

**ORDINANCE NO. 437**

**A SPECIAL ORDINANCE SPREADING AND LEVYING ASSESSMENTS ON PROPERTY FOLLOWING NUISANCE ABATEMENT BY THE CITY; SAID ABATEMENT PROCEDURE SPECIFIED IN SECTION 6.244(3) OF THE CITY OF WILSONVILLE CODE; AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Wilsonville has notified the below listed property owners of noxious vegetation growing uncontrolled on their property; and

WHEREAS, the existence of the noxious vegetation on said property do constitute a nuisance and a hazard in that they increase the fire danger and pose a risk to adjoining properties during the warm and dry months of the year; and

WHEREAS, the property owners desired the City to perform the abatement of the nuisances by mowing. Said mowing was completed and inspected by the Building Official; and

WHEREAS, the Building Official filed a statement of all costs per Wilsonville Code, Section 6.242(3) with the City Recorder; and

WHEREAS, pursuant to Wilsonville Code, Section 6.244, Notices of Assessment were mailed to the affected property owners, giving the affected property owner an opportunity to either object to or pay the proposed assessment; and

WHEREAS, thirty (30) days have passed from the date of mailing said notice, and there have been no payments or objections received on the proposed assessments; and

WHEREAS, Section 2.44(3) requires any assessment to be made ordinance and a special ordinance is, therefore, necessary.

NOW, THEREFORE, THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

Section 1. The following assessment for the following properties and property owners are hereby set out and made:

Assessment #1

John Kinsman	
Section 31W 14C Tax Lot 109	\$113.50

Assessment #2

Stuart Lindquist  
Section 31W 13 Tax Lot 404 \$113.50

Assessment #3

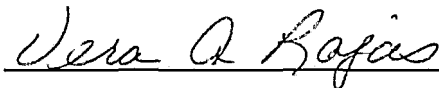
Edward Lasby/Brenda Barron  
Section 31W 14C Tax Lot 1500 \$ 41.50

Section 2 The City Recorder is hereby directed to enter in the Docket of City Liens, a statement of the amounts assessed upon each of the above described parcels of land, together with the description of the improvements, the name of the owners and the date of the assessment ordinance, as required by Section 6.224(3) in the City of Wilsonville's Code, and upon entry, the same constitutes a lien.

Section 3. Said lien shall bear interest at the rate of one percent (1%) per month from ten (10) days after date of entry in the lien docket.

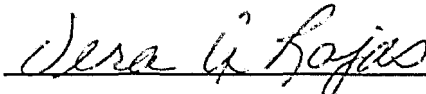
Section 4. It being determined by the Wilsonville City Council an emergency exists, this ordinance shall take effect immediately upon reading and passage by the Wilsonville City Council.

SUBMITTED to the Wilsonville City Council and read for the first time at a regular meeting thereof on the 7th day of November, 1994 and scheduled for second reading at a regular meeting of the City Council on the 21st day of November, 1994, commencing at the hour of 7:00 p.m. at the Community Development Hearings Room.



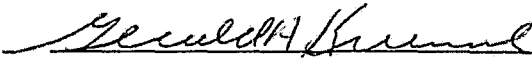
VERA A. ROJAS, CMC/AAE, City Recorder

ENACTED by the City Council on the \_\_\_\_\_ day of November, 1994 by the following votes: YEAS:  5  NAYS:  0



VERA A. ROJAS, CMC/AAE, City Recorder

DATED and signed by the Mayor this                      day of November, 1994.

  
\_\_\_\_\_  
GERALD A. KRUMMEL, Mayor

SUMMARY of Votes:

Mayor Krummel	<u>YES</u>
Councilor Lehan	<u>YES</u>
Councilor Benson	<u>YES</u>
Councilor Hawkins	<u>YES</u>
Councilor Sempert	<u>YES</u>



City of  
**WILSONVILLE**  
in OREGON

3000 SW Town Center Loop E  
Wilsonville, Oregon 97070  
FAX (503) 682-1015  
(503) 682-1011

**TO: HONORABLE MAYOR AND CITY COUNCILORS**

**FROM: VERA A. ROJAS, CMC/AAE, CITY RECORDER**

**DATE: NOVEMBER 16, 1994**

**SUBJECT: ORDINANCE CB-O-218-94**

At the meeting of November 7, 1994, some of you had questions of the definition of "noxious vegetation". In an attempt to clarify this issue for you, I have attached a copy of Section 6.220 of the Wilsonville Code which sets out the guidelines of noxious vegetation. Also, Webster's New Collegiate Dictionary defines "noxious" as "physically harmful or destructive to living beings." I have also included statements from Robert Mortz of the work done on the properties listed in the ordinance. Hopefully, this addresses your concerns about the ordinance.

SEE MAP  
31W13BC  
SUPPL  
NO. 2

N.W. COR. HEIRS OF  
D.S. MINKLER D.L.C.  
NO. 44

PARTITION PLAT  
1990-114

PARTITION PLAT  
1991-114

PARTITION  
1991-166

PARTITION PLAT  
1990-129

SEE

SEE

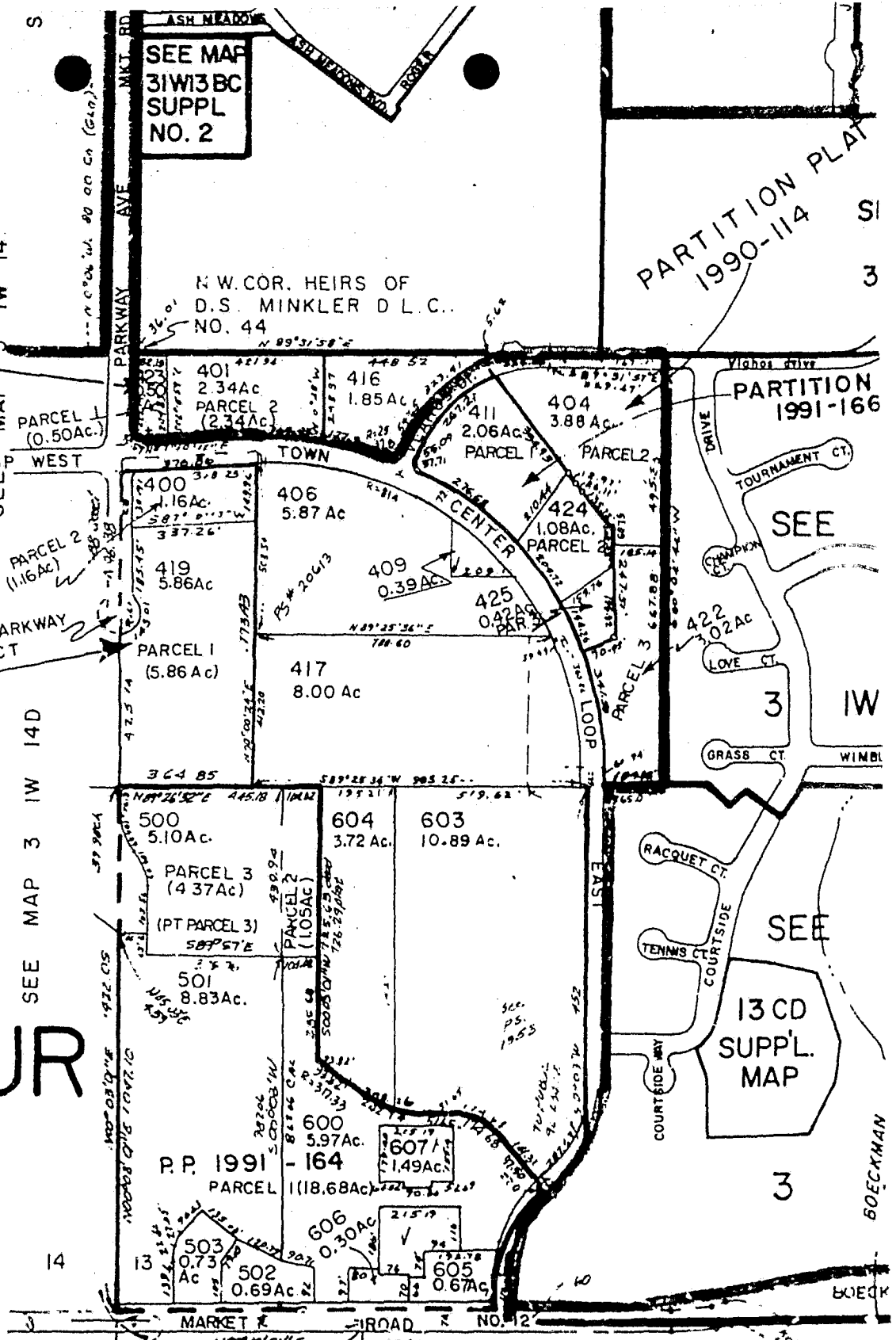
13 CD  
SUPPL.  
MAP

3-27UR

WLY SW COR  
DLC NO 44

INT ELL  
COR D.L.C.  
NO.44

3 IW 13



OREGON CITY - CHE

205  
7.96Ac.

198.56  
2330  
81-4204  
18.51  
R-477.7

PS 4727

202  
3.00Ac

EASEMENT

SEE MAP 3 IW

29600

EASE  
LINE

582.31  
N87°59'25"E

401.09  
PARCEL 1  
1.73Ac.

306.14  
S89°59'25"E

PLAT 1990-59  
309 PARCEL 2  
1.73Ac 1.73 Ac.

589°59'25"W  
406.14  
620.88

308  
2.89Ac

KINSMAN

LOT 1

GAYLORD WAY  
Tr. B 1991-82

107  
3.81Ac.  
PARCEL 1  
(3.81Ac.)

PARTITION

PLAT

1991-82

301  
1.94Ac.

1500  
0.31Ac  
5615

110  
1.50Ac

1600  
0.30Ac  
9683

PARCEL 2  
(1.50Ac.)

TRACT

109  
2.08Ac.

201  
3.00Ac  
5658

PS 41183

TRANSMISSION LINE

SEELY

BPA

OREGON

TRANSMISSION LINE

EASEMENT

OREGON

ELECTRIC

42.47

1/4 COR 30000

IW 23B

BOOK 26

3 IW 14C  
WILSONVILLE

**6.216 Rubbish.** No person shall throw, dump or deposit upon public or private property an injurious or offensive substance or any kind of rubbish, trash, debris, refuse or any substance that would mar the appearance, create a stench, detract from the cleanliness or safety of the property, or would be likely to injure an animal, vehicle or person traveling on a public way. *(Added by Ord. #257, 5/2/84).*

**6.218 Nuisances - Maintenance of Construction Sites.**

(1) No lumber, debris, building materials, or any equipment other than work trucks or cars will be stored on the City street at any time during construction. Any drop boxes placed on the street for collection of debris should have reflectors on all sides so as not to constitute a safety hazard. Open ditches, trenches or other traffic hazards shall be marked with reflectors and barriers. Streets shall be cleaned by the end of the work week. *(Amended by Ord. #257, 5/2/84).*

**6.220 Nuisances - Noxious Vegetation.**

(1) The owner, person in possession or agent of the owner of any lot, tract, or parcel, improved or unimproved, shall cut and remove, and keep cut and removed therefrom and from the half of the street or streets abutting the property, all weeds and other noxious vegetation, and all dead bushes, dead trees, stumps and anything likely to cause fire.

(2) Nothing herein contained shall be considered to apply to bushes, trees, shrubbery and/or other vegetation grown for food, fuel or ornament or for the production of food, fuel or ornament, providing that the health and safety of the public be not thereby endangered by the maintenance of such growth or vegetation.

**6.222 Radio and Television Interference.**

(1) No person shall operate or use an electrical, mechanical or other device, apparatus, instrument or machine that causes reasonable preventable interference with radio or television receptions; provided that the radio or television receiver interfered with is of good engineering design.

(2) This Section does not apply to electrical and radio devices licensed, approved and operated under the rules and regulations of the Federal Communications Commission. *(Amended Ord. #257, 5/2/84).*

**6.224 Notice and Advertisements.**

(1) No person shall attach or cause to be attached a placard, bill, advertisement or poster upon real or personal property, whether public or private, without first securing permission from the owner or person in control of the property. This Section shall not be construed as an amendment to or a repeal of any City regulation of the use and location of the signs.

(2) This section does not prohibit the distribution of non-commercial material. *(Amended Ord. #257, 5/2/84).*

**6.226 Disruptive Activity** - If a business's owner, customers, employees or person in charge of property engages in a pattern of disruptive activity either on the business premises or within 400 feet of the business premises, then the business shall be deemed a public nuisance. *(Amended, Ord. #370, 6/4/90)*

ROBERT MORTZ  
7252 FROG POND LN  
WILSONVILLE OR 97070

0313

09/01/1994 16:21 5036823957

CUSTOMER'S  
ORDER NO. \_\_\_\_\_ DATE 8-22 19 94  
BILL TO CITY OF Wilsonville  
ADDRESS 30000 SW TOWN CENTER LOOP E.  
SALESMAN Bob TERMS Net 30 days

CASH	CHARGE	C.O.D.	PAID OUT	RET. MOSE	RECD. ON ACCT.
<input checked="" type="checkbox"/>					
QUAN.	DESCRIPTION			PRICE	AMOUNT
2 hrs	Mowing on			45.-	90.00
	Tax MAP 3/w 14c				
	Lot 109				
	Total				90.00

All claims and returned goods MUST be accompanied by this bill.

SIGNATURE \_\_\_\_\_



Robert Moritz  
 7252 Frogpond Ln.  
 Wilsonville, OR 97170

0326

CUSTOMER'S ORDER NO. \_\_\_\_\_ DATE 8-29 19 94

SOLD TO City of Wilsonville

ADDRESS 30000 SW Town Center Loop E

SALESMAN Bob TERMS Net 30 days

CASH	CHARGE	C.O.D.	PAID OUT	RETO. MOSE.	RECD. ON ACCT.
QUAN.	DESCRIPTION			PRICE	AMOUNT
2 hrs	Mowing on -			45 -	90 -
	Tax Map R31W 13				
	Lot 404				
	Total				90 -

All claims and returned goods MUST be accompanied by this bill.

SIGNATURE \_\_\_\_\_

Robert Moritz  
 7252 Frogpond Ln.  
 Wilsonville, OR 97070

0323

CUSTOMER'S  
 ORDER NO. \_\_\_\_\_ DATE 8-28 19 94

SOLD TO City of Wilsonville

ADDRESS 30000 SW Town Center Loop E

SALESMAN Bob TERMS Net 30 days

CASH	CHARGE	C.O.D.	PAID OUT	RETD. MOSE.	RECD. ON ACCT.
QUAN.	DESCRIPTION	PRICE	AMOUNT		
2 hrs	Spray weed killer		30-		
	Tax Map R31W 14C				
	Lot 1500				
	Total		30-		

All claims and returned goods MUST be accompanied by this bill.

SIGNATURE \_\_\_\_\_