

FILED
WASCO COUNTY

2007 APR 27 P 2:33

WALTER W. BRETTON COATS
COUNTY CLERK

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6 IN THE COUNTY COURT OF THE STATE OF OREGON
7 IN AND FOR THE COUNTY OF WASCO
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9 IN THE MATTER OF ESTABLISHING)
10 A GEOGRAPHIC INFORMATION) ORDINANCE
11 SYSTEMS FEE.)

12 WHEREAS, a Geographic Information System enables the County to
13 improve access to public records for the benefit of the public; and

14 WHEREAS, a Geographic Information System enables the County to
15 improve access to public records for the purposes of executing the
16 responsibilities entrusted to the County by the public and thereby provide
17 better, more cost effective service; and

18 WHEREAS, a fee may be established for the purpose of providing
19 funds for the expenses incurred in implementing and maintaining a Wasco
20 County Geographic Information System; and

21 WHEREAS, the fee applies to the filing of all documents to which the
22 Land Corner Preservation Fund Fee would apply in the Wasco County
23 Clerk's Office and shall be in addition to any other fees prescribed by state
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02007-0175(5)

1 statute and/or adopted by the County to be collected by the County's GIS
2 Department; and

3 WHEREAS, the funds credited to the Geographic Information System
4 Program shall be used exclusively for Geographic Information System
5 expenses authorized in the annual budget, and the reasonable direct and
6 indirect cost of collection and administration.
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8 THE COUNTY COURT OF WASCO COUNTY, OREGON, ORDAINS
9 AS FOLLOWS:

10 SECTION 1. SHORT TITLE. Ordinance establishing a Geographic
11 Information System Fee.

12 SECTION 2. DEFINITIONS.

13 a) "Geographic Information System" means a computer
14 system for the storage, retrieval, spatial and logical
15 analysis of geographically based data. For Wasco
16 County this means a computerized system that improves
17 access and usefulness of geographic information about
18 Wasco County through spatial and logical analysis,
19 graphical display, central storage and distribution, and
20 public availability.
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22 b) "Instrument" means (a) deeds and mortgages of real
23 property, contracts affecting the title to real property,
24 authorized by law to be recorded, assignments thereof
25 and of any interest therein when properly acknowledged
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or proved and other interests affecting the title to real property; and (b) certificates of sale of real property under execution or order of court, or acknowledged or proved.

c) "Steering Committee" means the Geographic Information System Steering Committee.

SECTION 3. GEOGRAPHIC INFORMATION SYSTEM, SPECIFIC PERFORMANCE OBJECTIVE. A Geographic Information System, Specific Performance Objective has been established within the County budget. Money in this fund shall be used only to pay for Geographic Information System expenses authorized in the annual budget and the reasonable direct and indirect cost of collection and administration.

SECTION 4. GEOGRAPHIC INFORMATION SYSTEM FEE.

a) A fee shall be charged and collected in advance by the County Clerk in conjunction with recording any document to which the Land Corner Preservation Fund Fee would apply.

b) The amount of the fee shall be set at \$15.00 per document and may be reduced, or increased by Order of the Wasco County Court, upon recommendation of the Geographic Information System Steering Committee or its successor.

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- c) Five percent (5%) of all moneys collected under this Section shall be deposited in the County Clerk's Records Fund as authorized by ORS 205.320(18); the remainder of the moneys collected shall be deposited with the Wasco County Finance Director at least once per month to be credited to the GIS Fund.

SECTION 5. REPORTING. The Geographic Information System Steering Committee, or its successor, through the GIS Coordinator, shall prepare and deliver a report to the Wasco County Budget Committee every year as part of the annual budget review process.

SECTION 6. POWERS AND DUTIES OF COUNTY CLERK.

- a) The County Clerk shall maintain for the convenience of the public a list of all types of instruments for which this Ordinance authorizes a fee to be charged.
- b) In the event of a dispute, the County Clerk shall have final authority to determine whether a document is an "instrument" pursuant to Section 2 (b) of this Ordinance.

SECTION 7. SEVERABILITY CLAUSE.

If any portion of this Ordinance is held invalid by a Court of competent jurisdiction, such decision shall apply only with respect to the specific portion held invalid by the decision. It is the intent of Wasco County that the remaining portions of this Ordinance continue in full force and effect.

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SECTION 8. EMERGENCY CLAUSE.


This Ordinance being immediately necessary for the preservation of the public well being, an emergency is declared to exist and this Ordinance shall take effect on July 1, 2007.

Regularly passed and adopted by a unanimous vote of all members of the County Court of the County of Wasco, State of Oregon, this 18th day of April, 2007.

WASCO COUNTY COURT


Dan Ericksen, County Judge

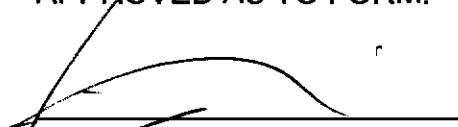
ATTEST:


Kathy McBride
Administrative Assistant


Sherry Holliday, County Commissioner

APPROVED AS TO FORM:


Bill Lennox, County Commissioner


Eric J. Nisley
District Attorney

02007-0175(5)