

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF TILLAMOOK COUNTY**

PETITION FOR WITHDRAWAL OF TERRITORY FROM
THE NESKOWIN REGIONAL SANITARY AUTHORITY

PETITIONERS are landowners within the boundaries of the Neskowin Regional Sanitary Authority (NRSA) and request that the real properties set forth in this Petition be withdrawn from NRSA pursuant to ORS 198.870. Petitioners provide the following in support:

1. Affected Entity:

This Withdrawal Petition affects only Tillamook County and the Neskowin Regional Sanitary Authority (NRSA), a Sanitary authority organized and operating under its principal act, ORS 450.705 to 450.989. NRSA is a special district as defined in ORS 198.010(12) and a unit of local government and a local service district under ORS 174.116(2)(r).

2. Petitioners and Affected Properties:

The Petitioners seeking an order of withdrawal comprise the landowners and registered electors set forth on Enclosure 2, attached hereto and incorporated by reference as though fully set forth. Enclosure 2 provides the name of each owner, the identity of the parcel of real property owned and consent to withdrawal of the parcel from the boundaries of NRSA. The Affected Properties are all within “The Hills of Neskowin”, plat records of Tillamook County, Oregon recorded on February 4, 1997 Instrument No.: 97356936 in Plat Cabinet B 510-0 Plat Records and amended to add additional properties by “The Hills of Neskowin, Phase II” filed in the Plat Records of Tillamook County, Oregon on November 25, 1998, Instrument No.: 98374999, in Plat Cabinet B576-0, Plat Records. The original plat contained Lots 1-17 and Phase II added Lots 18-62. The Tillamook County Assessor Maps for The Hills of Neskowin (HON) is attached as Enclosure 3 and incorporated by reference as through fully set forth.

3. Board of County Commissioner Jurisdiction to Consider Withdrawal Request:

ORS 198.870(1)(a) provides that an owner of land may petition the Board of County Commissioners (Board) for withdrawal of property from NRSA. Similarly, ORS 198.870(1)(b) allows electors of an area within NRSA to petition the Board for withdrawal of an area. The Board is empowered to conduct a hearing process in accord with ORS 198.800 to 198.820. The Board may approve this Petition as presented or it may adjust the boundaries and approve. ORS 198.870(4) provides that the Petition shall be approved if it has not been, or not or would not be, feasible for the affected properties described in the Petition to receive service from NRSA.

Enclosure 1

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