

**BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY,
OREGON**

ORDER No.

) IN THE MATTER OF AUTHORIZING A
) TEMPORARY REDUCTION OF LAND USE
) APPLICATION FEES FOR EXISTING PRIVATE
) DOCKS ON THE SIUSLAW RIVER.

WHEREAS, the Oregon Department of State Lands (“DSL”) has required the registration of private docks on the Siuslaw River since 1998; and

WHEREAS, the Oregon DSL has altered that portion of the registration procedure to require independent local government verification that a dock has local land use approval; and

WHEREAS, if a private dock did not receive local land use approval when the dock was constructed, the current owner must obtain local land use approval prior to registering the dock with the Oregon DSL; and

WHEREAS, Lane Manual 60.850 allows the Director of the Department of Public Works, or his or her designee, to reduce the fees contained in LC 60.851 when extraordinary circumstances cause strict application of the fees to be inappropriate. For existing private docks on the Siuslaw River that do not have local land use approval, the DSL alteration of registration requirements presents an extraordinary circumstance making the current fee for the required land use applications to obtain that approval inappropriate; and

WHEREAS, this matter having been fully considered by the Lane County Board of Commissioners.

NOW, THEREFORE IT IS HEREBY ORDERED the Public Works Director, or designee, shall reduce the land use application fees for existing private docks on the Siuslaw River that were constructed after July 24, 1980. The current applicable land use application fee shall be reduced to the amount that was in effect and would have been applicable when the dock was constructed. This reduction shall apply to private docks that existed on the Siuslaw River on January 1, 2005, and did not obtain land use approval from Lane County when constructed. This order authorizing limited, temporary fee reductions shall expire on December 31, 2006.

DATED this _____ day of _____, 2005.

Anna Morrison, Chair
Lane County Board of County Commissioners

APPROVED AS TO FORM

Date 12-7-2005 Lane County



OFFICE OF LEGAL COUNSEL