

ORDINANCE NO. 349

AN ORDINANCE DESCRIBING THE EFFORTS TO DATE TO ELIMINATE A NUISANCE CONDITIONS; DECLARING THE SITE A NUISANCE UNDER ORDINANCE NO. 274; DIRECTING FURTHER ABATE ACTIONS; AND DECLARING AN EMERGENCY.

THE CITY COUNCIL FOR THE CITY OF DUNDEE, YAMHILL COUNTY, OREGON ORDAINS AS FOLLOWS:

Section 1. Attempts to Work With Owner. The City Administrator at the direction of the City Council directed abatement action against an abandoned orchard on tax lot 300, Township 3 North, Range 3 West of the Willamette Meridian, Section 25CB under provisions of Ordinance No. 274. The two letters sent to the property owner, Mr. Stuart Lindquist, have gone unanswered; and, now a third letter has been sent by the City Attorney.

Section 2. Site Declared A Nuisance. The City Council makes the determination that the abandoned orchard on the above described site is a nuisance under Section __, of Dundee Ordinance No. 274. The reason for this determination is:

- a. The site poses a fire hazard during extremely dry weather conditions.
- b. The site poses a danger to healthy filbert trees in nearby orchards.
- c. The site is an encampment for transients who leave broken glass, camp fires, and debris.

Section 3. Abatement Directed and Costs Assessed. The City Council directs city staff to abate the above conditions under Section __, of Ordinance No. 274. Further, all costs of this action including costs to date shall be assessed against the property as provided by statute and city charter. If the property owner fails to properly pay all such costs in a timely manner (as determined by the City Administrator/Recorder's Office) then foreclosure action shall be instituted to collect all money owed to the City.

Section 4. Emergency Clause. The City Council desires and deems it necessary for the preservation of the health, peace, and safety for the City of Dundee, that this ordinance take effect at once, and, therefore, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its adoption by the City Council and Approved by the Mayor.

Adopted by the City Council this 5th day of January, 1998.

Approved by the Mayor this 5th day of January, 1998.

ATTEST:



City Administrator/Recorder



Mayor: