

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

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Ordinance to Revise)
the Administration of the General)
Provisions Relating to Permits for)
Occupation and Performance of Work on)
County and Public Roads, and Access) ORDINANCE 705
Roads in Yamhill County; Amending)
Ordinances 558 and 574; and Declaring)
an Emergency.)

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business in regular session on October 4, 2001, Commissioners Thomas E.E. Bunn, Leslie Lewis and Robert Johnstone being present.

WHEREAS, the "General Provisions for Utilities Installations in Yamhill County Public Roads Rights-of-Way" ("General Provisions") adopted by Ordinance 558, governs the issuance of permits by the Yamhill County Department of Public Works; and

WHEREAS, the County Public Works Department has requested revision of the "General Provisions" based on administrative necessity of providing a uniform permit extension procedure for the occupation and performance of work to allow previously permitted activity to go forward without the need for re-application; and

WHEREAS, the Board desires to amend the "General Provisions" for the reasons requested by Public Works; and

WHEREAS, the attached Exhibit "A" contains the amendments to the "General Provisions" determined to be necessary by the Board to facilitate administration of the General Provisions by the Public Works Department; NOW, THEREFORE,

IT IS HEREBY ORDAINED BY THE YAMHILL COUNTY BOARD OF COMMISSIONERS as follows:

Section 1. The present "General Provisions for Utilities Installations in Yamhill County Public Roads Rights of Way", adopted by Ordinance 558, are hereby amended in the manner as set forth in the "General Provisions" attached hereto and incorporated herein as Exhibit "A".

Section 2. Severability Clause. If any section or subsection contained in this ordinance is found to be invalid or unconstitutional by a court of competent jurisdiction, the remainder of this ordinance shall continue in full force and effect unless those parts, standing alone, are incapable of

being executed in accordance with legislative intent.

Section 3. Emergency Clause. This ordinance being necessary for the health, safety, and welfare of the citizens of Yamhill County and an emergency having been declared to exist, shall be effective this 4th day of October, 2001.

DONE at McMinnville, Oregon this 4th day of October, 2001.

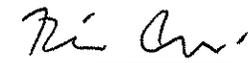
ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS

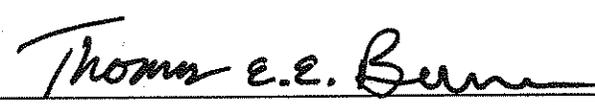
The seal of Yamhill County, Oregon, is circular with a central emblem. The text around the seal reads "YAMHILL COUNTY OREGON" and "1851".
CHARLES SPERNE
County Clerk

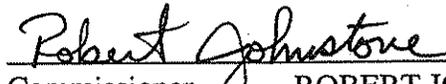
By: 
Deputy KEITH PFEIFERS

FORM APPROVED BY:


RICK SANAI
Assistant County Counsel

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Chairman THOMAS E.E. BUNN


Commissioner ROBERT JOHNSTONE

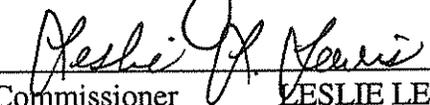

Commissioner LESLIE LEWIS

Exhibit "A" for Ordinance 705

Public Works "General Provisions" Ordinance 574 (558) is hereby amended to read:

"Section 7.5. If the applicant fails to begin installation of the utility facility or complete construction of the improvements covered by the permit within one hundred eighty (180) days from the date the permit is issued, the permit shall be deemed null and void and all privileges thereunder forfeited, unless a written extension of time is obtained from the utilities administrator, Public Works Director, or his duly authorized representative. Permit extensions shall be valid for a period of one hundred eighty (180) days from the date the renewal is issued. Additional extensions may be granted, at the discretion of the utilities administrator, Public Works Director, or his duly authorized representative.