RESOLUTION No. 15/16-4
City of Dayton, Oregon

TITLE: *A Resolution Assessing a Lien for Costs of Sidewalk Improvements at 409 Ferry Street, Tax Lot #R4317DA-02200, Dayton, Oregon.*

WHEREAS, Gene D. Miller, Timothy D. Miller, and J. Joan Randall (hereinafter called "Owners") are the owners of real property at 409 Ferry Street (Tax Lot #R4317DA-02200) and otherwise known as:

> The Southwesterly 20 feet of Lots 256 and 257 and the Northeasterly 20 feet of Lot 258 in the Original Town of Dayton.

; and

WHEREAS, on April 26, 2013, Owners were made aware of the City of Dayton's intent to make sidewalk improvements along Ferry Street adjacent to Owners' real property at 409 Ferry Street in Dayton pursuant to Section 5.3.2 of the Dayton Municipal Code; and

WHEREAS, the total cost for the sidewalk improvements adjacent to 409 Ferry Street was $3,905, half of which is $1,952.50; and

WHEREAS, the City has repeatedly sent notices and invoices for the amount due; and

WHEREAS, Owners have not made any payments on said sidewalk improvements adjacent to 409 Ferry Street.

The City of Dayton resolves as follows:

1)   **THAT** the following cost is hereby entered into the City Lien Docket as a lien against the property identified as Tax Lot #R4317DA-02200 (and otherwise identified as shown above):

   a)   Sidewalk Improvements Adjacent to 409 Ferry Street $1,952.50

                                                      Total Lien $1,952.50

2)   **THAT** a Claim of Lien as shown in Exhibit A hereto shall also be filed with the Yamhill County Clerk; and

3)   **THAT** pursuant to Section 5.13.5(c), this lien shall accrue interest at the rate of 12% per annum from the date of adoption of this resolution until paid.

4)   **THAT** this resolution shall become effective immediately upon adoption.

ADOPTED this 3rd day of August 2015.

In Favor: Bixler, Collins, Frank, Marquez, Wytoski

Opposed: None

Absent: Price, Taylor

Abstained: None

_____   _____
Elizabeth Wytoski, Mayor   Date Signed   8/4/15

ATTEST:

_____   _____
Rochelle Roaden   Date of Enactment   8/3/15
City Recorder

Attachments: Exhibit A Notice of Municipal Lien on Real Property