

MINUTES & NOTICE OF BOARD ACTION

BOOK 153 PAGE 0334

APPROVED March 31, 1993

LANE COUNTY BOARD OF COMMISSIONERS



This document, upon approval in a public meeting by the Board of County Commissioners, serves as official minutes of such meetings as required under the Open Meetings Law, ORS 192.650.

Pursuant to notice made by mailing agendas to news media, a selected list of jurisdictions and individuals in Lane County, a meeting of the Board of County Commissioners was held.

Questions should be directed to The Board Office Specialist 3, ext. 4203.

March 3, 1993
1:30 p.m.

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

Chair Steve Cornacchia presided with Marie Frazier and Jerry Rust present. Ellie Dumdi and Jack Roberts excused. Sharon Giles, Recording Secretary.

12. COMMISSIONERS' ANNOUNCEMENTS

Rust indicated that his office had called SaniPac and that they had agreed to provide a dumpster for clean up at the Armitage homeless camp site if Lane County would waive the dump fees. Cornacchia noted his intention that this would be limited to approximately 30 days. The Board concurred regarding the fee waiver.

13. PUBLIC HEARINGS

- a. PUBLIC HEARING AND FINAL ORDER 93-3-3-14/In the Matter of the Vacation of a Portion of Oak Street, Between Second and Third Avenues, Part of an Alley, and Lot Lines in Block 7, Plat of Hubert as Platted and Recorded in Book 6, Page 23, Lane County, Oregon Plat Records (16-05-10), and Adopt Findings of Fact.

Bob Ezell, County Surveyor, reviewed the agenda packet with the Board and displayed the site on an overhead projection. He noted that there were no known objections to the proceedings.

Cornacchia opened the Public Hearing

Tom McGovern, 27015 Hwy. 36, Cheshire, commented that he owns the property in question and supports the vacation.

Marie McGovern, 27015 Hwy. 36, Cheshire, stated that she supports the vacation.

There being no one else present who wished to testify, Cornacchia closed the Public Hearing.

MOTION: Approval of the Order. Rust MOVED, Frazier SECONDED. VOTE: 3-0.

- b. SECOND READING AND PUBLIC HEARING/Ordinance No. 1-93/In the Matter of Amending Chapters 5, 9, 10, 11, 13, 15 and 16 of Lane Code to Authorize Administrative Civil Penalties and to Revise Certain Related Provisions Regarding Infraction, Violation and Enforcement Requirements, and Adopting a Savings and Severability Clause.

Cornacchia read the Ordinance into the record. Roy Burns, Land Management Manager, briefly reviewed the material and stated that the philosophy and approach is still to achieve voluntary compliance. He recommended adoption. Rust stated his hope that cooperation would reflect steps being taken toward compliance and not necessarily a constituent's attitude. Burns confirmed that the measurement for cooperation was steps toward compliance. In response to questions from Frazier, Burns responded that enforcement tools are already in place for the codes and the only expansion was into roads provisions. He indicated that this system actually reduces some staff time and allows for more efficiency, consistency and uniformity. Burns also responded that he did not foresee a more aggressive approach than was used previously.

Cornacchia opened the Public Hearing. There being no one present who wished to testify, Cornacchia closed the Public Hearing.

MOTION: Approval of the Ordinance. Rust MOVED, Cornacchia SECONDED. Frazier stated that she will not support the Ordinance, noting that even though the Lane County Planning Commission had recommended approval, it had been a split vote. She expressed concern regarding Section 15.900(12) which relates to inspections and right of entry. Burns stated that this is standard language in other Code provisions and was being added to Chapter 15 as it previously had no enforcement capability. Frazier stated that she was not sure if the issue was being addressed or if a new level of bureaucracy was being added. Rust responded that certain lines could be excised from the Ordinance without doing away with the Ordinance entirely. He withdrew his original Motion and Cornacchia withdrew his Second. MOTION: Approve Second Reading and Set Third Reading and Deliberation for March 17, 1993. Rust MOVED, Cornacchia SECONDED. VOTE: 3-0.

14. OTHER BUSINESS

- a. ORDER 93-3-3-15/In the Matter of Amending Chapter 5 of Lane Manual to Add Administrative Civil Penalty Provisions With Regard to Infractions (LM 5.010-5.025).14.

This item was also rolled over to March 17 as it implements Ordinance 1-93 above.

In general discussion, Burns requested direction regarding incoming correspondence regarding Tom's Creek. Cornacchia suggested that all correspondence be reproduced and distributed by Monday, March 15 at noon. Cornacchia also requested visuals of the site for the meeting date regarding Tom's Creek.

Bill Van Vactor, Acting County Administrator, noted that Public Works was doing an information display at Valley River, which included some OA contact availability and asked the Board members if they wished to be included. All members presented responded affirmatively.

There being no further business, this meeting adjourned at 2:16 p.m.



Sharon Giles
Sharon Giles
Recording Secretary