

ORDINANCE NO. 51-1210

THIS IS AN ORDINANCE AMENDING ORDINANCE NO. 51 TO ENTITLE THE CITY TO RECOVER ATTORNEY FEES AGAINST PERPETRATORS OF NUISANCES AND OWNERS OF PROPERTY UPON WHICH NUISANCES ARE SITUATED

WHEREAS it has come to the attention of the City of Dunes City that situations constituting nuisances as defined in this Ordinance, or violations of other ordinances that are to be enforced as nuisances, are brought to the attention of Dunes City; and

WHEREAS it is the duty of the City of Dunes City to abate these violations as nuisances; and

WHEREAS these proceedings frequently call for the expenditures of substantial effort on behalf of the City Attorney; and

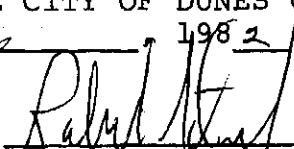
WHEREAS it has come to the attention of the City of Dunes City that the costs incurred will usually exceed the fifteen percent (15%) surcharge assessed in excess of actual costs incurred in abating the nuisance, and it is necessary to assess, as part of the costs of abating nuisances, the actual legal expenses incurred;

THEREFORE, THE CITY OF DUNES CITY DOES ORDAIN AS FOLLOWS:


In nuisance abatement proceedings, the City shall be entitled to assess, as part of its costs, the reasonable costs of the City Attorney's office the City incurs while enforcing abatement proceedings. These costs to be proposed by the City Recorder, the party(ies) to be assessed to be notified ten (10) days prior to hearing, and a hearing to be held at which this item of costs, along with other items to be assessed, will be considered. At that meeting, the City may assess attorney fees in addition to any other item of cost incurred by the City in any abatement proceeding.

ENACTED BY THE COUNCIL OF THE CITY OF DUNES CITY, OREGON, this 11 day of February, 1982.

APPROVED BY THE MAYOR OF THE CITY OF DUNES CITY, OREGON, this 11 day of February, 1982.


Robert Petersdorf, MAYOR

ATTEST:


Betty Stocking, CITY RECORDER