

ENDORSED
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 JOSEPHINE VELTRI
 County Clerk

BEFORE THE BOARD OF COUNTY COMMISSIONERS
 FOR TILLAMOOK COUNTY, OREGON

In the Matter of Spending)
 County Moneys on Local Access)
 Roads within the County for)
 Reasons of Public Safety)

ORDER
 0-92-35

This matter coming on to be heard this 4th day of March 1992, at a regular meeting of the Board of Commissioners, at which time it appears that Tillamook County is not liable for failure to improve local access roads or keep them in repair, but may spend county moneys on local access roads only if it determines that certain conditions, as specified in ORS 368.031, exist; and

WHEREAS: the Tillamook County Director of Public Works has recommended the expenditure of county moneys for the following work on local access roads:

1. Installing and maintaining street "name" signs.
2. Mowing and brush cutting to improve visibility for safety.
3. Performing small projects necessary to reopen roads blocked by storm activity.
4. Maintenance grading of gravel roads, including the adding of fresh crushed aggregate, as needed.
5. Maintenance of existing paving, including thin overlays when needed.
6. Inspecting bridges and posting appropriate signs warning of dangerous bridge conditions.
7. Maintaining and repairing the following bridges:
 - * Coho Bridge (#128) - (Foley Estates)
 - * Ridgeview Bridge (#129) - (Foley Estates)
 - * Curl Bridge (#151) - Curl Road
 - * Schriber Bridge (#170) - Schriber Road
 - * Prince Bridge (#172) - Kiger Road
 - * Cascade Trace (273) - (Silver Valley Ranch)
8. Keeping Bay Ocean Dike Road in a passable condition from the gate at the parking lot to the south Tillamook Jetty.

AND WHEREAS; the Tillamook County Board of Commissioners has determined the following reasons exist which justify the Road Fund expenditures:

1. The installation and maintenance of street "name" signs, requiring only a small expenditure of county moneys, will result in a large improvement to the public safety by making it easier for emergency services vehicles to find their destinations.
2. Mowing and brush cutting in selected areas of road right-of-ways, where there are bad sight distance conditions, will greatly improve the public safety for only a small expenditure of county moneys.
3. Reopening a local access road by removing trees or a small slide is an appropriate service to the citizens isolated by a storm. If the reopening of a local access road will be a large project, the Tillamook County Director of Public Works is to obtain Tillamook County Board of Commissioners approval for the specific work to be done.
4. The small cost to grade a gravel road provides a major safety benefit to the residences on the roadway. It also reduces the amount of time for emergency services vehicles to reach the residences.
5. The cost to maintain the paved roads is much less than the ultimate cost to replace the paving and base if the pavement is not maintained.
6. It is appropriate that the county spend the small amount of public road funds necessary to determine the condition of the local access road bridges and warn the public, with signs, of any bridge deficiencies.
7. The Curl, Schriber and Prince Bridges were constructed by Tillamook County. In order to prevent the county from becoming liable for damages due to inadequate maintenance of the bridges, it is necessary to maintain these bridges.

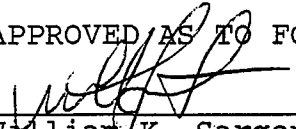
The Coho, Ridgeview and Cascade Trace Bridges were built by private developers. There is no organization with the responsibility for maintaining these bridges. With minor maintenance expenditures of county moneys, the service life of the bridges can be greatly extended. This will increase the time before the property owners will have to make a major investment for a new bridge.

8. A small expenditure of county moneys will keep the Bay Ocean Dike Road in a passable condition. This will allow fire fighting equipment access to the Bay Ocean area in case of a forest fire.

NOW THEREFORE; the Tillamook County Board of Commissioners hereby orders that the Tillamook County Public Works Department is hereby authorized to perform the work as requested by the Tillamook County Director of Public Works, provided that the budget of the Tillamook County Public Works has sufficient funds to perform that work. This order is to remain in effect until it is changed by a further order of the Tillamook County Board of Commissioners.

Dated this 4th day of March, 1992.

APPROVED AS TO FORM:



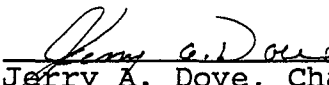
William K. Sargent
County Counsel

ATTEST: Josephine Veltri,
County Clerk

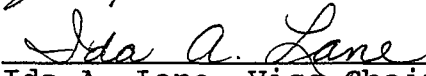


Deputy Leota Leake

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FOR TILLAMOOK COUNTY, OREGON



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STATE OF OREGON
COUNTY OF TILLAMOOK