

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR THE COUNTY OF TILLAMOOK IN THE STATE OF OREGON

In the Matter of Setting New Fees and)
Increasing Other Fees Collected by)
Tillamook County)

ORDER
#09 - 067

FILED
Jan
SEP - 4 2009
10:10am
TASSI O'NEIL
COUNTY CLERK

This matter came before the Tillamook County Board of Commissioners this 2nd day of September, 2009 at the request of Paul Levesque, Director of Facilities, Fleet and Contracts.

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

1. The service fee currently collected by the County on checks returned for non-sufficient funds (NSF) is not presently adequate to cover the County's cost and expenses for handling such NSF checks and should be increased.
2. On Special District Petitions filed with the County Clerk under ORS Chapter 198, the current fee of Fifteen (\$15) Dollars is not adequate to reimburse the County Clerk's costs associated with voter verifications and related work and the filing fee should be increased to more closely approximate the actual costs.
3. The current Ten (\$10) Dollar fee set by Board Order #03-97 for refunding over-payments, which are made voluntarily and do not result from over-charges or credits applied after payment is received, is presently not adequate for covering Tillamook County's costs for refunding such over-payments and should be increased.
4. House Bill 2436, enacted in 2009, authorizes a Fifteen (\$15) Dollar recording fee to be used for affordable housing. In connection therewith it would be prudent to also collect an additional One (\$1) Dollar for use in support of County Clerk Records as authorized under ORS 205.320(18).
5. The current fee of Three Hundred (\$300) to secure an easement across County-owned property, enacted under Board Order #94-73, is not adequate in some cases to fully compensate the County for the real estate value and should be increased.

NOW THEREFORE,


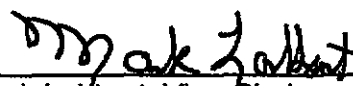

IT IS HEREBY ORDERED as follows:

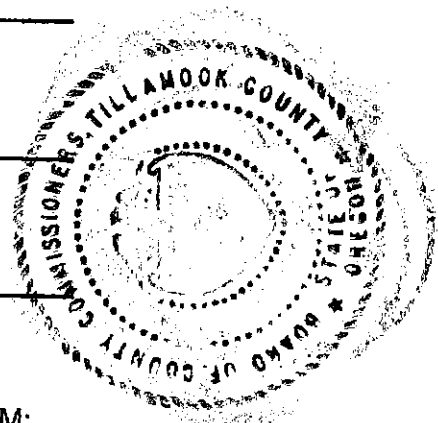
6. The service fee on all checks returned to Tillamook County for non-sufficient funds (NSF) shall be Thirty-Five (\$35) Dollars.
7. The fee for Special District Petitions filed with the Tillamook County Clerk under ORS Chapter 198 shall be Seventy-Five (\$75) Dollars.

8. The fee for refunding over-payments which are made voluntarily and do not result from over-charges or credits applied after payments are received shall be Fifteen (\$15) Dollars.
9. For each Fifteen (\$15) Dollar recording fee collected by the County Clerk for affordable housing as required by House Bill 2436 (2009), the County Clerk shall also collect an additional One (\$1) Dollar as an administrative service fee for use in support of County Clerk records as provided under ORS 205.320(18).
10. The County Clerk shall collect, at the time of recording and in addition to any recording fees, the amount of Six Hundred (\$600) Dollars or the appraised value, whichever is higher, for any easement across County-owned property. This additional fee may be waived by the Board when deemed to be in the best interest of the public or the County.
11. Board Orders #94-73 and #03-97 be and are hereby repealed.
12. The fees set forth in this Order shall become effective at 8:00 a.m. on September 28, 2009.

DATED THIS 2nd DAY OF September 2009.

BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

| | Aye | Nay | Abstain/Absent |
|---|-------------------------------------|--------------------------|--------------------------|
| <u></u> Tim Josi, Chair | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <u></u> Mark Labhart, Vice-Chair | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| <u></u> Charles J. Hurliman, Commissioner | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |



ATTEST: Tassi O'Neil,
County Clerk

APPROVED AS TO FORM:

BY: 
Special Deputy


William K. Sargent, County Counsel