

THE BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK, OREGON
SITTING AS THE BOARD OF THE SOLID WASTE SERVICE DISTRICT

In the Matter of Assessing Costs for the)	ORDER #23 - <u>029</u>
Abatement of the Solid Waste Violation at)	
22250 East Beaver Creek Road,)	SWSD #23 - <u>010</u>
Cloverdale, Tillamook County, Oregon,)	
3S-9W-16-1200)	

This matter came before the Tillamook County Board of Commissioners, sitting as the governing body of the Solid Waste Service District (SWSD), on May 31, 2023, at the request of David McCall, Tillamook County Solid Waste Program Manager, on behalf of Chris Laity, Solid Waste Administrator.

The Board being fully apprised of the representations of the above-named person, and the records and files herein, finds as follows:

1. At a regularly scheduled Board meeting on December 21, 2022, in accordance with Tillamook County Ordinance #4, Section 9.04, the Board determined that a violation existed at 22250 East Beaver Creek Road, and required the property owner, Judith DeBrey, to abate the violation within thirty (30) days.
2. At a regularly scheduled Board meeting on February 1, 2023, the Board granted the property owner an extension of the deadline for completing the abatement of said violation, subject to weekly requirements during the extension.
3. Because the violation was not abated in accordance with the provisions of the February 1, 2023 decision, the Solid Waste Administrator was authorized to proceed with cleanup and removal operations to abate the violation.
4. The Tillamook County Public Works Department abated the violation between February 21, 2023 and March 2, 2023. As part of the abatement, all materials removed from the site were disposed of at authorized facilities.
5. The Tillamook County Solid Waste Department incurred various costs during the abatement of this violation. Copies of the costs incurred were provided in the staff report submitted to the Board.
6. The Solid Waste Administrator submitted to this Board a description of the work performed and costs incurred in the abatement of this violation.
7. The property owner, Judith DeBrey, was properly notified of the Board meetings, decisions, and costs incurred, all in accordance with Ordinance #4, Section 9.04 and ORS 368.406.
8. The Board finds that the costs incurred were just, fair, reasonable, and sufficient to abate the violation.

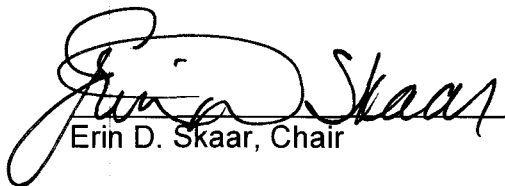
9. The property owner's representative appealed to the Board for a reduction of costs due to the inadvertent removal of some personal items during the abatement process. The Board agrees to a \$2,500.00 credit for said items.

NOW THEREFORE, IT IS HEREBY ORDERED that:

10. Judith DeBrey, as the owner of the property located at 22250 East Beaver Creek Road, Tillamook County, Oregon, 3S-9W-16-1200, is responsible for payment of the costs of \$17,526.04 to the Tillamook County Solid Waste Department by July 31, 2023.
11. If the payment for costs determined above is not made in full by the deadline stated above, the Solid Waste Administrator shall file a copy of this order with the County Clerk to be entered as a lien upon the real property at 22250 East Beaver Creek Road, in accordance with Ordinance #4, Section 9.04.F.b. and c.

DATED this 31st day of May, 2023.


THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON


Erin D. Skaar, Chair

Aye	Nay	Abstain/Absent
✓	_____	_____/____


Mary Faith Bell, Vice-Chair

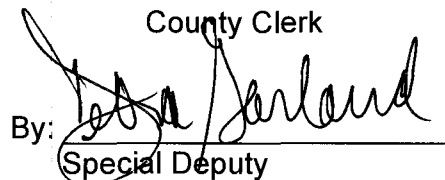
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David Yamamoto, Commissioner

9	_____	_____/____
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ATTEST: Tassi O'Neil
County Clerk

APPROVED AS TO FORM:

By: 
Special Deputy


William K. Sargent, County Counsel

