

FILED

BEFORE THE BOARD OF COUNTY COMMISSIONERS APR 6 4 55 PM 1983
OF TILLAMOOK COUNTY, OREGON

JUNE WAGNER
COUNTY CLERK

An Ordinance Establishing)
a Fee Schedule for Various)
Services and Purposes of)
Tillamook County, and)
Declaring an Emergency)

COUNTY COURT JOURNAL

DEPUTY

TILLAMOOK COUNTY
ORDINANCE NO. 18

The Board of County Commissioners of Tillamook County, Oregon ordains as follows:

Section 1. Title.

This Ordinance shall be known as the Tillamook County Fee Schedule Ordinance.

Section 2. Definitions.

(1) "Page" means one side of a sheet 13½ inches, or less, long and 8½ inches, or less, wide.

(2) "Plat" includes a final map, diagram, drawing, replat or other writing containing all the descriptions, locations, specifications, dedications, provisions and information concerning a subdivision.

Section 3. Fees Charged and Collected By the County Clerk.

The following fees are to be charged and collected by the Tillamook County Clerk prior to accepting the following documents for recording. These fees are in addition to any fees otherwise authorized by state law or county ordinance.

A. Subdivisions.

1. For consideration and approval of a plat by county officials as required in ORS 92.100: \$50.
2. For recording any plat:
 - (a) Plats containing 10 or fewer lots: \$100;
 - (b) Plats containing 11-25 lots: \$150;
 - (c) Plats containing 26-50 lots: \$250;
 - (d) Plats containing 51-100 lots: \$5 per lot;
 - (e) Plats containing over 100 lots: \$500, plus \$5 for each lot over 100.

B. Vacations of County Property.

1. Petitions for vacations filed pursuant to ORS 368.341: \$600. This fee shall be credited according to the following schedule: \$350, County Road Fund; \$250, County General Fund.

C. Other Petitions.

Any other petitions not provided for by this Ordinance or other state law or county ordinance: \$15.

D. Miners' Liens.

1. Except as provided in subsection D.2. below, all documents filed in accordance with ORS Chapter 517; The standard statutory recording fee, as provided by state statute.
2. Certificate of ownership (ORS 517.280): \$20.

E. Public Entities.

Except as provided in ORS 205.400, any public entity or governmental body shall be charged the same fees paid by private parties, as provided in ORS 205.320. Tillamook County shall not be required to pay fees under this section.

F. Liquor License Applications.

For County investigation and recommendation: \$25.

G. Indexing.

For indexing every tract or lot of land in the direct or indirect indexes pursuant to ORS 205.340: \$2.

H. Surveyor's Fees.

For the services of the County Surveyor, as provided in ORS 271.230, for marking a subdivision vacation on the original plat: \$25.

Section 4. Law Library Fees.

It shall be the duty of the trial court clerk to collect in each civil suit, action or proceeding filed in the Circuit Court a law library fee in an amount equal to 40 percent of the filing fee provided by law. This fee shall be collected in the same manner as other fees are collected in the suit, action or proceeding, and is in addition to the other fees provided by law.

This Ordinance shall serve as a resolution under ORS 9.840 declaring that Tillamook County maintains and operates a law library and that Tillamook County has a

population of less than 400,000 persons, according to the latest federal decennial census. The trial court clerk of the Circuit Court shall collect such law library fees and pay them to the County Treasurer within the first ten days of the month following the month in which collected.

Section 5. Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Tillamook County Board of Commissioners hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 6. Repeal of Prior Ordinances.

Ordinance No. 11 is hereby repealed.

Section 7. Emergency.

This Ordinance being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this Ordinance takes effect immediately upon its adoption.

DATE of First Reading: March 23, 1983.

DATE of Second Reading: April 6, 1983.

ADOPTED this 6 day of March, 1983.

APPROVED AS TO FORM

Lynn Rosik
Lynn Rosik, County Counsel

BOARD OF COUNTY COMMISSIONERS
OF TILLAMOOK COUNTY, OREGON

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