

BEFORE THE BOARD OF COMMISSIONERS

HOOD RIVER COUNTY, OREGON

IN THE MATTER OF REPEALING) ORDINANCE NO. _____
AND REPLACING ORDINANCE NO.)
349-LAND CORNER PRESERVATION)
FUND)

WHEREAS, Ordinance No. 349, codified as Title 3, Chapter 3.08 (Land Corner Preservation Fund) of the Hood River County Code, established a fund within the Hood River County General Fund known as the Public Land Corner Preservation Fund, and set a fee at the maximum statutory rate of \$10.00 to be collected by the Hood River County Clerk upon recording of certain instruments as set forth in ORS 205.130 and ORS 205.320; and

WHEREAS, all fees collected are deposited with the Budget and Finance Department and credited to the Public Land Corner Preservation Account, to be used only to pay expenses incurred or authorized by the County Surveyor in establishing and maintaining all corners created by government surveys; and

WHEREAS, enrolled House Bill 3175, relating to county recording fees, amends ORS 203.148 to remove the statutory limit of \$10.00, and authorizes the county governing body to establish the fee for recording all instruments under ORS 205.130(2) after providing public notice and holding a public hearing at which residents of the county may appear and be heard on the issue of changing the fee; and

WHEREAS, enrolled House Bill 3175 further requires all such moneys collected by the County Clerk to be deposited with the County Treasurer at least once a month and credited to the Public Land Corner Preservation Fund; and

WHEREAS, adjusting the fee will offset inflationary increases in program costs, provide adequate revenue to maintain a reserve fund balance, and continue to provide the necessary level of service to establish and maintain the several thousand government corners in Hood River County.

NOW, THEREFORE, the Hood River County Board of Commissioners **ORDAINS** as follows:

1. Hood River County Ordinance No. 349 is hereby repealed and replaced as set forth in Title 3, Chapter 3.08 (Land Corner Preservation Fund), attached hereto and incorporated herein by this reference.
2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion constitutes a separate, distinct and independent provision, and such holding does not affect the validity of the remaining portions hereof.

3. Nothing herein is intended to, nor acts herein to amend, replace, or otherwise conflict with any other Ordinances of Hood River County, or any other code or statutory provisions, unless expressly so stated.

Adopted this ____ day of _____, 2025.

**BOARD OF COUNTY COMMISSIONERS
HOOD RIVER COUNTY, OREGON**

Jennifer Euwer, Chair

Leticia Moretti, Commissioner

Arthur Babitz, Commissioner

Ed Weathers, Commissioner

Chad Muenzer, Commissioner