County Solid Waste Department citing waste tire accumulation and disposal. Previously, DEQ conducted an inspection of your property on March 4, 2019 and issued Warren Scott Hunter a Warning Letter with the Opportunity to Correct (2019-WLOTC-4314) on March 12, 2019.

In 2019, DEQ asked Warren Scott Hunter to stop accepting solid waste and waste tires on your property and to remove all waste tires from your property for proper disposal. During the site visit on May 12, 2022, DEQ observed stacks of waste tires (approximately 100-125) located on your property, adjacent to East Beaver Creek Road. The stacks of waste tires are being buried and covered with broken rubble and asphalt. Waste tires are considered solid waste according to Oregon Administrative Rule, Chapter 340, Division 64 and should be managed appropriately at a permitted facility, not buried. Only permitted facilities can accept waste tires for disposal.

The purpose of this letter is to inform you of violations and concerns found during the inspection so that you can correct them. Based on the results of this site visit, DEQ determined that you are responsible for the following violations of Oregon environmental law. Class I violations are considered to be the most serious violations; Class III violations are the least serious.

Violations:

- 1) OAR 340-064-0015(1): "Except as provided by section (2) of this rule, no person shall establish, operate, maintain or expand a waste tire storage site until the person owning or controlling the waste tire storage site obtains a permit or permit modification/addendum therefor from the Department." Establishing a waste tire disposal site without a permit is a Class I violation pursuant to OAR 340-012-0066(1)(a).

DEQ observed an accumulation of waste tires on your property and burial of waste tires which is illegal disposal of solid waste. Anyone who stores more than 100 waste tires is required to obtain a DEQ waste tire storage permit from DEQ and manage waste tires to prevent environmental or human health impacts. Waste tires that are not stored properly can attract vectors and lead to nuisance conditions. Waste tires can release chemicals into the air, ground, and water becoming a potential threat to human health and the environment.

In addition, DEQ observed a pile of solid waste on the property which is illegal disposal of solid waste

In order to correct or minimize the impacts of the violations cited above, please undertake the following actions:

- 1) **Effective immediately**, refrain from accepting any waste tires or any other solid waste at your property.
- 2) **By August 1, 2022**, provide DEQ a plan to remove all waste tires and all solid waste from your property and take the waste to a DEQ permitted facility authorized to receive waste tires and solid waste for disposal.
- 3) **By October 1, 2022**, remove all waste tires from your property and take them to a DEQ permitted facility. Provide DEQ photo documentation and disposal receipts to account for the disposed material.

Your timely and responsive action on these items will be taken into consideration in any civil penalty assessment issued by DEQ.

You failed to take the corrective action set forth in the Warning Letter with Opportunity to Correct (2019-WLOTC-4314) issued to you on March 12, 2019. DEQ is referring the matter cited in that Warning Letter and this Pre-Enforcement Notice to the DEQ's Office of Compliance and Enforcement for formal enforcement action, which may include assessment of civil penalties and/or issuance of a Department order. A formal enforcement action may include a civil penalty assessment for each day of violation.

If you believe any of the facts in this Pre-Enforcement Notice are in error, you may provide written information to me at the address shown at the top of the letter. The DEQ will consider new information you submit and take appropriate action.

DEQ endeavors to assist you in your compliance efforts. Should you have any questions about the content of this letter, please feel free to contact me in writing or by phone at caitlyn.peake@deq.oregon.gov or 503-229-5562.

Sincerely,

Caitlyn Peake

Caitlyn Peake
Solid Waste Permit & Compliance Specialist
Northwest Region – Portland Office

Enc: Oregon DEQ Northwest Region –Solid Waste Inspection Form

cc: Audrey O'Brien, Environmental Partnerships Section Manager, Northwest Region DEQ
Inez Lawson, Solid Waste Permit & Compliance Specialist, Northwest Region DEQ
David McCall, Program Manager, Tillamook County Solid Waste

Oregon DEQ Northwest Region

Solid Waste Inspection Form



State of Oregon
Department of
Environmental
Quality

Property name: Judith DeBrey

Property address: 22250 E. Beaver Creek Road, Cloverdale, Oregon 97112

Tax lot: #1200

County: Tillamook

Permit No.: Unpermitted

Inspector names: Caitlyn Peake (SW), Inez Lawson (SW)

Inspection date: 05/12/2022

Start Time: 1:15 p.m. **End Time:** 2:00 p.m.

Weather: Rainy, Mid 50s

Inspection Type: Referral Complaint Response

DEQ Solid Waste Inspectors conducted an unannounced drive by site visit of Judith DeBrey's property located at 22250 E. Beaver Creek Road, Cloverdale, Oregon. The visit was in response to a verbal request from the Tillamook County Solid Waste Department.

On arrival at the property, DEQ Solid Waste Inspectors, Caitlyn Peake and Inez Lawson met with Tillamook County Solid Waste Program Manager, David McCall, Tillamook County Road Department Operations Supervisor, Chris Loffelmacher, Tillamook County Road Department Maintenance Equipment Operator II, Chase Dorsel, and Tillamook County Deputy, Jim Hill. David McCall explained the history of the site including a history of complaints from the neighbors. DEQ issued a Warning Letter with the Opportunity to Correct in 2019 to Judith DeBrey's son, Warren Scott Hunter who has been identified as the person accumulating solid waste on the property.

Standing on East Beaver Creek Road facing north, the group viewed the southern edge of Judith DeBrey's property. The property's elevation is approximately 15 to 20 feet lower than the road. There is what appears to be a driveway, partially constructed starting from the road and sloping down towards the property. It is approximately 10 feet wide and more than 20 feet long on the north side. The visible base is constructed from truck waste tires and covered with broken rubble including pieces of asphalt. DEQ inspectors counted approximately 100 to 125 visible waste tires along the edge. Given the width and depth of the construction, there is potential for additional waste tires to be buried under the rubble and asphalt. The Tillamook County Road Department explained their driveway permit process and confirmed that they have not received a permit application to construct a new driveway on the property at the time of the visit. Additionally, a pile of abandoned solid waste and a bulldozer were visible on the property from the road. DEQ inspectors documented what they found and debriefed with the Tillamook County staff to discuss next steps.

On return to the office, DEQ inspectors reviewed the Warning Letter (2019-WLOTC-4314) issued on March 12, 2019, to Warren Scott Hunter. On March 4, 2019, a pile of approximately 100-125 waste was observed on the property. In order to correct the violation, Mr. Hunter was informed to stop accepting any waste tires from disposal on the property and to remove all waste tires from the property by July 1, 2019. Mr. Hunter did not respond to or comply with DEQ's requested corrective action.

Property: Judith DeBrey
Inspection date: 05/12/2022

Map of Judith DeBrey's property at 22250 E. Beaver Creek Road, Cloverdale, Oregon 97112 (tax lot #1200)



View of the partially built driveway and the base of stacked waste tires

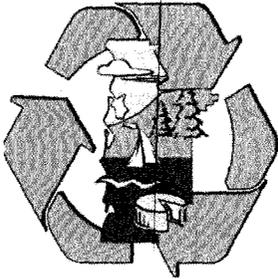


A pile of solid waste and a bulldozer on the property



Truck waste tires stacked on the property





Tillamook County
PUBLIC WORKS DEPARTMENT
Department of Solid Waste
Waste Prevention and Recycling



503 Marolf Loop Road
Tillamook, Oregon 97141
PH (503) 815-3975
FAX (503) 842-6473
Email: recycle@co.tillamook.or.us
www.co.tillamook.or.us/solid-waste

Land of Cheese, Trees and Ocean Breeze

August 16, 2022

Case #: 22-24

DeBrey, Judith
Warren Scott Hunter
22250 East Beaver Creek Rd
Cloverdale, OR 97112

NOTICE OF VIOLATION – FINAL WARNING AND EXTENSION

RE: Solid Waste Investigation, Identified as: 22250 East Beaver Creek Rd, Cloverdale, Tillamook County, Oregon, 3S-9W-16-1200

Ms. DeBrey & Mr. Hunter:

The accumulation of solid waste is hazardous to public health and safety and creates a condition of unsightliness, in violation of Tillamook County Solid Waste Ordinance #4, Section 8.01 A.a.

Tillamook County Ordinance #44 contains the conditions by which a road approach must be requested.

Oregon Revised Statue (ORS) 459.715 specifically prohibits the storage of more than 100 waste tires without a waste tire storage site permit, as issued under ORS 459.745.

In response to multiple complaints, I conducted an investigation of this property at approx. 1:15 pm on Thursday, May 12, 2022. On your property I found a significant volume of trash in a pile, as well as well over one hundred tires that had been stacked and partially filled in what appears to be an attempt to construct a road approach from East Beaver Creek Rd to this property.

On May 31, 2022, I conducted a follow-up inspection of this property. I found that the debris on the property had been removed or covered up. Some of the tires forming a ramp or road approach had also been covered up with a tarp. Many of the other tires still remained, and were clearly visible.

Mr. Hunter visited the Tillamook County Public Works office and obtained a Road Approach permit application, as well as information of the location of the Community Development office, at which building permits may be requested.

In a letter dated July 1, 2022, the Department of Environmental Quality (DEQ) determined that a violation existed on your property, required you to

- 1) immediately refrain from accepting any waste tires or other solid waste,
- 2) provide DEQ a plan by August 1, 2022, for the removal of all solid waste and tires from the property, and
- 3) remove all tires from the property by October 1, 2022, and dispose of them in a permitted facility.

With a letter dated July 6, 2022, you provided me with a copy of a Court Ruling 19-E-3158 dated October 29, 2019, in which the court found you guilty of violating Ordinance #4 through the storage of waste tires on this property. The court's decision does not give you permission to retain the waste tires on the property.

At approximately 1:35 pm on Tuesday, August 9, 2022, I conducted a follow-up investigation of the site. I determined that the articles of solid waste had been removed or covered, but there was no indication that any of the tires had been removed. Moreover, there is clear evidence showing a significant moving of dirt on the property, including covering tires already in place.

A review of submissions shows that to this date:

- no application for a road approach permit has been submitted to the Public Works office, and
- no application for a building permit has been submitted to Community Development, and
- DEQ has not yet received the plan you were required to submit by August 1, 2022.

Based on the above, I am extending the deadline by which **all solid waste and tires must be removed from this property by October 1, 2022**, so that you may come into compliance with both DEQ and Tillamook County requirements.

Legal authority

The burying or disposal of solid waste in any manner other than through a disposal site approved by the Tillamook County Board of Commissioners may only be done in accordance with rules promulgated pursuant to ORS Chapter 459, the Oregon Department of Environmental Quality, and Tillamook County Ordinance #4 and rules and regulations promulgated thereunder. Any other disposal of solid waste shall be considered to be a public nuisance.

The unauthorized disposal of solid waste through burning is hazardous to public and environmental health and safety and violates Tillamook County Solid Waste Ordinance #4, Section 8.02. Section 8.02.B states, "Private households, commercial or industrial businesses shall not burn any solid waste except for **clean wood products**, free from rubber, asphalt, asbestos, insulation or other products which would cause toxic air contamination. All burning shall be in accordance with local fire rules, regulations, and restrictions."

Furthermore, Oregon Administrative Rules (OAR 340-264-0060(3)) state, "No person may cause or allow to be initiated or maintained any open burning of any wet garbage, plastic, asbestos, wire insulation, automobile part, asphalt, petroleum product, petroleum treated material, rubber product, animal remains, or animal or vegetable matter resulting from the handling, preparation, cooking, or service of food or of any other material which normally emits dense smoke or noxious odors."

The only materials that are permitted to be burned in Oregon are untreated wood, paper and natural vegetative materials. The open burning of prohibited material, such as rubber and plastics, creates smoke and noxious odors, which are a nuisance and possible health hazard for the young, the elderly, and those with respiratory diseases. In some instances, toxic levels of chemical exposure can result from open burning of these materials. In addition to causing a localized nuisance, each illegal burn contributes to the cumulative amount of pollution in the atmosphere. Burning prohibited materials can result in serious fines.

All articles of solid waste must be disposed of at an appropriate disposal facility. Violations may result in the issuance of citations, with a potential fine of \$500 (minimum) and \$1,000 per day (maximum). Further violations will be deemed as continued disregard for the requirements set forth by Tillamook County Solid Waste Ordinance #4 and Oregon state law and will be enforced as such.

If you feel that you have received this notice in error, or if we may be of any further assistance please contact me at 503.815.3975, and leave a message if I am not available.

David McCall
Solid Waste Program Manager





Reduce ♻️ **Reuse** ♻️ **Recycle**
AN EQUAL OPPORTUNITY EMPLOYER

THAT'S WHERE YOU CUT A LEAF
PATTERN ON THE SIDE WALL UP TO THE
BAND THEN CUT IT OUT AND REMOVE
THE BAND ON ONE SIDE AND PULL IT
INSIDE OUT. IT MAKES A PLANTING POT
THAT LOOKS LIKE A VASE AND IS
STABLE AND LAST FOREVER. I'VE MADE
THESE FOR A COUPLE MOTELS ALREADY.
I WILL ALSO BE SENDING YOU PICTURES
OF THE BANK AND THE NEW BERRY FORCE
I BUILT WITH THE TIRES. I AM REALLY INTO
FINDING NEW AND CREATIVE WAYS TO UTILIZE
TIRES BECAUSE THEY ARE A GREAT SOURCE OF
STABILITY WHEN PUT TOGETHER RIGHT! I'M
NOT INTO MAKING DUMPSITES!! I'VE MADE
BERRY TREES OUT OF TIRES (WHERE YOU GO FROM
BIG TO SMALL) ~~AND~~ THEY ARE EXCELLENT FOR POTATOES.
YOU JUST STACK ONE AND WHEN YOU SEE IT
GROW A LITTLE YOU STACK ANOTHER ON TOP —

AND FILL WITH DIRT, THEN WHEN EVER YOU WANT POTATOES YOU JUST PULL A ROW OFF. BEST I EVER GOT WAS 4 ROWS IN A SEASON. BUT LOTS OF POTATOES. THE TIRES SOAK UP THE HEAT OF THE SUN AND RADIATE THAT HEAT ALL NIGHT AND THE FRUIT AND VEGETABLES LOVE IT!!

NOW, I KNOW A LOT OF PEOPLE WHO HAVE USED TIRES AS A RETAINING WALL. AND LOTS OF PEOPLE USE THEM AS STEPS AROUND THEIR HOUSE AND ON TRAILS, ESPECIALLY WHEN THEY ARE STEEP. I PERSONALLY LIKE THE LOOK OF TIRES OVER RAILROAD TIES OR CONCRETE OR BIG ROCK CHECKS. YOU FILL THEM WITH GRAVEL AND THEY'RE AS STRONG AS CONCRETE. AS LONG AS THEY ARE USED TASTEFULLY AND PLACED WELL I SEE NO REASON THEY CAN'T BE UTILIZED AS A LANDSCAPING TOOL.

IF YOU CAN GIVE ME A YEAR
TO CLEAN UP AND UTILIZE MY RESOURCES
I BELIEVE YOU WOULD LIKE AND APPROVE
OF MY INNOVATIONS, I DON'T HAVE A
TIRE WITHIN 150' OF THE CREEK. PLUS
I HAVE GOTTEN RID OF ALL DEAD TREES
THAT HAD WIRE OR BIG PATCHES OF
WIRE MISSING. AND IF YOU CHOOSE NOT
TO HEED MY IDEAS THEN I GUESS I
CAN'T COMPLY. BUT I'M
A REAL MAN AND I HAVE NO BROTHERS OR
SIBLINGS I WAS RAISED TO WASTE NOT,
SO I DO THE BEST WITH WHAT
I HAVE TO. THAT YOU LIKE THE FENCE!!
FULL OF STRAWBERRYS RASBERRYS, LOGANS
AND BLACKBERRYS,
THANK YOU FOR YOUR CONSIDERATION
ON THIS PROJECT

Art Hunter







THATS WHERE YOU CUT A LEAF
PATTERN ON THE SIDE WALL UP TO THE
BAND THEN CUT IT OUT AND REMOVE
THE BAND ON ONE SIDE AND REMOVE
INSIDE OUT. IT MAKES A PLANTING POT
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WILL DO THE BEST I CAN TO COMPLY. BUT I'M
A REAL MAN AND I HAVE NO BROTHERS OR
SIBLINGS. I WAS RAISED TO WASTE NOT,
AND DO THE BEST WITH WHAT
I HAVE. DO YOU LIKE THE FENCE?
IT'S FULL OF STRAWBERRYS, RASBERRYS, LOGANS,
AND BLACKBERRYS.
THANK YOU FOR YOUR CONSIDERATION
END THIS PROPOSAL

Art Hunter







PUBLIC WORKS DEPARTMENT



503 Marolf Loop Road
Tillamook, Oregon 97141
Roads (503) 842-3419
Solid Waste (503) 815-3975
FAX (503) 842-6473
Email: pubwks@co.tillamook.or.us
TTY Oregon Relay Service

Land of Cheese, Trees and Ocean Breeze

September 13, 2022

Judith J. Debrey
22250 East Beaver Creek Road
Cloverdale, OR 97112

RE: Unpermitted Road Approach within County Right-of-Way
East Beaver Creek Road, Tillamook County Road #857
T03S R09W SEC. 16 Tax Lot #1200

Dear Judith,

Tillamook County Engineering staff has been informed of construction activity of a road approach at the above-mentioned tax lot within the East Beaver Creek Road right-of-way. Our records show that no permit has been issued for the type of construction work being performed. Tillamook County Ordinances #28 (Utility and Non-Utility ordinance) or Ordinance #44 (Road Approach ordinance) require that a permit be issued for any work within a county right-of-way.



This letter is to inform you to STOP WORK at this location! The materials being used do not meet County standards for road approach construction and are considered solid waste material. The materials used to construct this "road approach" are required to be removed and the right-of-way to be restored to original condition.

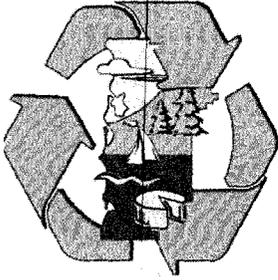
If you have any questions, please feel free to contact or leave a message for Tillamook County Public Works at the above number between the hours of 8:00 a.m. and 4:30 p.m. Monday thru Thursday.

Sincerely,



Gregory A. Cickavage, *LSI*
Engineering Technician II

Cc: Sarah Absher, Department of Community Development, by email
David McCall, Solid Waste Director, by email
Deputy Jim Hill, Tillamook County Sheriff, by email
File



Tillamook County
PUBLIC WORKS DEPARTMENT
Department of Solid Waste
Waste Prevention and Recycling



503 Marolf Loop Road
Tillamook, Oregon 97141
PH (503) 815-3975
FAX (503) 842-6473
Email: recycle@co.tillamook.or.us
www.co.tillamook.or.us/solid-waste

Land of Cheese, Trees and Ocean Breeze

October 6, 2022

Case #: 22-24

DeBrey, Judith
Warren Scott Hunter
22250 East Beaver Creek Rd
Cloverdale, OR 97112

NOTICE OF VIOLATION – FINAL WARNING AND EXTENSION

RE: Solid Waste Investigation, Identified as: 22250 East Beaver Creek Rd, Cloverdale, Tillamook County, Oregon, 3S-9W-16-1200

Ms. DeBrey & Mr. Hunter:

The accumulation of solid waste is hazardous to public health and safety and creates a condition of unsightliness, in violation of Tillamook County Solid Waste Ordinance #4, Section 8.01 A.a.

Tillamook County Ordinance #44 contains the conditions by which a road approach must be requested.

Oregon Revised Statue (ORS) 459.715 specifically prohibits the storage of more than 100 waste tires without a waste tire storage site permit, as issued under ORS 459.745.

In response to multiple complaints, I conducted an investigation of this property at approx. 1:15 pm on Thursday, May 12, 2022. On your property I found a significant volume of trash in a pile, as well as well over one hundred tires that had been stacked and partially filled in what appears to be an attempt to construct a road approach from East Beaver Creek Rd to this property.

On May 31, 2022, I conducted a follow-up inspection of this property. I found that the debris on the property had been removed or covered up. Some of the tires forming a ramp or road approach had also been covered up with a tarp. Many of the other tires still remained, and were clearly visible.

Mr. Hunter visited the Tillamook County Public Works office and obtained a Road Approach permit application, as well as information of the location of the Community Development office, at which building permits may be requested.

In a letter dated July 1, 2022, the Department of Environmental Quality (DEQ) determined that a violation existed on your property, required you to

- 1) immediately refrain from accepting any waste tires or other solid waste,
- 2) provide DEQ a plan by August 1, 2022, for the removal of all solid waste and tires from the property, and
- 3) remove all tires from the property by October 1, 2022, and dispose of them in a permitted facility.

With a letter dated July 6, 2022, you provided me with a copy of a Court Ruling 19-E-3158 dated October 29, 2019, in which the court found you guilty of violating Ordinance #4 through the storage of waste tires on this property. The court's decision does not give you permission to retain the waste tires on the property.

At approximately 1:35 pm on Tuesday, August 9, 2022, I conducted a follow-up investigation of the site. I determined that the articles of solid waste had been removed or covered, but there was no indication that any of the tires had been removed. Moreover, there is clear evidence showing a significant moving of dirt on the property, including covering tires already in place.

At approximately 11:20 am on Thursday, October 6, 2022, I conducted a follow-up investigation of the site, and spoke with Mr. Hunter at the end of the property near East Beaver Creek Rd, where the unpermitted road approach is found. At this time, I confirmed with Mr. Hunter that

- putrescible waste had been removed from the site, and no new such waste was observed, and
- at least 134 truck tires were accumulated along the western side of the property, stack in piles of four, in the form of some type of fence, and
- tires could still be seen at the bottom of the pile.

I agreed to provide a 15-day extension for the deadline for completion of the following:

- **removal of waste tires from the property to a permitted disposal site**, including providing copies of disposal receipts, and
- submission of an application to the Public Works office for a **road approach permit**, including documentation that no tires are contained in the fill.

If you have not complied with the above by October 22, 2022, I will be forced to refer this case to enforcement, including not only a citation under Section 9.02, but also abatement in accordance with Section 9.04 of Ordinance #4.

Legal authority

The burying or disposal of solid waste in any manner other than through a disposal site approved by the Tillamook County Board of Commissioners may only be done in accordance with rules promulgated pursuant to ORS Chapter 459, the Oregon Department of Environmental Quality, and Tillamook County Ordinance #4 and rules and regulations promulgated thereunder. Any other disposal of solid waste shall be considered to be a public nuisance.

The unauthorized disposal of solid waste through burning is hazardous to public and environmental health and safety and violates Tillamook County Solid Waste Ordinance #4, Section 8.02. Section 8.02.B states, "Private households, commercial or industrial businesses shall not burn any solid waste except for **clean wood products**, free from rubber, asphalt, asbestos, insulation or other products which would cause toxic air contamination. All burning shall be in accordance with local fire rules, regulations, and restrictions."

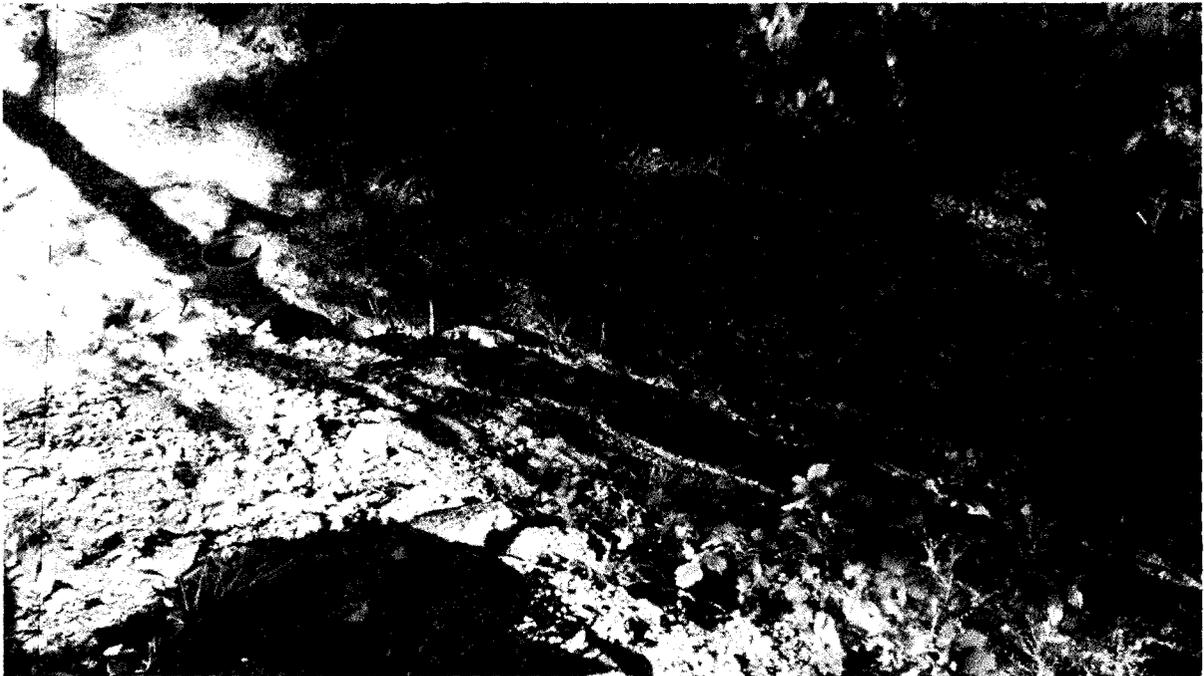
Furthermore, Oregon Administrative Rules (OAR 340-264-0060(3)) state, "No person may cause or allow to be initiated or maintained any open burning of any wet garbage, plastic, asbestos, wire insulation, automobile part, asphalt, petroleum product, petroleum treated material, rubber product, animal remains, or animal or vegetable matter resulting from the handling, preparation, cooking, or service of food or of any other material which normally emits dense smoke or noxious odors."

The only materials that are permitted to be burned in Oregon are untreated wood, paper and natural vegetative materials. The open burning of prohibited material, such as rubber and plastics, creates smoke and noxious odors, which are a nuisance and possible health hazard for the young, the elderly, and those with respiratory diseases. In some instances, toxic levels of chemical exposure can result from open burning of these materials. In addition to causing a localized nuisance, each illegal burn contributes to the cumulative amount of pollution in the atmosphere. Burning prohibited materials can result in serious fines.

All articles of solid waste must be disposed of at an appropriate disposal facility. Violations may result in the issuance of citations, with a potential fine of \$500 (minimum) and \$1,000 per day (maximum). Further violations will be deemed as continued disregard for the requirements set forth by Tillamook County Solid Waste Ordinance #4 and Oregon state law and will be enforced as such.

If you feel that you have received this notice in error, or if we may be of any further assistance please contact me at 503.815.3975, and leave a message if I am not available.

David McCall
Solid Waste Program Manager



Reduce ♻️ *Reuse* ♻️ *Recycle*
AN EQUAL OPPORTUNITY EMPLOYER

From: [BRADLEY Robert * ODFW](#)
To: [Public Comments](#)
Subject: EXTERNAL: BOCC meeting 12-21
Date: Tuesday, December 20, 2022 11:48:18 AM

[**NOTICE:** This message originated outside of Tillamook County -- **DO NOT CLICK** on **links** or open **attachments** unless you are sure the content is safe.]

I would like to attend the BOCC meeting on 12/21/2022 virtually. I am interested in Agenda item 15. I do not necessarily need to provide comment but am willing to if asked by others.

I am asking to attend as a representative of the Oregon Department of Fish and Wildlife for the Tillamook office. Contact information is below. Thank you.

Robert

Robert W. Bradley
District Fish Biologist
Oregon Department of Fish and Wildlife
North Coast Watershed District
4907 Third St
Tillamook, OR 97141
503-842-2741 x18613 (w)
503-842-8385 (fax)

Note new email address as of 4/26/21: Robert.Bradley@odfw.oregon.gov

From: [Mahannah, James](#)
To: [Public Comments](#)
Subject: EXTERNAL: 12/21/22 county commissioners meeting
Date: Tuesday, December 20, 2022 11:37:37 AM

[**NOTICE:** This message originated outside of Tillamook County -- **DO NOT CLICK** on **links** or open **attachments** unless you are sure the content is safe.]

County Commissioners,

I Would like to attend virtually and provide input on item # 15 addressing solid waste violation at 22250 East Beaver Creek Road. Cloverdale , oregon 97112.

My information:

I border the 222050 on both sides of East Beaver Creek and very concerned about the illegal approach , the hundreds of tires used as fill in the road approach and hundreds more tires used as a barrier in stream flood plain.

Appreciate the opportunity .

Thank You,

Jim Mahannah

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Submitted on Tuesday, December 20, 2022 - 11:42am

Submitted values are:

Name: Alan Roos

Email:

Department: Tillamook County Road Department

Question/Comment:

With regards to the Board of Commissioners Meeting tomorrow, December 21st, 2022. Item #15 regarding solid waste disposal violations at 22250 East Beaver Creek Rd. My concern is about the attempted construction of a non permitted road approach . As a farmer and resident of East Beaver Creek for 31 years, I have obtained permits and went through the legal process of putting in at least three different road approaches. I have a 95 acre parcel that I would like to approach in five more places. If what I see happening at 22250 is allowed, I will receive the message that this is okay for me

as well. I would hope not, as I am aware of the safety features that are built into the permitting process. Thank you, sincerely, Bruce Roos and Merry Christmas

From: [REDACTED]
To: [Public Comments](#)
Subject: EXTERNAL: Public comment
Date: Tuesday, December 20, 2022 11:47:45 AM

[NOTICE: This message originated outside of Tillamook County -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Mark Torrence
[REDACTED]

Homeless, illegal lot entry off E Beaver creek Rd.

From: [Walnut Studiolo](#)
To: [Public Comments](#)
Subject: EXTERNAL: Public comment on 12/21/22 meeting Agenda Item 25, Non-Agenda Items
Date: Tuesday, December 20, 2022 12:40:20 PM

[**NOTICE:** This message originated outside of Tillamook County -- **DO NOT CLICK** on **links** or open **attachments** unless you are sure the content is safe.]

My wife and I run a small creative online business in the Nehalem Valley and would be negatively impacted by a rural business license program.

We are opposed to a rural license program by any name.

It didn't go unnoticed that the EDC and the Commission planned for the entire public process for Ordinance #88 to take place during business hours between Thanksgiving and Christmas, a time when almost all business owners are highly distracted.

It also didn't go unnoticed that this proposed policy was written entirely by politicians and elites, operating within their own echo chamber, without input from the business owners themselves.

A County-wide rural business license program is an outrageous and unprecedented overreach. This is not economic development. This is a disproportionate punishment on rural business owners -- the backbone of Tillamook County.

I object to Commissioner Bell and EDC Director Terre Cooper continuing the process of the rural business license. And I am concerned that they are doing so by hand-selecting a work group outside of the public process.

Geoff Franklin
Walnut Studiolo
Original Modern Designs / Handcrafted Leather Goods



Tillamook County Board of Commissioners

201 Laurel Avenue, Tillamook, OR 97141

Phone: 503-842-3403

TTY Oregon Relay Service

David Yamamoto, Chair

Erin D. Skaar, Vice-Chair

Mary Faith Bell, Commissioner

December 21, 2022

Ken Werner
Werner Gourmet Meat Snacks
PO Box 277
Tillamook OR 97141

Dear Ken:

The Tillamook County Board of Commissioners would like to thank you for your very generous donation of products for the Association of Oregon Counties annual conference "Taste of Oregon" event again this year.

At the conference event, all the participating counties in Oregon are given a table to show off the best quality products their county has to offer. There is friendly rivalry about who has the best products. It is a pleasure to share your delicious jerky and promote your products throughout Oregon and beyond.

Thank you again for your generosity and continued support of Tillamook County. It is always a pleasure to help further spread the name of Werner Gourmet Meat Snacks.

Sincerely,

BOARD OF COMMISSIONERS FOR TILLAMOOK COUNTY, OREGON

David Yamamoto, Chair

Erin D. Skaar, Vice-Chair

Mary Faith Bell, Commissioner



Tillamook County Board of Commissioners

201 Laurel Avenue, Tillamook, OR 97141

Phone: 503-842-3403

TTY Oregon Relay Service

David Yamamoto, Chair

Erin D. Skaar, Vice-Chair

Mary Faith Bell, Commissioner

December 21, 2022

Jeff Schons & Mary Jones
Pelican Brewery, Attn: Jim Prinzing
c/o Nestucca Ridge Development
P. O. Box 189
Pacific City, OR 97135

Dear Jeff & Mary:

The Tillamook County Board of Commissioners would like to thank you for your very generous donation of products for the Association of Oregon Counties annual conference "Taste of Oregon" event again this year.

At the conference event, all the participating counties in Oregon are given a table to show off the best quality products their county has to offer. There is friendly rivalry about which county has the best products. Every year we have those who attend tell us the products from the Pelican Brewery are their favorite and are very highly regarded. The new sparkling water products were also very popular.

Thank you for your generosity and continued support of Tillamook County. It is always a pleasure to help further spread the name of Pelican Brewery.

Sincerely,

BOARD OF COMMISSIONERS FOR TILLAMOOK COUNTY, OREGON

David Yamamoto, Chair

Erin D. Skaar, Vice-Chair

Mary Faith Bell, Commissioner



Tillamook County Board of Commissioners

201 Laurel Avenue, Tillamook, OR 97141

Phone: 503-842-3403

TTY Oregon Relay Service

David Yamamoto, Chair

Erin D. Skaar, Vice-Chair

Mary Faith Bell, Commissioner

December 21, 2022

Patrick Criteser
Tillamook Creamery
4185 Highway 101 North
Tillamook OR 97141

Dear Mr. Criteser:

The Tillamook County Board of Commissioners would like to thank you for your very generous donation of cheese products for the Association of Oregon Counties annual conference "Taste of Oregon" event again this year.

At the conference event, all the participating counties in Oregon are given a table to show off the best quality products their county has to offer. There is friendly rivalry about who has the best products. Every year we have those who attend tell us Tillamook cheese is simply the best.

Thank you for your continued support of Tillamook County. It is always a pleasure to help further spread the name of Tillamook cheese.

Sincerely,

BOARD OF COMMISSIONERS FOR TILLAMOOK COUNTY, OREGON

David Yamamoto, Chair

Erin D. Skaar, Vice-Chair

Mary Faith Bell, Commissioner



Tillamook County Board of Commissioners

201 Laurel Avenue, Tillamook, OR 97141

Phone: 503-842-3403

TTY Oregon Relay Service

David Yamamoto, Chair

Erin D. Skaar Vice-Chair

Mary Faith Bell, Commissioner

December 21, 2022

Jessica Pastega Bush
Tony Pastega
Blue Heron French Cheese Company
2001 Blue Heron Road
Tillamook, OR 97141

Dear Jessica and Tony:

The Tillamook County Board of Commissioners would like to thank you for your very generous donation of products for the Association of Oregon Counties annual conference "Taste of Oregon" event again this year.

At the conference event, all the participating counties in Oregon are given a table to show off the best quality products their county has to offer. There is friendly rivalry about who has the best products. We had many people at the event comment how much they enjoyed tasting your entire selection of gourmet dressings and we were very proud to promote your products.

Thank you for your generosity and continued support of Tillamook County. It is always a pleasure to help further spread the name of Blue Heron French Cheese Company and Riverhouse Dressings.

Sincerely,

BOARD OF COMMISSIONERS FOR TILLAMOOK COUNTY, OREGON

A handwritten signature in black ink, appearing to read "David Yamamoto".

David Yamamoto, Chair

A handwritten signature in black ink, appearing to read "Erin D. Skaar".

Erin D. Skaar, Vice-Chair

A handwritten signature in black ink, appearing to read "Mary Faith Bell".

Mary Faith Bell, Commissioner