

FILED

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR TILLAMOOK COUNTY, OREGON

SEP 02 1998  
1:55 PM Jo  
JOSEPHINE VELTRI  
COUNTY CLERK

AN ORDINANCE TO ENABLE THE COUNTY )  
SURVEYOR TO WAIVE SURVEY AND MONU- )  
MENTATION REQUIREMENTS OF ORS 92.060(7) )  
FOR PARCELS GREATER THAN 10 ACRES IN SIZE) )  
AND DECLARING AN EMERGENCY. )

ORDINANCE # 53

The Tillamook County Board of Commissioners Ordains as follows:

Section 1. Under the standards set forth in this ordinance, the Tillamook County Surveyor is hereby authorized to waive the requirements of a survey and monumentation of an adjusted property line when both parcels affected are greater than 10 acres.

Section 2. The authority of the County Surveyor to grant the waiver authorized by Section 1 of this ordinance shall be conditioned upon all of the following:

- A. Each of the parcels involved in the proposed property line adjustment shall be greater than 10 acres in size.
- B. The applicant shall pay the required fee which shall be established by order of the Board of Commissioners and reflect the reasonable costs of research, review and administration of the application.
- C. The legal description for the proposed adjustment in boundary line shall be based on information contained within a record survey, deed or other recorded instrument.
- D. The size of the parcels that would result from the proposed boundary line adjustment shall meet the requirements established in the Tillamook County Comprehensive Plan and Land Use Regulations.

Section 3. No waiver shall be granted if the legal description for the proposed adjustment in boundary line is based on record information that is conflicting, uncertain or ambiguous or if the legal description is otherwise unacceptable to the County Surveyor.

Section 4. If any title, section, subsection, phrase, clause, sentence or word of this ordinance shall for any reason be held invalid or unconstitutional by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby and shall remain in full force and effect.

Section 5. This ordinance being necessary for the immediate preservation of the public health, safety and welfare of the citizens of Tillamook County, an emergency is declared to exist and this ordinance will take effect immediately upon passage.

Date of First Reading: 8-12-98  
Date of Second Reading: 9-2-98

ADOPTED this 2nd day of July, 1998.

**THE BOARD OF COMMISSIONERS  
FOR TILLAMOOK COUNTY, OREGON**

Gina Firman  
Gina Firman, Chair

Aye	Nay	Abstain/absent
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Jerry A. Dove  
Jerry A. Dove, Vice Chair

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Sue Cameron  
Sue Cameron, Commissioner

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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ATTEST: Josephine Veltri,  
County Clerk

APPROVED AS TO FORM:

By Mary K. Sargent  
Special Deputy

William K. Sargent  
William K. Sargent,  
County Counsel

