

**ORDINANCE NO. 1093**

**AN ORDINANCE AMENDING CANBY MUNICIPAL CODE SECTION 2.36.010 REGARDING THE FEE CHARGED FOR LIEN SEARCHES.**

**WHEREAS**, The City of Canby has completed a cost of service study indicating that each lien search costs the City approximately twenty-two dollars while the current fee specified in CMC 2.36.010 is five dollars; and

**WHEREAS**, The City Council finds that the current fee is too low and the Council should have the ability to change the fee periodically so that it can accurately reflect current costs;

**NOW, THEREFORE, THE CITY OF CANBY ORDAINS AS FOLLOWS:**

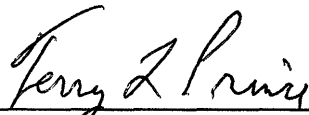
(1) CMC 2.36.010 is amended as follows:

For each certificate of lien or non-lien of the city requested by anyone and issued by the city recorder, after first searching the city's lien docket to determine whether or not a lot, tract or parcel of real property located within the city is subject to any city lien, there shall be paid to the city recorder a fee in an amount to be established by Council resolution. ~~the sum of five dollars.~~ Such fee shall accompany the request to the city recorder for the lien search or, at the discretion of the city recorder, shall be invoiced to the person, firm, or corporation requesting the lien search upon delivery to the requesting party of the lien or non-lien certificate.

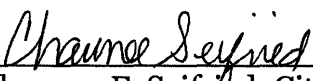
**SUBMITTED** to the Council and read the first time at a regular meeting thereof on March 6, 2002, ordered posted in three (3) public and conspicuous places in the City for a period of five (5) days, as authorized by the Canby City Charter; and to come up for final reading and action by the Canby City Council at a regular meeting thereof on March 20, 2002, commencing after the hour of 7:30 p.m., at the Council's regular meeting chambers at the Canby City Hall in Canby, Oregon.

**ENACTED** on the second and final reading by the Canby City Council at a regular meeting thereof on March 20, 2002 by the following vote:

YEAS 5      NAYS 0

  
\_\_\_\_\_  
Terry L Prince, Mayor

ATTEST:

  
\_\_\_\_\_  
Chauncey F. Seifried, City Recorder Pro Tem

**AFFIDAVIT OF POSTING**

STATE OF OREGON )  
 )  
County of Clackamas )  
 )  
CITY OF CANBY )

ss:

I, CHAUNEE SEIFRIED, being first duly sworn, depose and say that I am the Recorder for the City of Canby, Clackamas County, Oregon, a City duly incorporated under and by virtue of the laws of the State of Oregon.

That on the 6th day of March, 2002, the Council for said City of Canby held a regular Council Meeting, at which meeting Ordinance No. 1093 was read for the first time and passed by the vote of said Council and was then and there ordered posted in at least three (3) public and conspicuous places in said City for a period of five (5) days prior to the second reading and final vote on said Ordinance, as provided in Section 2 of Chapter 8 of the Charter of the City of Canby, and

Thereafter, on the 7th day of March, 2002, I personally posted said Ordinance in the following three (3) conspicuous places, all within the said City of Canby, to wit:

- 1. Canby City Hall Bulletin Board - outside
- 2. Canby Public Library Bulletin Board
- 3. Canby Post Office

That since said posting on the date aforesaid, the said Ordinance will remain posted in the said three (3) public and conspicuous places continuously for the period of five (5) days and until the very 20th day of March, 2002.

Chaunee F. Seifried  
Chaunee F. Seifried  
City Recorder pro tem

Subscribed and sworn to before me this 7th day of March, 2002.

Maria Ann Moretti  
Notary Public For Oregon  
My Commission Expires: 2-20-03