

FILED

JAN 26 2017
TASSI O'NEIL
COUNTY CLERK
01:09 A
[Signature]

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

COUNTY COURT JOURNAL

In the Matter of the Formation)
of the Pacific City-Neskowin)
Sheriff's Enhanced Patrol District)
)

ORDER #17-003

This matter came before the Board on the 11th day of January, 2017 at a regular meeting of the Tillamook Board of County Commissioners, at which time it appears that on December 7, 2016 the Board entered Order #16-053 on its own motion declaring its intention to initiate the formation of a law enforcement district pursuant to provisions of ORS 451.010(1)(n), and calling a public hearing. Having heard the testimony of witnesses and examined the exhibits presented as part of the public hearing held this date, and based on the records and files herein, the Board finds as follows:

1. The Board of Commissioners has initiated the formation of a law enforcement district pursuant to the provisions of ORS Chapter 451 to be located entirely within the boundaries of Tillamook County.
2. The name of the proposed law enforcement district shall be the Pacific City-Neskowin Sheriff's Enhanced Patrol District.
3. Pursuant to ORS 451.485 the Board shall be the governing body of the Pacific City-Neskowin Sheriff's Enhanced Patrol District.
4. The boundaries of the proposed law enforcement district shall be that portion of Tillamook County lying within the boundaries of the Pacific City Joint Water-Sanitary Authority and the Neskowin Regional Water District, as more particularly described in the attached Exhibit A, incorporated herein by reference, and as also depicted in the attached Exhibit B, incorporated herein by reference.
5. Pursuant to said Order #16-053 a public hearing was held on January 11, 2017 at which time testimony was received as to whether an election should be called on the proposed formation of said district and whether a permanent property tax rate should be established for said district in the amount of \$0.58 per \$1,000 assessed value.
6. Public notice of the January 11, 2017 hearing was given by publishing the notice of public hearing. The affidavit of publication for the notice of public hearing is attached as Exhibit C, incorporated herein by reference.
7. Additional notice of public hearing was made by posting a notice of hearing in six public places in the vicinity of the proposed formation and at the county

courthouse. The affidavit of Susan Corbisiero as to the posting of public hearing is attached as Exhibit D, incorporated herein by reference.

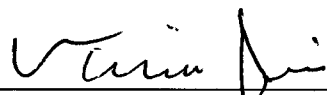
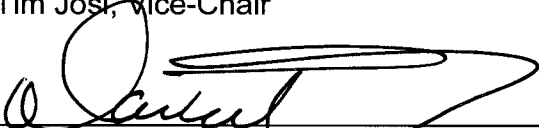
8. The Board of Commissioners has jurisdiction over this matter pursuant to ORS 198.705 to 198.955 and ORS 451.435(1).

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

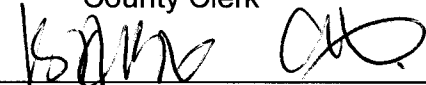
9. The Board of Commissioners approves the formation of a law enforcement district pursuant to the provisions of ORS Chapter 451; and
10. The name of the proposed district shall be the Pacific City-Neskowin Sheriff's Enhanced Patrol District; and
11. Pursuant ORS 198.810, public notice be given that the second and final public hearing shall be held on Wednesday, February 1st, 2017 at the hour of 10:30 a.m. in Commissioners' Meeting Room A of the Tillamook County Courthouse, 201 Laurel Avenue, Tillamook, Oregon; and
12. It is the intention of the Board to call for a formation election for such district, including an election to create a permanent property tax rate of \$0.58 per \$1,000 assessed value.

DATED this 11th day of January, 2017.

THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

| | Aye | Nay | Abstain/Absent |
|---|-----|-----|----------------|
| <hr/> Bill Baertlein, Chair | — | — | — / ✓ |
|  <hr/> Tim Josi, Vice-Chair | ✓ | — | — / — |
|  <hr/> David Yamamoto, Commissioner | — | — | — / — |

ATTEST: Tassi O'Neil
County Clerk

By: 
Isabel Gilda, Special Deputy

APPROVED AS TO FORM:


William K. Sargent, County Counsel

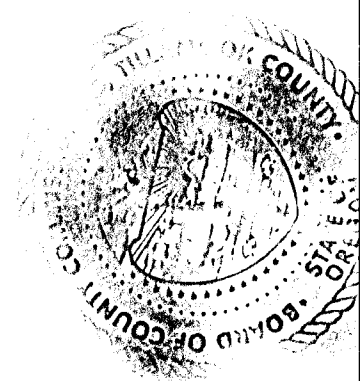


EXHIBIT A

Legal Description for the
Pacific City-Neskowin Joint Sheriff's Enhanced Patrol District.

All that property located within the Pacific City Joint Water-Sanitary Authority and the Neskowin Regional Water District, as set forth below.

Pacific City Joint Water-Sanitary Authority

1998 Formation

Beginning at the intersection of the ordinary high tide line and the South line of Section 13, Township 4 South Range 11 West Willamette Meridian, Tillamook County.

Thence East 440' more or less to the SW corner Lot 2 Block 3 Haystack Heights, said corner also being the 1/16 corner;

thence N0°19'E 2640' more or less to the East/West mid Section line Section 13;

thence East along the mid section line to the E1/4 Corner Section 13;

thence S0°13'W 2641.28' to the SE corner Section 13;

thence S0°13'W 1805.71' to the NW corner Gov't Lot 18, Section 19, T4S R10W.W.M.;

thence East along the north line Gov't Lot 18 to the NE corner of said Lot 18;

thence South 435.60' along the East line to the SE corner of Gov't Lot 18;

thence East 50.04' to the NE Cor. Gov't Lot 16;

thence South 400.01' along the East line Gov't Lot 16 to the SE corner;

thence East along the South line Gov't Lot 17 and 14 to a point 400' west of the North /South Mid section line Section 19 T4S R10W. W.M.;

thence North parallel to and 400' West of the mid section line to a point on the North line Section 19;

thence North 400' parallel to and 400' West of the mid section line to a point in Section 18;

thence East 400' to the mid section line Section 18;

thence South 400' to the S1/4 cor. Section 18;

thence East 115' more or less to a point 125' Northerly from the Northerly right-of-way line of the Sandlake to Cloverdale County Road;

thence Southerly, parallel with and 125' northerly from said northerly right-of-way line to the East line of NW1/4NE1/4;

thence South along the East line of NW1/4NE1/4 and Gov't Lot 12 extended to the South bank of the Big Nestucca River;

thence Southeasterly along the South bank of the Big Nestucca River to a point South 3036.27' and East 1923.47' from the N1/4 Section 19;

thence West 60' to the West right-of-way line Pacific City to Cloverdale County Road, (Resort Drive);

thence Northwesterly and Southwesterly along the west right-of-way line of Pacific City to Cloverdale County Road to a point S58°30'E 50' from the NE corner Block 20, Malaney's Addition to Ocean Park;

thence S59°13'E 1460' to a point;

thence S17°30'E 320' more or less;

thence S72°03'36"E 1308.49' to a iron rod at the southeasterly corner of a tract of land described in Book 111, page 57, Deed records for Tillamook County; said point also being on the centerline of Pacific City to Cloverdale County Road (Resort Drive);

thence S13°16'00"E , along said apparent centerline of County Road , 60' to the intersection with the South right-of-line extended of Reddekopp County Road;

thence West along the south right-of-way line 200';

thence S69°04'35"W 121.62' along the south right-of-way line;

thence S10°37'50"E 662.03' to the SE corner of a parcel of land described in Book 290, Page 522, Deed Records for Tillamook County; said SE corner being on the Section line common to Sections 19 and 30;

thence S88°42'00"E 432' more or less along the Section line to the ordinary high water of the Big Nestucca River;

thence Southeasterly and upstream along the ordinary high water, a distance of 350' more or less to the south property line as described in Book 218, page 609, Deed Records for Tillamook County ;

thence S46°00'00"W 1299' to a point on the West line of NE1/4NE1/4 Section 30.;

thence S00°01'14"E 197.35' to the SW corner of said NE1/4NE1/4;

thence S89°15'52"E 1328.82' along the North line of SE1/4NE1/4 to the NE corner;

thence S00°16'10"E 1321.88' along the East line of said SE1/4 NE1/4 to the SE corner;

thence S00°22'44"W 480' along the Section line common to Sections 29 and 30;

thence N89°37'16"W 140';

thence N00°22'44"E 120' parallel with the Section line;

thence S89°37'16"E 125';

thence N00°22'44"E , parallel with and 15' Westerly from the Section line 360' to a point on the North line of NE1/4SE1/4;

thence N89°49'28"W 1319.47' to the NW corner of NE1/4SE1/4 Section 30;

thence S00°06'14"E 1307' more or less to the SW corner of NE1/4SE1/4;

thence South along the East Line of Gov't Lot 6 to the SE corner of said lot;

thence South along the East Line Gov't Lot 7, Section 31, to the SE corner;

thence West along the South Line Gov't Lot 7, Section 31, to the ordinary high water line of the Nestucca River;

thence Northwesterly along the ordinary high water line to the North Line of Gov't Lot 3 Extended in Section 30;

thence West along the North Line of Gov't Lot 3, Section 30 T4S R10W.W.M. and the North line of Gov't Lot 3, Section 25 T4S R11W.W.M. to the ordinary high tide line of the Pacific Ocean;

thence Northerly along the ordinary high tide line to the point of beginning.

1999 Annexation

A tract of land being situated in Section 30, Township 4 South, Range 10 West of the Willamette Meridian, in Tillamook County, Oregon, more particularly described as follows:

Beginning at a point on the East line of Section 30, which point is 420 feet North of the Southeast corner of said Section 30; thence North $55^{\circ} 47'$ West 1600 feet to the Northwest corner of U.S. Lot 13; thence continuing North along the West line of the Northeast quarter of the Southeast quarter 1300 feet, more or less, to the Northwest corner of the Northeast quarter of the Southeast quarter; thence East along the North line of the Southeast quarter of said Section 30, 1300 feet, more or less, to the Quarter Section corner on the East line of Section 30, Township 4 South, Range 10 West of the Willamette Meridian; thence South along the Easterly line of Section 30 2250 feet, more or less, to the POINT OF BEGINNING.

Neskowin Regional Water District

1977 Formation

Beginning at the NW corner of Sec. 19, T5S, R10W, W.M., Tillamook County, State of Oregon; thence Sly along the W line of said Sec. 19 to the NW corner of Government Lot 3 of said Sec. 19; thence Ely along the N line of Government Lot 3 to the NE corner thereof; thence Sly along the E line of said Government Lot 3 to the SE corner thereof; thence Wly along the S line of said Government Lot 3 to the SW corner thereof; thence Sly along the W line of said Sec. 19 to the SW corner thereof; thence continuing Sly along the W line of Sec. 30, T5S, R10W, W.M. to the NW corner of Government Lot 3 of said Sec. 30; thence Ely along the N line of said Government Lot 3 to the NE corner thereof; thence Sly along the E line of said Government Lot 3 to the SE corner thereof; thence continuing Sly along the E line of Government Lot 4 of said Sec. 30 to the SE corner of said Government Lot 4; thence Wly along the S line of said Sec. 30 to the SW corner thereof; thence continuing Wly along the N line of Sec. 36 T5S, R11W, W.M., a distance of 778.3 feet to a point; thence S a distance of 100 feet to a point; thence Wly in a straight line to a point that lies N 82° 12' 02" E a distance of 500 feet from a point on the N-S centerline of said Sec. 36 that lies 400 feet Sly of the N 1/4 corner of said Sec. 36; thence S 82° 12' 02" W a distance of 500 feet to a point on the N-S centerline of said Sec. 36 that lies 400 feet Sly of the N 1/4 corner of said Sec. 36; thence Sly along the N-S centerline of Sec. 36 to the SE corner of the SW 1/4 of said Sec. 36; thence Wly along the S line of said Sec. 36 and the S line of Sec. 35 of said Township and Range to the mean high tide line of the Pacific Ocean; thence Nly along the mean high tide line to its junction with the S boundary line of Government Lot 12, Sec. 24, T5S, R11W, W.M.; thence Ely along the S line of said Government Lot 12 to the SE corner thereof; thence Nly along the E line of said Government Lot 12 to the NE corner thereof; thence Ely to the center line of U.S. Highway 101; thence NEly along the center line of U.S. Highway 101 to the point of beginning.

1978 Annexation

Beginning at the NE corner of Section 24, T. 5 S., R. 11 W., W.M.; thence Southerly along the east line of said section 24, 150 feet, more or less, to the centerline of U. S. Highway 101; thence Southerly along the centerline of said highway to the north line of Government Lot 15 in said section 24; thence Westerly along the north line of Government Lots 15, 14 and 13 to the N.E. corner of Government Lot 12; thence Southerly along the east line of said Government Lot 12 to the S.E. corner thereof; thence Westerly along the south line of said Government Lot 12 to the mean high tide line of the Pacific Ocean; thence Northerly along the mean high tide line of the Pacific

Ocean to its junction with the south line of Government Lot 21 in Section 13; thence Easterly along the south line of said Government Lot 21 to the S.E. corner thereof; thence Northerly along the east line of said Government Lot 21 to the mean high tide line of the Pacific Ocean; thence Northerly along the mean high tide line of the Pacific Ocean to its junction with the north line of Government Lot 20; thence Easterly along the north line of Government Lots 20 and 19 to the N.E. corner of said Government Lot 19; thence Southerly along the east line of said Government Lot 19 to the S.E. corner thereof; thence Easterly along the north line of Government Lots 31 and 32 to the N.E. corner of Government Lot 32; thence Southerly along the east line of Government Lot 32 to the point of beginning.

1990 Annexation

A tract of land located in the northwest quarter of Section 19, Township 5 South, Range 10 West of the Willamette Meridian, Tillamook County, Oregon, the said tract being described as commencing at a 3" Tillamook County Surveyor brass cap at the northwest corner of Section 19, Township 5 South, Range 10 West of the Willamette Meridian; thence South $0^{\circ}45'00''$ West 915.14 feet to a $5/8''$ iron bar at the true point of beginning; thence South $0^{\circ}45'00''$ West 410.27 feet to a $5/8''$ iron bar set on the north line of Viking Estates; thence South $89^{\circ}29'39''$ East 24.58 feet to a found 1" iron pipe at the northeast corner of Viking Estates; thence along the East line of Viking Estates South $0^{\circ}58'29''$ West 165.00 feet to a $5/8''$ iron bar; thence South $89^{\circ}33'04''$ East 1360.30 feet to a $5/8''$ iron bar set in the apparent centerline of that roadway easement granted to Tillamook County (for public road purposes) by instrument number 170481 which is recorded in Book 189 at Page 175 of Tillamook County Deed Records, said iron bar being South 1501.14 feet and East 1364.68 feet from the Northwest corner of said Section 19; thence along said centerline, along the arc of a 225.00 foot radius curve right, through a central angle of $40^{\circ}50'37''$, the long chord of which bears North $8^{\circ}01'48''$ West 157.02 feet, an arc distance of 160.39 feet; thence North $12^{\circ}23'30''$ East 42.84 feet; thence along the arc of a 120.00 foot radius curve left, through a central angle of $48^{\circ}40'58''$, the long chord of which bears North $11^{\circ}56'59''$ West 98.92 feet, an arc distance of 101.96 feet; thence North $36^{\circ}17'28''$ West 94.31 feet; thence along the arc of a 100.00 foot radius curve right, through a central angle of $58^{\circ}57'42''$, the long chord of which bears North $6^{\circ}48'37''$ West 98.43 feet, an arc distance of 102.91 feet; thence North $22^{\circ}40'14''$ East 119.70 feet; thence along the arc of a 82.49 foot radius curve left, through a central angle of $103^{\circ}29'03''$, the long chord of which bears North $29^{\circ}04'17''$ West 129.55 feet, an arc distance of 149.00 feet to a $5/8''$ iron bar; thence North $80^{\circ}48'49''$ West 285.08 feet; thence along the arc of a 100.00 foot radius curve right, through a central angle of $23^{\circ}18'47''$, the subchord of which bears North $69^{\circ}09'25''$ West 40.41 feet, an arc distance of 40.69 feet to a $5/8''$ iron bar; thence South $80^{\circ}01'24''$ West 954.37 feet to the true point of beginning.

This description is based upon true meridian at the Northwest corner of Section 19, T. 5 S, R. 10 W., W.M.

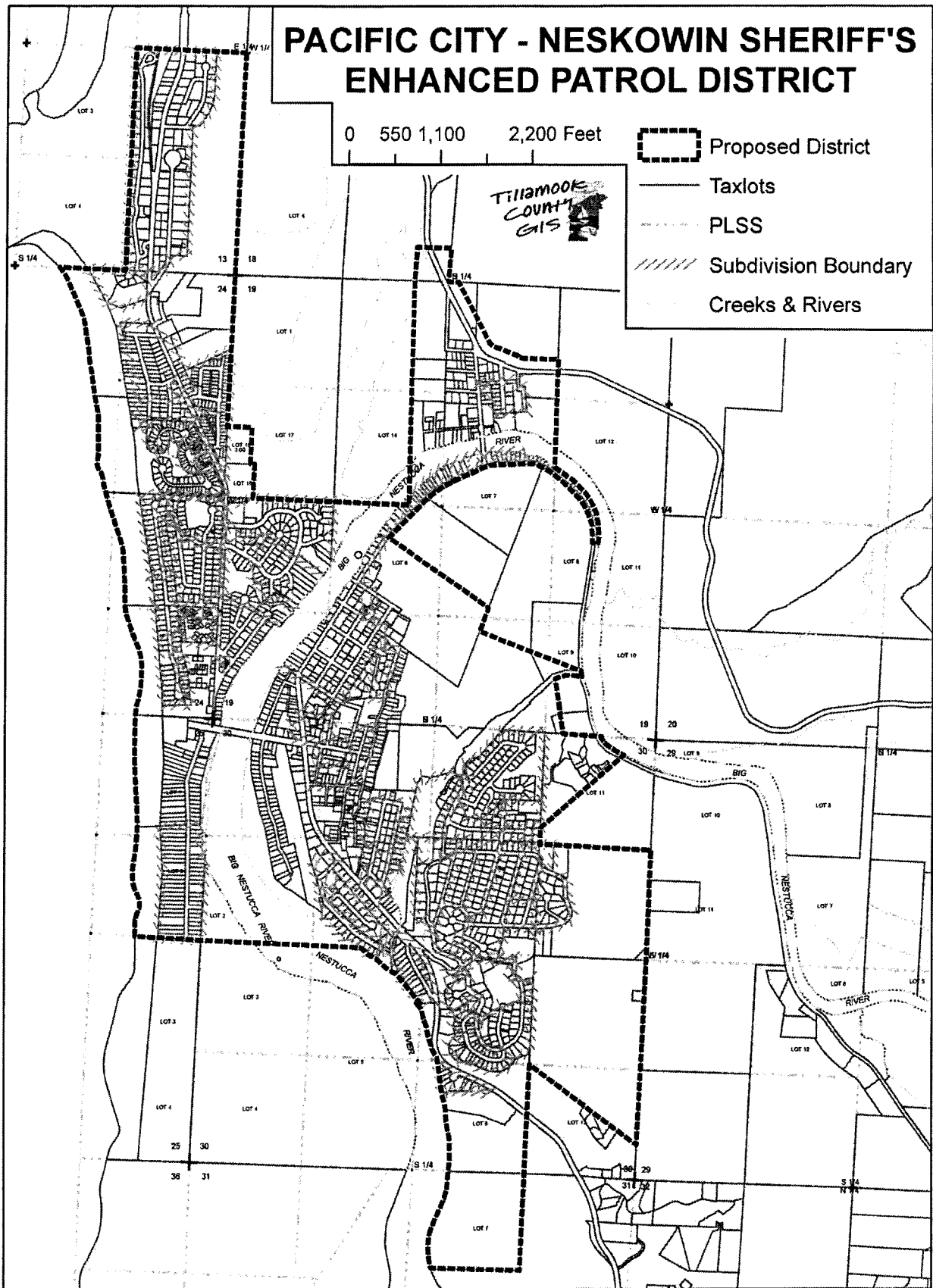
1995 Annexation

"A tract of land located in the northwest quarter of Section 19, Township 5 South, Range 10 West of the Willamette Meridian, Tillamook County, Oregon, the said tract being described as: Commencing at a 3" Tillamook County Surveyor brass cap at the northwest corner of Section 19, Township 5 South, Range 10 West of the Willamette Meridian; thence South 0 45' 00" West 1325.41 feet to a 5/8" iron bar set on the north line of Viking Estates; thence South 89 29' 39" East 24.58 feet to a found 1" iron pipe at the northeast corner of Viking Estates; thence along the east line of Viking Estates, South 0 58' 29" West 165.00 feet to a 5/8" iron bar at the true point of beginning; thence South 89 33' 04" East 1360.30 feet to a 5/8" iron bar set in the apparent centerline of that roadway easement granted to Tillamook County (for public road purposes) by instrument No. 170481 which is recorded in Book 189 at Page 175 of Tillamook County Deed Records, said iron bar being South 1501.14 feet and East 1364.68 feet from the northwest corner of said Section 19; thence along said centerline, South 28 27' 07" East 201.63 feet; thence along the arc of a 190.00 foot radius curve right, through a central angle of 34 58 '36", the long chord of which bears South 10 57' 49" East 114.19 feet, an arc distance of 115.99 feet; thence South 6 31' 29" West 159.62 feet; thence along the arc of a 325.00 foot radius curve left, through a central angle of 17 13' 54" the long chord of which bears South 2 05' 27" East 97.37 feet, an arc distance of 97.74 feet to a 5/8" iron bar; thence leaving said roadway, South 85 37' 00" West 1479.17 feet to a 5/8 inch iron bar set on the east line of Viking Estates; thence along said east line, North 0 58' 29" East 669.09 feet to the true point of beginning. This description is based upon true meridian at the Northwest corner of Section 19, Township 5 South, Range 10 West of the Willamette Meridian."

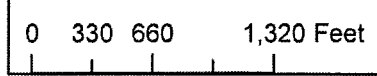
1998 Annexation

Lots 6, 7, 14, 15 and the common area next to Lot 7, all in the Plat of the Hills of Neskowin, in Section 19, Township 5 South, Range 10 West, W.M., Tillamook County, Oregon.

EXHIBIT B

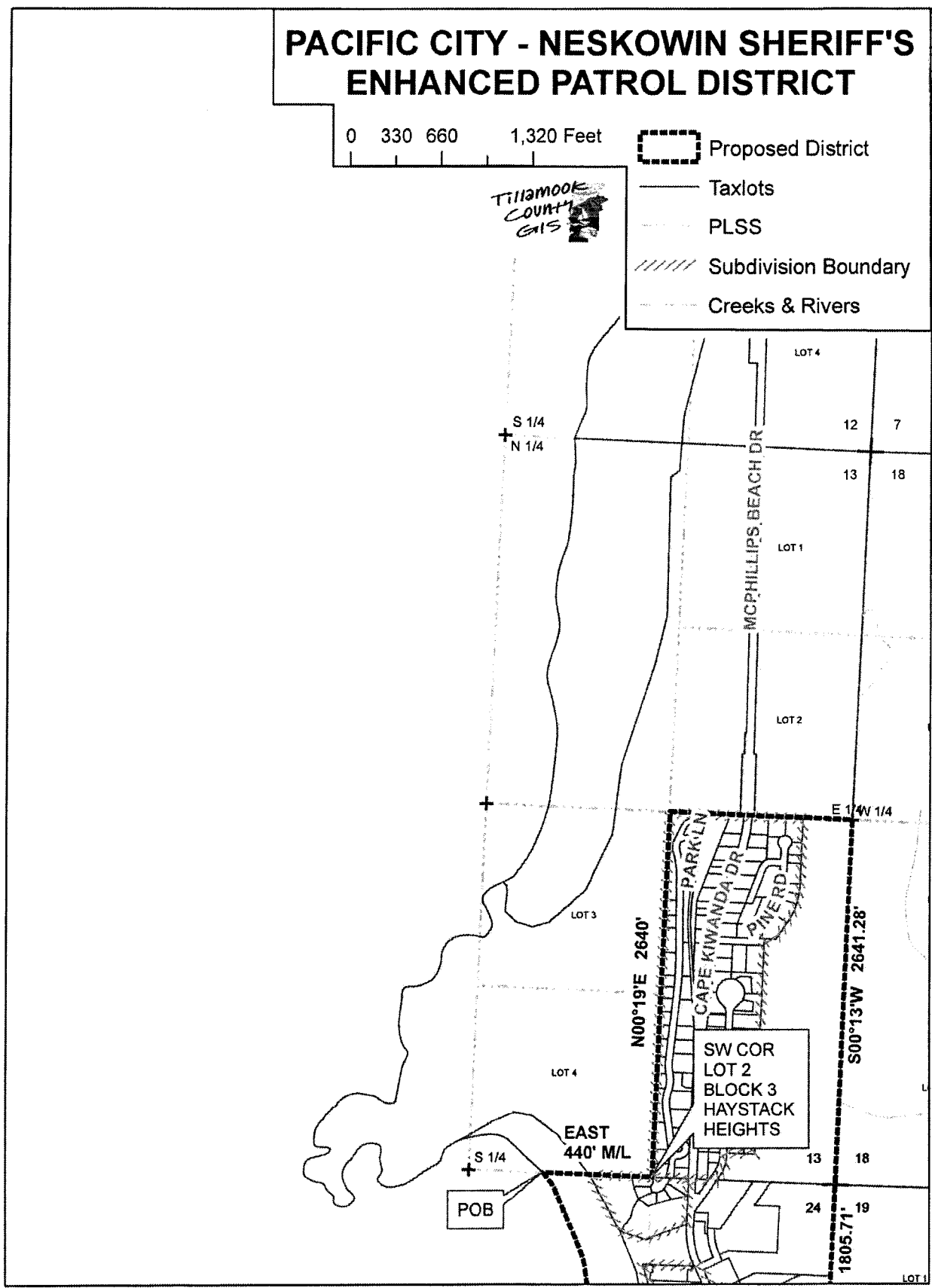


PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT

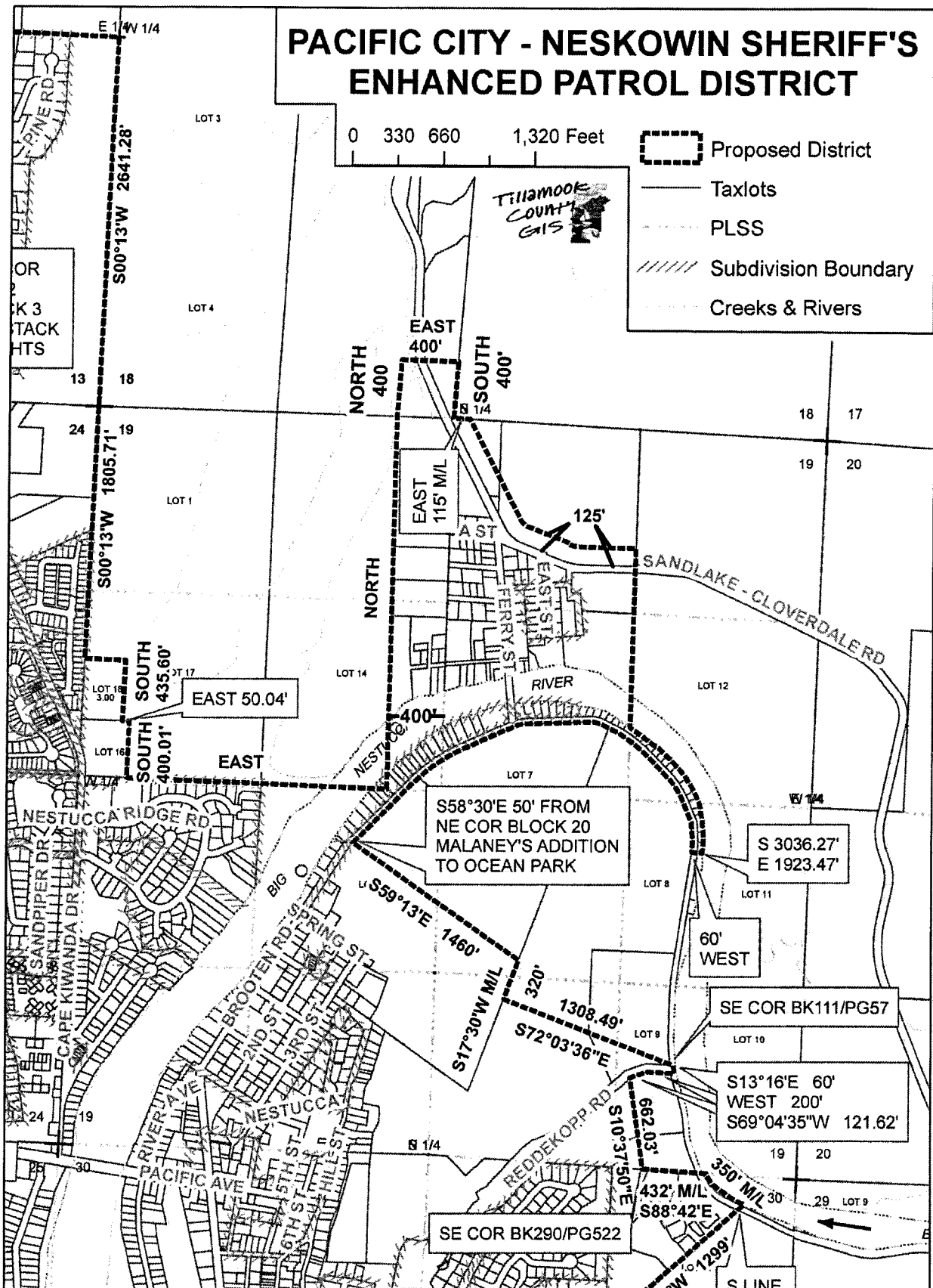


Tillamook
County
GIS

- Proposed District
- Taxlots
- PLSS
- Subdivision Boundary
- Creeks & Rivers








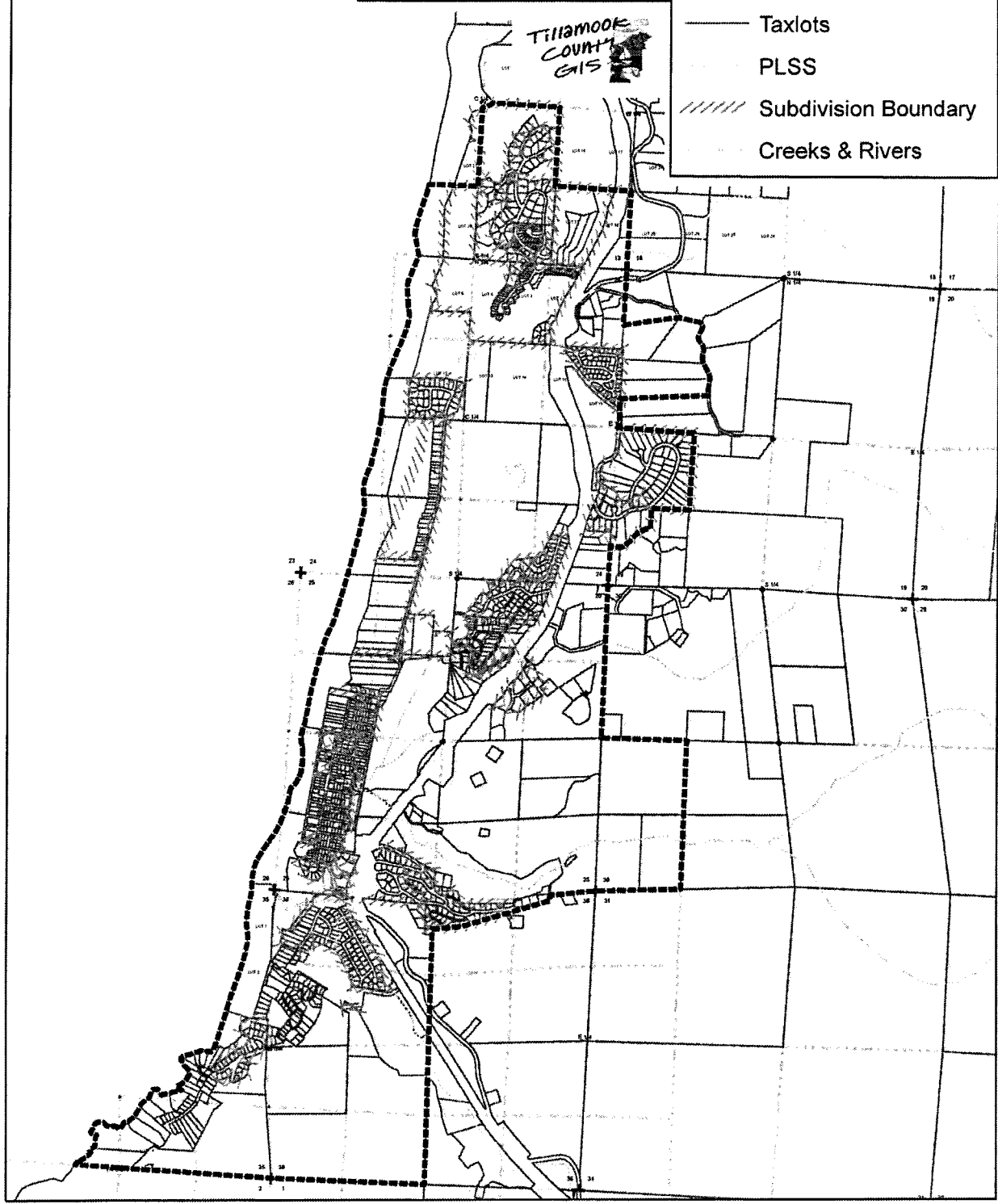
PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT



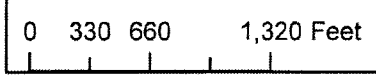
PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT

0 800 1,600 3,200 Feet

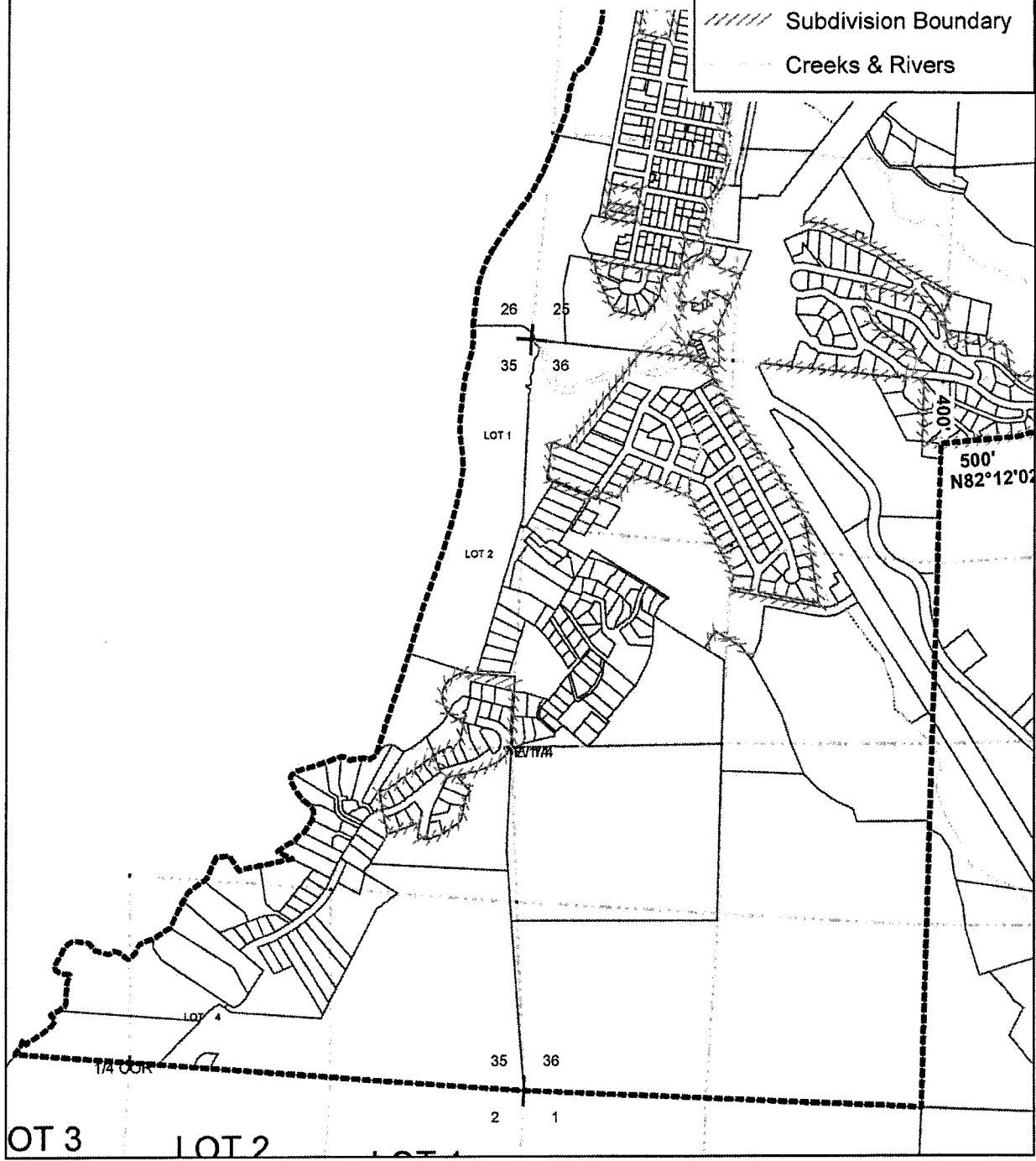
-  Proposed District
-  Taxlots
-  PLSS
-  Subdivision Boundary
-  Creeks & Rivers



PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT



- Proposed District
- Taxlots
- PLSS
- Subdivision Boundary
- Creeks & Rivers



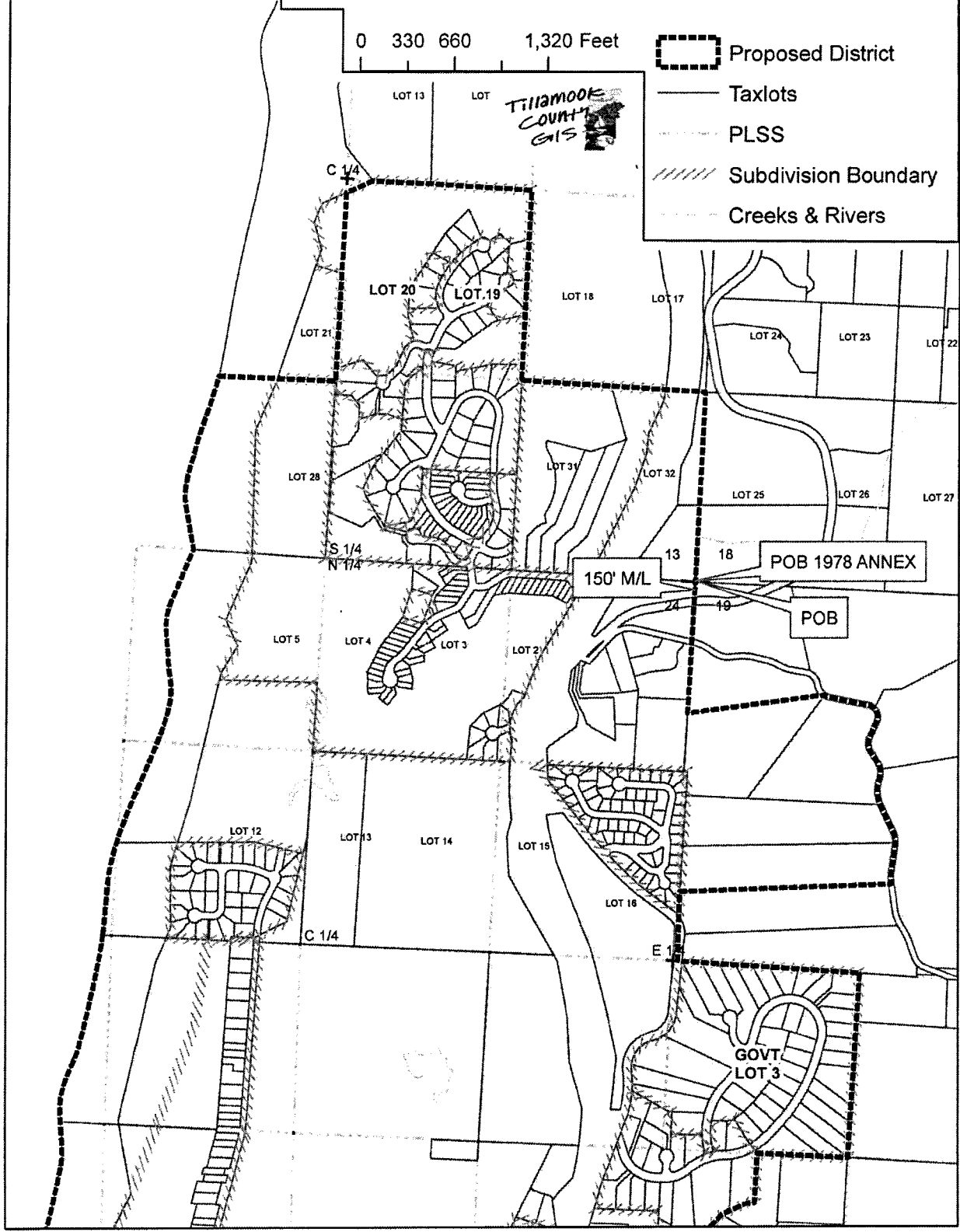
OT 3 LOT 2 LOT 4

PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT

0 330 660 1,320 Feet



- Proposed District
- Taxlots
- PLSS
- Subdivision Boundary
- Creeks & Rivers

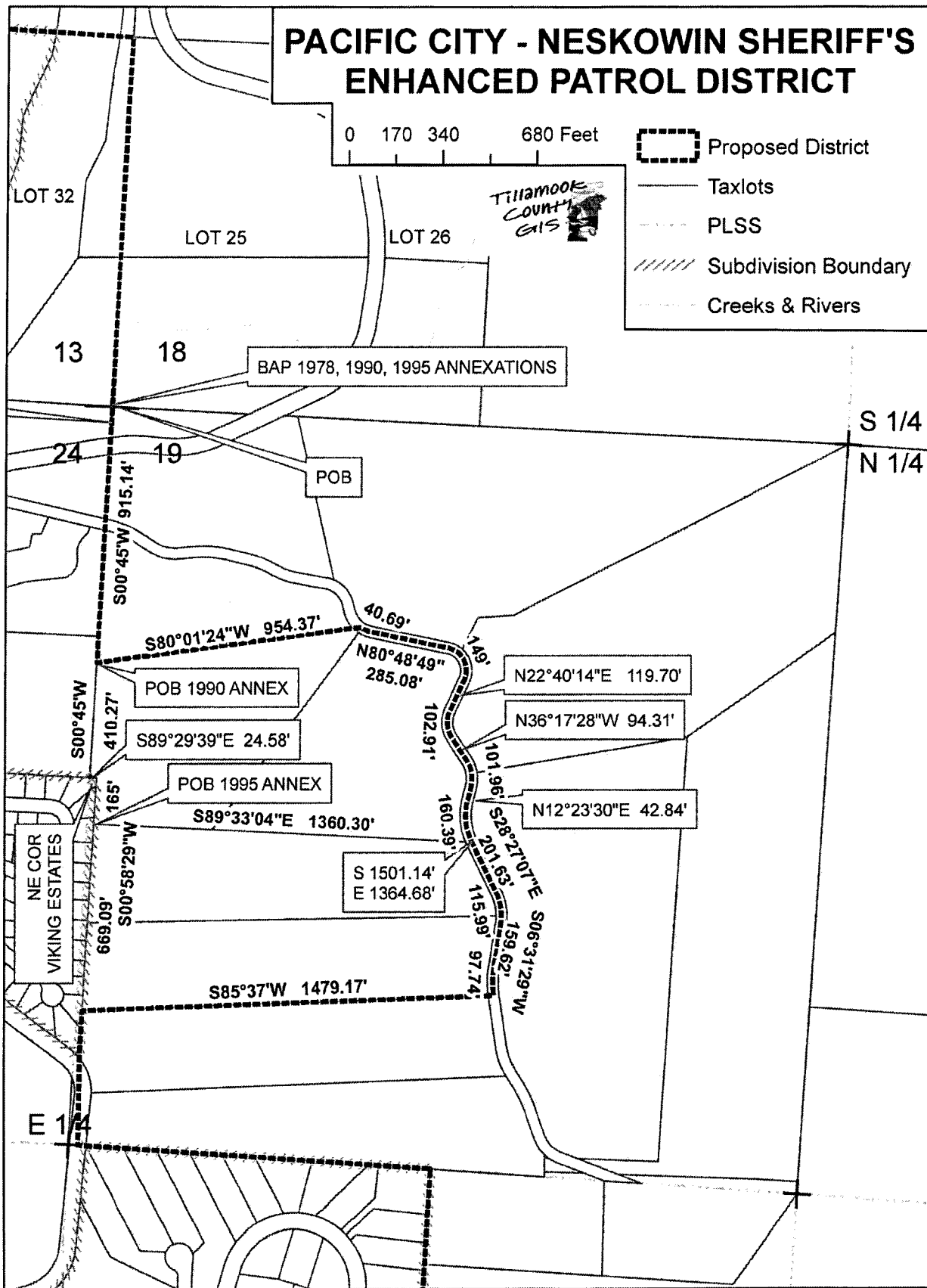


PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT

0 170 340 680 Feet



- Proposed District
- Taxlots
- PLSS
- Subdivision Boundary
- Creeks & Rivers



PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT

0 55 110 220 Feet

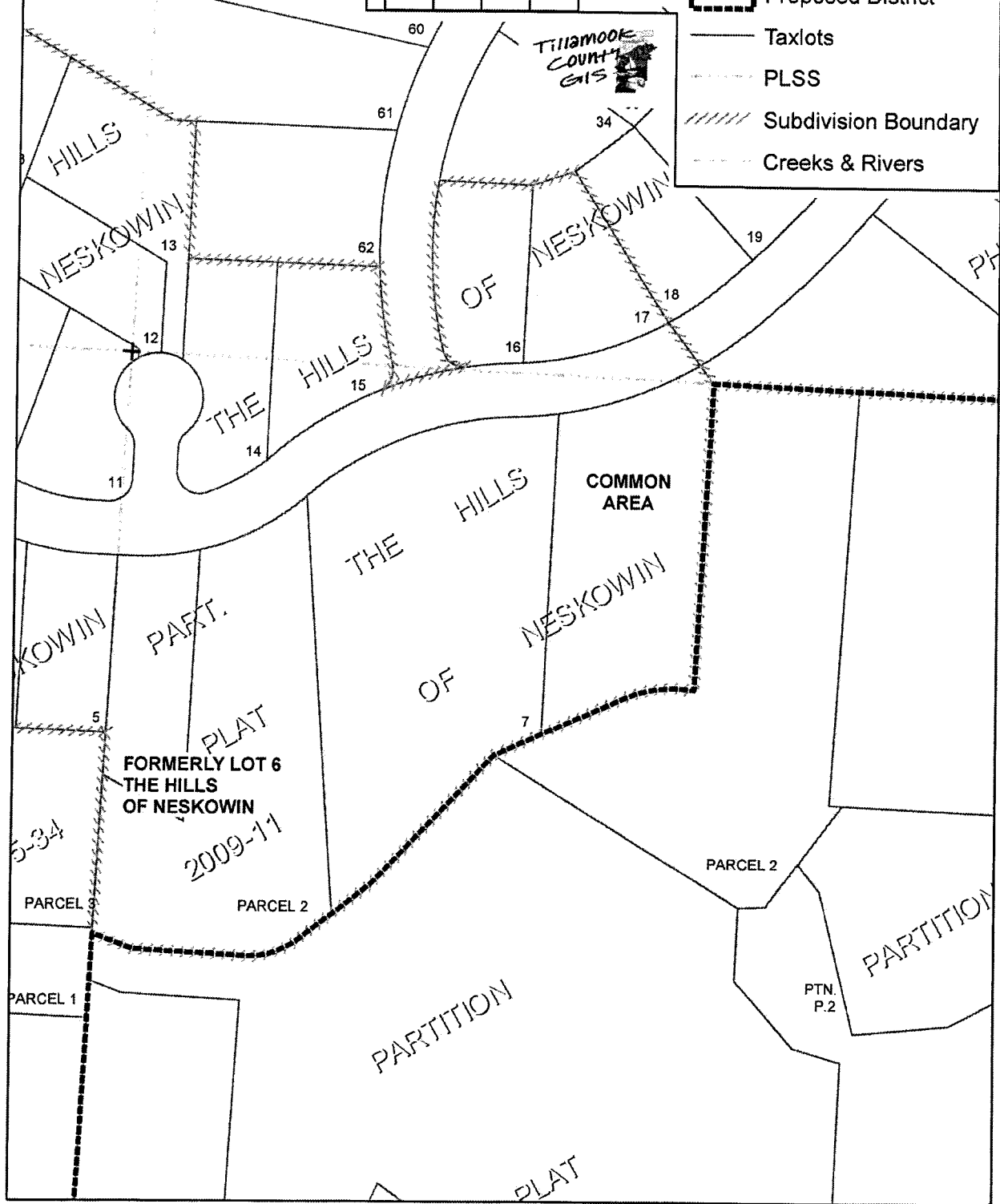
Proposed District

Taxlots

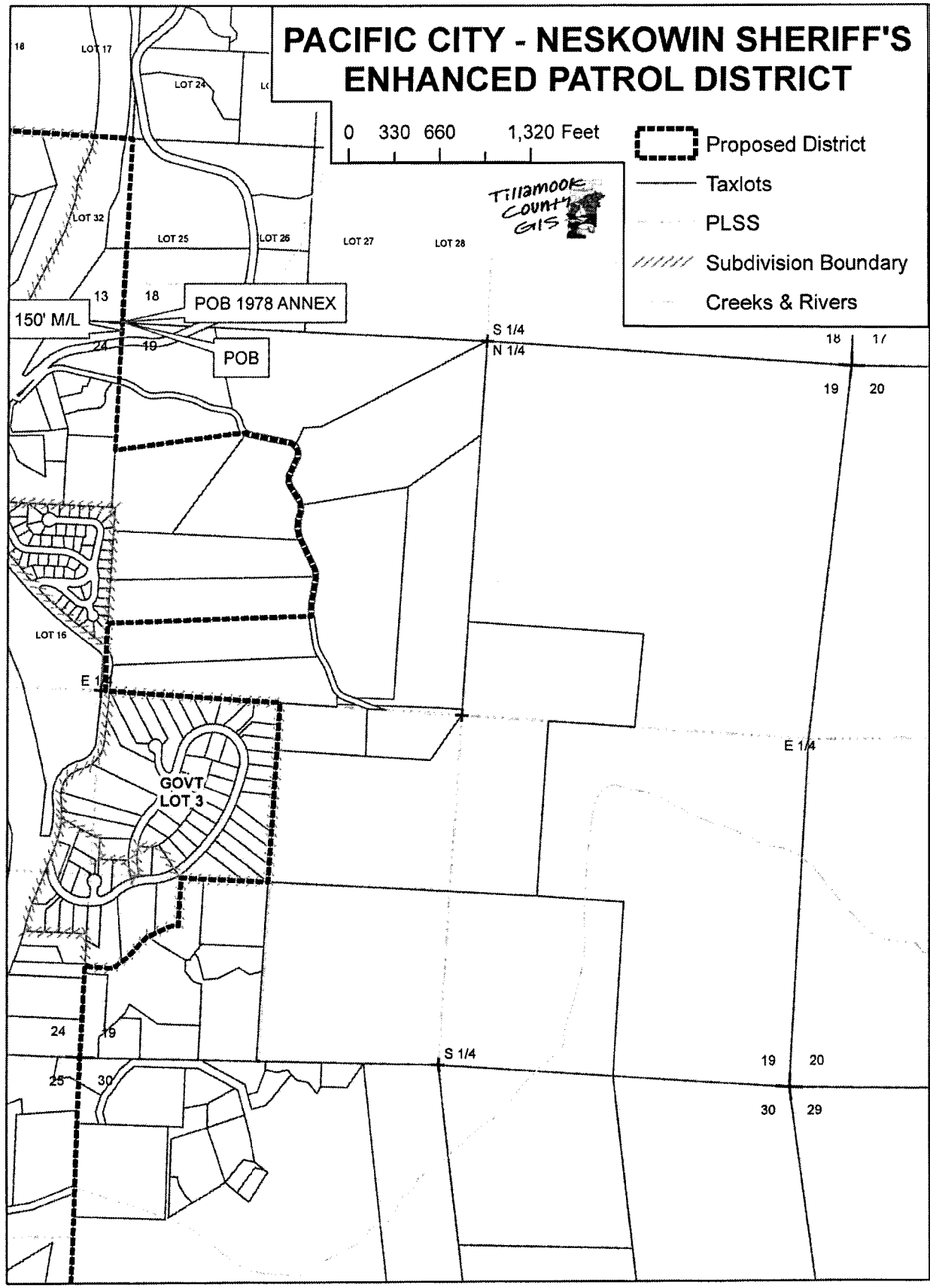
PLSS

Subdivision Boundary

Creeks & Rivers



PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT



PACIFIC CITY - NESKOWIN SHERIFF'S ENHANCED PATROL DISTRICT

0 330 660 1,320 Feet



- Proposed District
- Taxlots
- PLSS
- Subdivision Boundary
- Creeks & Rivers

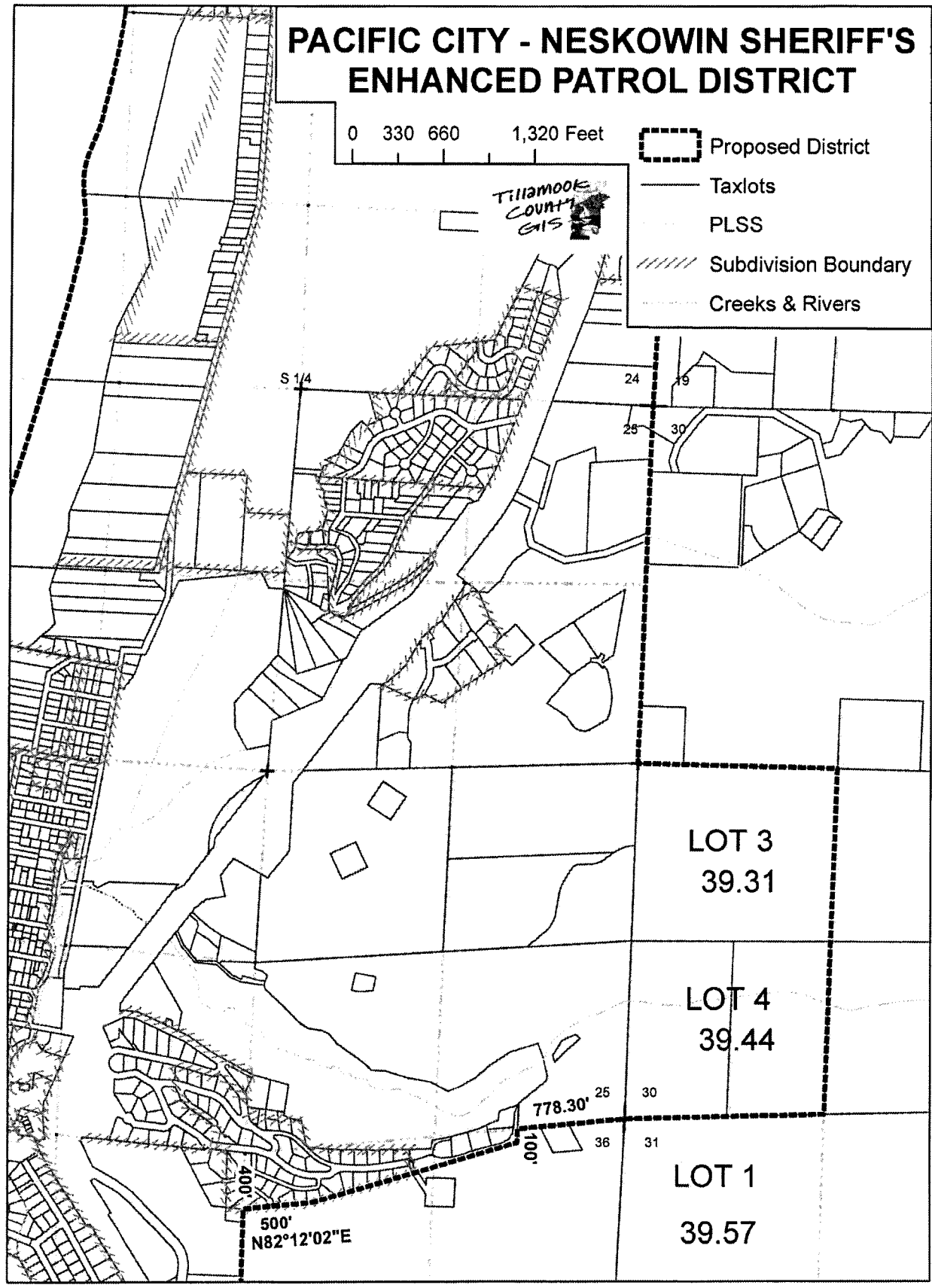


EXHIBIT C

Affidavit of Publication

State of Oregon, County of Tillamook, -ss.

I, Lisa Browning, being first duly sworn, depose and say that I am a Clerk of the Headlight-Herald, 1908 Second St., Tillamook, Or 97141 a newspaper of general circulation as defined by ORS 193.010 and 193.020. state; that

H16-540
Tillamook County Board of Commissioners
Notice of Public Hearing

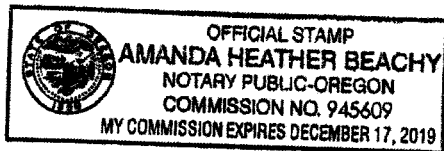
a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for 2 successive and consecutive weeks in the following issues:

12/28/16 01/04/17

[Handwritten signature]

Subscribed and sworn to before me this 4th day of January 2017.

[Handwritten signature: Amanda Heather Beachy]
Notary Public of Oregon



Price charge for this notice \$ 119.70

H16-540
NOTICE OF PUBLIC HEARING
REGARDING FORMATION OF THE PACIFIC CITY-NESKOWIN SHERIFFS ENHANCED PATROL DISTRICT
Notice is hereby given pursuant to ORS 198.800(2) and ORS 198.840 that a Public Hearing will be held at the Nestucca Valley Presbyterian Church, 35305 Broofen Road, Pacific City, Oregon on January 11, 2017 at 12:30 p.m. by the Board of County Commissioners for Tillamook County. The purpose of the hearing is to consider the formation of a law enforcement district for that portion of Tillamook County lying within the boundaries of the Pacific City Joint Water-Sanitary Authority and the Neskowin Regional Water District. The complete legal description is available at the Tillamook County Board of Commissioners' Office, 201 Laurel Avenue, Tillamook, Oregon. The name of the proposed district shall be the Pacific City-Neskowin Sheriff's Enhanced Patrol District. All interested persons may appear and be heard. The County Board of Commissioners has entered an order declaring its intention to initiate formation of said district.
Noticed 12/28/16
1/4/17

EXHIBIT D

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

In the Matter of the Formation)
of the Pacific City-Neskowin) AFFIDAVIT OF POSTING NOTICE
Sheriff's Enhanced Patrol District)
)

I, Susan Corbisiero, being first duly sworn, do depose and say that I am an employee of the County of Tillamook for the Board of Commissioners and that on the 28th of December, 2016, I personally posted seven (7) copies of the Notice of Public Hearing, a copy of which is attached hereto and made part hereof, at the following places, all in Tillamook County, in the vicinity of the proposed Pacific City-Neskowin Sheriff's Enhanced Patrol District:

1. On the bulletin board inside the front door of the Neskowin Post Office in Neskowin, Oregon.
2. On the inside of the glass front door (facing out) of the Neskowin Regional Water District Office in Neskowin, Oregon.
3. On the inside of the glass window (facing out) of the Neskowin Trading Company marketplace in Neskowin, Oregon.
4. On the bulletin board inside the front door of the Pacific City Post Office in Pacific City, Oregon.
5. On the bulletin board inside the front door of the Kiawanda Community Center in Pacific City, Oregon.
6. On the bulletin board inside the front door of the Pacific City Joint Water-Sanitary Authority in Pacific City, Oregon.
7. On the bulletin board inside the north lobby of the Tillamook County Courthouse, in Tillamook, Oregon.

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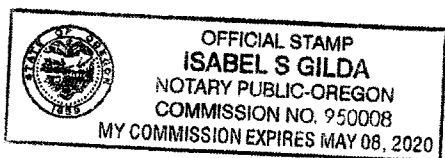
All such notices were posted in public and conspicuous places and in such a manner that they could be easily read by all persons passing such places.


DATED this 6th day of January, 2017.



SUSAN CORBISIERO

Subscribed and sworn before me this 6th day of January, 2017.





Notary Public for the State of Oregon
My Commission Expires: 5/8/2022

NOTICE OF PUBLIC HEARING
REGARDING FORMATION OF THE PACIFIC CITY-NESKOWIN
SHERIFF'S ENHANCED PATROL DISTRICT

Notice is hereby given pursuant to ORS 198.800(2) and ORS 198.840 that a Public Hearing will be held at the Nestucca Valley Presbyterian Church, 35305 Brooten Road, Pacific City, Oregon on January 11, 2017 at 12:30 p.m. by the Board of County Commissioners for Tillamook County.

The purpose of the hearing is to consider the formation of a law enforcement district for that portion of Tillamook County lying within the boundaries of the Pacific City Joint Water-Sanitary Authority and the Neskowin Regional Water District. The complete legal description is available at the Tillamook County Board of Commissioners' Office, 201 Laurel Avenue, Tillamook, Oregon. The name of the proposed district shall be the Pacific City-Neskowin Sheriff's Enhanced Patrol District.

All interested persons may appear and be heard.

The County Board of Commissioners has entered an order declaring its intention to initiate formation of said district.

Noticed 12/28/16, 1/4/17