



## NOTICE OF HEARING

January 10, 2024

Judy & Lori Turner  
17990 S Deininger Rd.  
Oregon City, OR 97045

**RE::** County of Clackamas v. Judy & Lori Turner  
**File:** V0009023

**Hearing Date:** February 13, 2024

**Time:** This item will not begin before 11:30am however it may begin later depending on the length of preceding items.

**Location:** Hearing will be held by virtual Zoom meeting. Please see attached information regarding the process for the Zoom meeting.

Enclosed you will find the following:

1. Notice of Rights
2. Copy of Complaint and Request for Hearing

You **must** appear at the time set forth in this Notice of Hearing or the relief requested in the **Complaint** may be **granted against you by default**.

**You can access the complete hearing packet at <https://www.clackamas.us/codeenforcement/hearings>**

You may contact Diane Bautista, Code Compliance Specialist for Clackamas County at (503) 742-4459, should you have any questions about the violation(s) in the **Complaint**. Do not call the Compliance Hearings Officer.

Enclosures

CC: Carl Cox -Compliance Hearings Officer

## STATEMENT OF RIGHTS

1. **Prior to the Hearing.** You have the right to make the following requests:
  - (A) You can request the opportunity to review public records and to talk to County staff about the violations or request a subpoena for that purpose if the County does not allow you to do so.
  - (B) You can request that the Hearings Officer postpone the hearing for good cause by writing the Hearings Officer at least 7 calendar days prior to the scheduled hearing date.
  - (C) You can request that the Hearings Officer decide the matter based exclusively on written materials from the parties or conduct the hearing by phone.
2. **Procedure.** The hearing will be governed by general rules of procedure designed to allow you to hear and confront the evidence against you, and for you to present evidence favorable to you. You are not required to present any evidence, the burden is on the County to establish by a preponderance of the evidence that a violation exists, or existed. Either party may, at their own expense, obtain an attorney to represent them at the hearing. If you wish to be represented by an attorney they need only notify the County and the Hearings Officer in writing of their intent to appear on your behalf. The County will present evidence first, and then you may question that evidence. You may then present your own evidence, if you wish, and the County may question your evidence. Testimony by witnesses is evidence. The Hearings Officer may inquire into any facts that are relevant to the hearing and may question the parties or witnesses about the case. Evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their serious affairs shall be admissible.
3. **Record of Proceedings.** An audio record will be made of the proceedings when a hearing is conducted. The audio record is available through the Clackamas County Code Enforcement Section and is available to you upon request.
4. **Hearings Officer.** The Hearings Officer is an independent contractor paid by the County to conduct hearings and render decisions. He/she is not a County employee. His/her function is to preside over the hearing, make a record of proceedings, consider admissible evidence, and interpret and apply the law. After the hearing is closed the Hearings Officer will enter written findings of fact, conclusions of law, and any Order deemed proper. If a violation is proven, then the Order may include civil penalties, fines, administrative fees, or may require the respondent to take certain actions, or refrain from certain actions. An Order issued by the Hearings Officer may be a Final Order or Continuing Order. The Hearings Officer's Order is the final decision of the County, and may be appealed pursuant to Oregon law. The Hearings Officer for Clackamas County is:

**Carl Cox**  
**Attorney at Law**  
**14725 NE 20<sup>th</sup> Street, #D-5**  
**Bellevue, WA 98007**
5. **Right to Recess.** If, during the course of the hearing, Respondent or the County requests a recess or postponement, or additional time to present crucial evidence, the Hearings Officer may allow a continuance of the hearing for good cause. The Respondent may also request that the proceeding be continued after the end of the hearing if the Respondent determines that additional evidence should be brought to the attention of the Hearings Officer.
6. **Right to Appeal.** The Final Order of the Hearings Officer shall set forth the right of the respondent to appeal any adverse Order. Appeal may be taken pursuant to Section 2.07.130 of the Clackamas County Hearings Officer Code, and Oregon Revised Statute 34.010-34.100. If appeal is taken, appellant is responsible for all costs of appeal including preparation of transcript.



You must have access to the internet or to a telephone line to use the Zoom platform, a copy of the link is provided below.

If you would like to present evidence at the Hearing please email or mail your evidence to Diane Bautista at 150 Beavercreek Rd, Oregon City, Oregon 97045, **no later than 4 working days prior to the hearing**. Staff will number your evidence for the hearing and provide the numbered documents to the Hearings Officer and send them back to you for reference.

If you are unable to participate in a hearing through the Zoom platform please contact Diane Bautista at 503-742-4459 **within 3 calendar days of receipt of the Notice of Hearing**.

If you do not know how to use Zoom, please Google "how to use Zoom" and there are many interactive guides on the internet.

If you experience difficulties connecting to the Zoom hearing **before** your scheduled start time, please call 503-830-9960 for assistance.

#### Zoom invite

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join.

<https://clackamascounty.zoom.us/j/83298322800?pwd=Wkd5R3lLSjBLVEFUb3o0TmJISXplLdz09>

Passcode: 888327

Or One tap mobile:

+12532050468,,83298322800# US

+12532158782,,83298322800# US (Tacoma)

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 253 205 0468 or +1 253 215 8782 or +1 346 248 7799 or +1 408 638 0968 or +1 669 444 9171 or +1 669 900 6833 or +1 719 359 4580 or +1 301 715 8592 or +1 305 224 1968 or +1 309 205 3325 or +1 312 626 6799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 646 876 9923 or +1 646 931 3860 or +1 689 278 1000

Webinar ID: 832 9832 2800

## Department of Transportation and Development

### **Nondiscrimination Policy:**

The Department of Transportation and Development is committed to non-discrimination. For more information go to: [www.clackamas.us/transportation/nondiscrimination](http://www.clackamas.us/transportation/nondiscrimination), email [JKauppi@clackamas.us](mailto:JKauppi@clackamas.us) or call (503) 742-4452.

### **¡LE DAMOS LA BIENVENIDA!** Spanish

El Departamento de Transporte y Desarrollo está comprometido con la no discriminación. Para obtener más información, visite: [www.clackamas.us/transportation/nondiscrimination](http://www.clackamas.us/transportation/nondiscrimination), envíe un correo electrónico a [JKauppi@clackamas.us](mailto:JKauppi@clackamas.us) o llame al 503-742-4452.

### **ДОБРО ПОЖАЛОВАТЬ!** Russian

Департамент транспорта и развития инфраструктуры стремится к соблюдению политики недопущения дискриминации. Для получения дополнительной информации посетите веб-сайт: [www.clackamas.us/transportation/nondiscrimination](http://www.clackamas.us/transportation/nondiscrimination), отправьте письмо на адрес эл. почты [JKauppi@clackamas.us](mailto:JKauppi@clackamas.us) или позвоните по телефону 503-742-4452.

### **欢迎!** Chinese (Mandarin)

交通和发展部致力于实现非歧视。如需了解更多信息，请访问 [www.clackamas.us/transportation/nondiscrimination](http://www.clackamas.us/transportation/nondiscrimination)，发送电子邮件至 [JKauppi@clackamas.us](mailto:JKauppi@clackamas.us) 或致电 503-742-4452。

### **CHÀO MỪNG!** Vietnamese

Bộ Vận Tải và Phát Triển cam kết thực thi chính sách không phân biệt đối xử. Để biết thêm thông tin, vui lòng truy cập trang mạng: [www.clackamas.us/transportation/nondiscrimination](http://www.clackamas.us/transportation/nondiscrimination), gửi email đến [JKauppi@clackamas.us](mailto:JKauppi@clackamas.us) hoặc gọi điện thoại theo số 503-742-4452.

### **환영합니다.** Korean

운송개발부는 차별 금지를 위해 모든 노력을 기울이고 있습니다. 자세한 내용은 홈페이지 [www.clackamas.us/transportation/nondiscrimination](http://www.clackamas.us/transportation/nondiscrimination)을 참조하거나 이메일 [JKauppi@clackamas.us](mailto:JKauppi@clackamas.us), 또는 전화 503-742-4452번으로 연락 주십시오.

BEFORE THE COMPLIANCE HEARINGS OFFICER  
for the  
CLACKAMAS COUNTY BOARD OF COMMISSIONERS

COUNTY OF CLACKAMAS,

Petitioner,

File No: V0009023

v.

JUDY TURNER and,  
LORI TURNER,

Respondents.

COMPLAINT AND REQUEST FOR HEARING

I, Diane Bautista, Code Enforcement Specialist for Clackamas County, allege the following:

1.

Respondent's mailing address is: 17990 S. Deininger Rd., Oregon City, OR 97045.

2.

The address or location of the violation(s) of law alleged in this Complaint is:

17990 S. Deininger Rd., Oregon City, OR 97045, also known as T3S, R3E, Section 06AA, Tax Lot 00100, and is located in Clackamas County, Oregon.

3.

On or about the 27th day of November, 2023 Respondents violated the following law, in the following way:

- a. Respondents violated the Clackamas County Solid Waste and Waste Management Code, Chapter 10.03 by accumulating inoperable and non-currently licensed vehicles and miscellaneous debris. This violation is a Priority 3 violation pursuant to the Clackamas County Violation Priorities.

4.

The Department initiating this procedure is the Code Enforcement Section of the Department of Transportation and Development.

5.

Notice of the violations was given to Respondents in the following manner: Citation and Complaint #2300090 in the amount of \$300.00 was mailed via first class mail on November 28, 2023. A copy of the notice document is attached to this Complaint as Exhibit H, and incorporated by this reference.

6.

Based on these allegations, petitioner requests that a hearing be set in this matter.

Petitioner seeks an Order from the Hearings Officer granting the following relief:

1. Pursuant to Clackamas County Code Section 2.07.090, ordering Respondents to immediately abate the violations and bring the property at issue into compliance with all laws, and permanently enjoining Respondents from violating these laws in the future;

2. Pursuant to Clackamas County Code Section 2.07.090, imposing a civil penalty against Respondents for each violation, within the range established by the Board of County Commissioners. Said range for a Solid Waste and Waste Management, Chapter 10.03 Priority 3 violation being \$250.00 to \$1,500.00 per occurrence as provided by Appendix B to the Clackamas County Code;

3. Pursuant to Clackamas County Code Section 2.07.090, ordering Respondents to pay an administrative compliance fee as provided by Appendix A to the Clackamas County Code;

4. Pursuant to Clackamas County Code Section 2.07.090, ordering Respondents to reimburse the County for any expense the County may incur in collection of any penalties, fines or fees that may be imposed:

and

5. Ordering any other relief deemed reasonably necessary to correct the violations.

DATED THIS 8th day of January, 2024.



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**Diane Bautista**  
**Code Enforcement Specialist**  
**FOR CLACKAMAS COUNTY**

COUNTY OF CLACKAMAS,

Petitioner,

v.

JUDY TURNER and,  
LORI TURNER,

Respondents.

File No.: V0009023

STATEMENT OF PROOF

History of Events and Exhibits:

March 14, 2023	Clackamas County received a complaint regarding inoperable and non-currently licensed vehicles, scrap metal and garbage.
March 14, 2023 Exhibit A	Correspondence was sent to the Respondents regarding potential solid waste code violations.
July 21, 2023 Exhibit B	Senior Code Enforcement Specialist Andrea Hall conducted a site inspection and confirmed three inoperable and non-currently licensed vehicles and approximately 6 or more pickup loads debris. This file was assigned to Andrea in error. File transferred to me for enforcement.
July 24, 2023 Exhibit C	Correspondence was sent to the Respondents for the solid waste code violations with a deadline of August 24, 2023.
August 3, 2023 Exhibit D	Complainant submitted photos to the County.
September 20, 2023 Exhibit E	I received authorization to access the complainant's property to conducted a site inspection. I confirmed inoperable and non-currently licensed vehicles and an accumulation of solid waste.
September 28, 2023 Exhibit F	Correspondence was sent to the Respondents for the solid waste code violations with a deadline of October 28, 2023.
November 27, 2023 Exhibit G	I conducted a site inspection and confirmed inoperable and non-currently licensed vehicles and an accumulation of solid waste remained on site.
November 28, 2023 Exhibit H	Citation 2300090 was issued for \$300.00 for the solid waste code violations. This citation was paid on December 27, 2023.
January 2, 2024 Exhibit I	I conducted a site inspection and confirmed inoperable and non-currently licensed vehicles and an accumulation of solid waste remained on site.
January 8, 2024	The County referred this matter to the Code Enforcement Hearings Officer.



If the Compliance Hearings Officer affirms the County's position by a preponderance of the evidence, the County may request a Continuing Order in this matter recommending the following:

- The Respondents be ordered to bring the property into compliance with the Clackamas County Solid Waste and Waste Management Code within 30 days of the Continuing Order.
  - Remove or screen all solid waste, including but not limited to equipment and furniture; vehicle parts; tires; scrap metal, or any other useless, unwanted or discarded material, or other similar non-putrescible solid waste or waste that is visible from the road or surrounding properties.
  - Remove the inoperable and/or not currently licensed vehicles and boats or render them, operable and licensed to persons currently residing on the subject property. Screen no more than two (2) vehicles from view of the road and surrounding properties.

Code Enforcement to confirm compliance of the above items and the County will submit a Post Hearing Status Report. The Report will be sent to the Compliance Hearings Officer and to the Respondents.

- The report may include the following recommendations:
- The imposition of civil penalties for the Solid Waste Code violations of up to \$1,500.00 for date cited November 27, 2023.
- Payment for Citation 2300090 for \$300.00 issued on November 28, 2023.
- The administrative compliance fee to be imposed from September 2023 until the violation is abated. As of this report the total amount due is \$225.00.
- The County requests the Hearings Officer to permanently prohibit the Respondents from violating this law in the future.
- If the Respondents fail to comply with the Hearings Officer's Continuing Order the County will request the Hearings Officer to issue a Final Order and will also request the Hearings Officer to authorize the County further enforcement action including to proceed to Circuit Court.



March 14, 2023

Judy & Lori Turner  
17990 S Deininger Rd  
Oregon City, OR 97045

**Subject: Alleged Violation of the Solid Waste Code, Title 10.03.060  
of the Clackamas County Code**

Site Address: 17990 S Deininger Rd Oregon City, OR 97045  
Legal Description: T3S, R3E, Section 06AA, Tax Lot 00100

It has come to the attention of Clackamas County Code Enforcement that there may be numerous inoperable or non-currently licensed vehicles and putrescible household solid waste at the above referenced property.

This may constitute a violation of the Solid Waste Code, Title 10.03.060 of the Clackamas County Code.

Please contact Andrea Hall, Code Enforcement Specialist, within ten (10) days of the date of this letter in order to discuss this matter.

E-mail address is [Andreahal@clackamas.us](mailto:Andreahal@clackamas.us)

Telephone number is 503-742-4467

*\*Clackamas County encourages voluntary compliance with code violations to support a safe and healthy community for all. Please note that a \$75.00 monthly Administrative Compliance Fee will be assessed if a violation has been determined and has not been abated. When a property owner works cooperatively with the County to resolve a confirmed code violation, the County may waive all or part of that fee.*

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Bộ Vận Tải và Phát Triển cam kết thực thi chính sách không phân biệt đối xử. Để biết thêm thông tin, vui lòng truy cập trang mạng:

[www.clackamas.us/transportation/nondiscrimination](http://www.clackamas.us/transportation/nondiscrimination), gửi email đến [JKauppi@clackamas.us](mailto:JKauppi@clackamas.us) hoặc gọi điện thoại theo số 503-742-4452.

**환영합니다.** Korean

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July 24, 2023

Judy Turner  
Lori Turner  
17990 S. Deininger Road  
Oregon City, OR 97045

**SUBJECT: Violation of Clackamas County Solid Waste and Waste Management Code, Title 10, Chapters 10.03.060 (A) and (B)**

**VIOLATION: V0009023**

**SITE ADDRESS:** 17990 S. Deininger Rd., Oregon City, OR 97045  
**LEGAL DESCRIPTION:** T3S, R3E, Section 06AA, Tax Lot 000100

This letter serves as notice of violations of the Clackamas County Code. The violations include:

- Inoperable and/or non-currently licensed vehicles
- Accumulation of solid waste

### **Solid Waste**

An accumulation of solid waste constitutes a violation of Solid Waste and Waste Management Code, Title 10, Chapters 10.03.060 (A) and (B), as it provides a condition of unsightliness and is considered a public nuisance. In order to abate the violations, you must complete the following **no later than August 24, 2023**:

- Remove or screen all solid waste, including but not limited to equipment and furniture; vehicle parts; tires; scrap metal, or any other useless, unwanted or discarded material, or other similar non-putrescible solid waste or waste that is visible from the road or surrounding properties.



## **Inoperable and/or Non-Currently Licensed Vehicles**

Inoperable and/or non-currently licensed vehicles constitute a violation of Solid Waste and Waste Management Code, Title 10, Chapters 10.03.060 (A) and (B), as it provides a condition of unsightliness and is considered a public nuisance. In order to abate the violations, you must complete the following **no later than August 24, 2023**:

- Remove the inoperable and/or not currently licensed vehicles from the subject property, **and/or**;
- Render the inoperable and/or currently unlicensed vehicles, operable and licensed, **and/or**;
- Place the inoperable and/or not currently licensed vehicles inside a permitted structure, **and/or**;
- Screen no more than two (2) vehicles from view of the road and surrounding properties, in accordance with the minimum screening requirements of the code (see Title 10.03.060 (C)). Please note: placing vehicles under tarps or tarp structures does not remedy the violation.

If you have any questions my direct telephone number is 503-742-4459 and my email is [dianebau@clackamas.us](mailto:dianebau@clackamas.us).

### **ITEMS INCLUDED IN THIS PACKET**

1. Violation Letter
2. Required Notice of Fines and Penalties



Diane Bautista  
Code Enforcement Specialist  
Clackamas County Code Enforcement

## Important Notices

1. **Administrative Compliance Fees.** It is important that you contact the Code Enforcement Section to resolve the violations described in the enclosed letter. **An administration compliance fee of \$75 will now be assessed monthly until the violations are abated.**
2. **Failure to resolve those violations may result in one or more of the following:** (1) a citation and fine, and (2) referral of this matter to the County Code Enforcement Compliance Hearings Officer.
3. **Request for a Hearing:** If you dispute the existence of the violations described in the enclosed letter you may request a hearing before the Hearings Officer by sending a written request for a hearing, including your name and address to: Code Enforcement Section, 150 Beaver Creek Rd., Oregon City, OR 97045, or at [codeenforcement@clackamas.us](mailto:codeenforcement@clackamas.us).
4. **Potential Fines and Penalties:** The Clackamas County Code provides for Citation fine amounts of up to \$500 and additional civil penalties imposed by the Hearings Officer of up to \$3,500 for each day the County verifies the noncompliance. Fine amounts and civil penalties may be assessed for each cited violation and may be assessed separately against each named party. In addition, the Hearings Officer may order the violation to be abated by the County at the expense of the property owner(s) and responsible parties.
5. **Voluntary Compliance:** Clackamas County encourages voluntary compliance with code violations to support a safe and healthy community for all. Please note that when a property owner works cooperatively with the County to resolve a confirmed code enforcement violation, the County may in its discretion waive all or part of the \$75 per month administrative fee.
6. **Non-Compliance may result in a lien upon your property:** Fines and costs are payable upon the effective date of the final order declaring the fine and costs. Fines and costs under this Chapter are a debt owing to the County, pursuant to ORS 30.460, and may be collected in the same manner as any other debt allowed by law. If fines or costs are not paid within 60 days after payment is ordered, the County may file and record the order for payment in the County Clerk Lien Record.
7. **Final Order may be enforced in Circuit Court:** Also, be advised that non-compliance with a Hearings Officer's Order may result in the matter being referred to County Counsel for legal action in Circuit Court which may result in additional penalties or other sanctions.
8. **Recurrences will result in additional Citations:** Finally, recurrences of abated violations may result in the issuance of a citation without prior notice.



00906728

Property Account Summary

<b>Account Number</b>	00906728	<b>Property Address</b>	17990 S DEININGER RD , OREGON CITY, OR 97045
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**General Information**

Alternate Property #	33E06AA00100
Property Description	1389 FISCHERS FOREST PK LT 1
Property Category	Land &/or Buildings
Status	Active, Locally Assessed
Tax Code Area	062-070
Remarks	

**Tax Rate**

Description	Rate
Total Rate	13.8686

**Property Characteristics**

Neighborhood	12081: Redland 100, 101
Land Class Category	101: Residential land improved
Building Class Category	13: Single family res, class 3
Year Built	1970
Change property ratio	1XX

**Related Properties**

No Related Properties Found

**Parties**

Role	Percent	Name	Address
Taxpayer	100	TURNER JUDY A	17990 S DEININGER RD, OREGON CITY, OR 97045
Owner	100	TURNER LORI A	NO MAILING ADDRESS, AVAILABLE,
Owner	100	TURNER JUDY A	17990 S DEININGER RD, OREGON CITY, OR 97045

**Property Values**

Value Type	Tax Year	Tax Year	Tax Year	Tax Year	Tax Year
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FIDELITY NATIONAL TITLE 528495

QUITCLAIM DEED—STATUTORY FORM  
INDIVIDUAL GRANTOR

Robert L. Turner & Judy A. Turner  
Grantor,

releases and quitclaims to Judy A. Turner

Grantee, all right, title and interest in and to the following described real property situated in Clackamas County, Oregon, to-wit:

Lot 1, FISCHER'S FOREST PARK, in the county of Clackamas and State of Oregon

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The true consideration for this conveyance is \$ 57,000.00 (Here comply with the requirements of ORS 93.030)

Dated this 10 day of 11, 1989

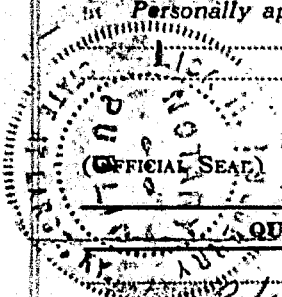
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

X Robert L. Turner  
Judy A. Turner

STATE OF OR OREGON, County of Scott ) ss.  
Personally appeared the above named Robert Turner November 10, 1989

and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me: Lisa H. Mulberry  
Notary Public for Oregon—My commission expires: 4-14-91



QUITCLAIM DEED	
<u>Robert Turner</u>	GRANTOR
	GRANTEE
GRANTEE'S ADDRESS, ZIP	
After recording return to:	
NAME, ADDRESS, ZIP	
Until a change is requested, all tax statements shall be sent to the following address:	
<u>92 25143</u>	
NAME, ADDRESS, ZIP	

STATE OF OREGON  
County of Clackamas  
I, John Kauffman, County Clerk, for the County of Clackamas, do hereby certify that the instrument of writing was received for recording in the records of said county at

92 APR 28 AM 11: 16



Witness my hand and seal affixed  
John Kauffman  
JOHN KAUFFMAN  
County Clerk

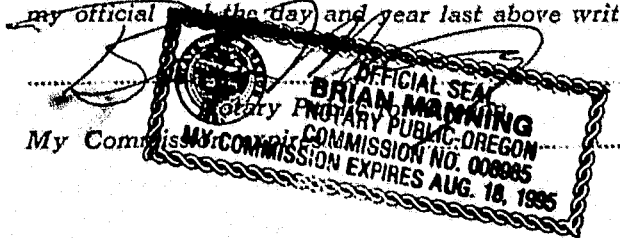
Recording Certificate  
CCP-R4 (Rev. 3/91) **92 25143**

STATE OF OREGON,  
County of Clackamas ) ss.

BE IT REMEMBERED, That on this 20<sup>th</sup> day of April, 1992, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named JUDY A. TURNER

known to me to be the identical individual.... described in and who executed the within instrument and acknowledged to me that she executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal (the day) and year last above written.



BEFORE THE COMPLIANCE HEARINGS OFFICER

for the

CLACKAMAS COUNTY BOARD OF COMMISSIONERS

COUNTY OF CLACKAMAS,

Petitioner,

v.

JUDY & LORI TURNER

Respondent.

File No.: V0009023

DECLARATION OF Duane Lamm  
IN SUPPORT OF PETITIONER

I,       Duane Lamm      , declare, under the penalty of perjury, the following to be true to the best of my personal knowledge and belief:

1. I am       Duane Lamm      , and I make this declaration in support of plaintiff's motion for an order and judgment on default.

2. The photos attached the Petitioner's Statement of Proof were taken by me on       8/2      , 20  23

3. I took the attached photos from       (location)       Backyard.

4. (Further description if necessary)

I HEREBY DECLARE THAT THE ABOVE STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND IT IS MADE

FOR USE AS EVIDENCE IN AN ADMINISTRATIVE HEARING OR COURT AND IS  
SUBJECT TO PENALTY FOR PERJURY.

Dated this 8 day of August, 2023.

Duane Lamm  
\_\_\_\_\_  
(TYPED NAME)







## Bautista, Diane

---

**From:** Lamm, Duane <Duane.Lamm@nwnatural.com>  
**Sent:** Wednesday, September 20, 2023 6:42 AM  
**To:** Bautista, Diane  
**Subject:** Property access approval at 17960 S. Deininger Rd. Oregon City

**Warning: External email. Be cautious opening attachments and links.**

---

Good morning, Diane,

Hope you enjoyed your time off.

I have left the gate unlocked on the left side of the property for you to access the backyard. I will have two labs in the house, so you will probably hear them barking but they are fine. There is a possibility that my wife may be home. She knows you will be there sometime today. Let me know if you need anything else.

Thank you. Have a good day.

*Duane Lamm*  
*NW Natural*  
*Contract Compliance Inspector | Contract Management*  
[dal@nwnatural.com](mailto:dal@nwnatural.com)  
*503-752-8936*



















HOME



Search

### Vehicle Information

---

**Make:**  
LINC

**Model:**  
BWD

**Year:**  
2002

**Body Style:**  
ZICW

**Vehicle Id:**  
5LTEW05A32K  
J02953

**Title Number:**  
1020045924

**Title Issued:**  
19-Jul-2010

**Odometer:**  
94,219

**Plate Type:**  
TREE

**Plate Id:**  
970ERV

**Registration Status:**  
Expired

**Registration Expiration:**  
05-Mar-2022

**Farm Number:**

**Equipment Number:**

**Length:**

**Weight:**



Gross Vehicle

Fuel Type:

Weight:

GASOLINE

Situs Address:

Primary Address:



OK

Mailing Address:

Insurance Company:  
COUNTRY  
MUTUAL  
INSURANCE  
CO

Policy Number:  
P010292909

Effective Date:  
10/08/2021

Termination Date:

 Owners

Name

Date of Birth

GALLAGHER, RICHARD LAWRENCE

25-Mar-1967



HOME



Search

Vehicle Information

Make:  
FORD

Model:

Year:  
1966

Body Style:  
2D

Vehicle Id:  
6R07C151657

Title Number:  
0008962222

Title Issued:  
29-Mar-2000

Odometer:

Plate Type:  
OREGON TRAIL

Plate Id:  
857ASJ

Registration Status:  
Expired

Registration Expiration:  
21-Mar-2004

Farm Number:

Equipment Number:

Length:

Weight:



OK

Situs Address:

Primary Address:

3727 SE 169TH PL PORTLAND OR 97236-1270

Mailing Address:

No Insurance Information on File

Owners



Date of Birth

SHIRKEY, PETER JOHN

05-Aug-1961

SHIRKEY, THERESA LYNN

22-Feb-1964

**Survivorship:**

JOINT TENANTS AGREE TO RIGHTS OF SURVIVORSHIP

 **Security Interest Holders**

None on file.

 **Flags**

None on file.

 **Brands**

None on file.



[Oregon DMV Home](#)

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HOME



Search

Vehicle Information

Make: FORD

Model: AER

Year: 1987

Body Style: ZIVA

Vehicle Id: 1FMCA11U0HZB00362

Title Number: 0210154529

Title Issued: 11-Apr-2002

Odometer:

Plate Type: TREE

Plate Id: WAU679

Registration Status: Expired

Registration Expiration: 19-Feb-2011

Farm Number:

Equipment Number:

Length:

Weight:



OK

Situs Address:

Primary Address: 17925 E BURNSIDE ST APT 201 PORTLAND OR 97233-4829

Mailing Address:

No Insurance Information on File

Owners



Date of Birth

SHIRKEY, THERESA LYNN

22-Feb-1964

SHIRKEY, PETER JOHN

05-Aug-1961

**Survivorship:**

JOINT TENANTS AGREE TO RIGHTS OF SURVIVORSHIP

 **Security Interest Holders**

None on file.

 **Flags**

None on file.

 **Brands**

None on file.



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September 28, 2023

Lori Turner  
Judy Turner  
17990 S. Deininger Road  
Oregon City, OR 97045

**SUBJECT: Violation of Clackamas County Solid Waste and Waste Management Code, Title 10, Chapters 10.03.060 (A) and (B)**

**VIOLATION: V0009023**

**SITE ADDRESS:** 17990 S. Deininger Rd., Oregon City, OR 97045

**LEGAL DESCRIPTION:** T3S, R3E, Section 06AA, Tax Lot 00100

This letter serves as notice of a violation of the Clackamas County Code. The violations include:

- Accumulation of solid waste
- Inoperable and/or non-currently licensed vehicles

## **VIOLATIONS & HOW TO RESOLVE**

### **Solid Waste**

An accumulation of solid waste constitutes a violation of Solid Waste and Waste Management Code, Title 10, Chapters 10.03.060 (A) and (B), as it provides a condition of unsightliness and is considered a public nuisance. In order to abate the violations, you must complete the following **no later than October 28, 2023**:

- Remove or screen all solid waste, including but not limited to equipment and furniture; vehicle parts; tires; scrap metal, or any other useless, unwanted or discarded material, or other similar non-putrescible solid waste or waste that is visible from the road or surrounding properties.

## **Inoperable and/or Non-Currently Licensed Vehicles**

Inoperable and/or non-currently licensed vehicles constitute a violation of Solid Waste and Waste Management Code, Title 10, Chapters 10.03.060 (A) and (B), as it provides a condition of unsightliness and is considered a public nuisance. In order to abate the violations, you must complete the following **no later than October 28, 2023**:

- Remove the inoperable and/or not currently licensed vehicles from the subject property, **and/or**;
- Render the inoperable and/or currently unlicensed vehicles, operable and licensed, **and/or**;
- Place the inoperable and/or not currently licensed vehicles inside a permitted structure, **and/or**;
- Screen no more than two (2) vehicles from view of the road and surrounding properties, in accordance with the minimum screening requirements of the code (see Title 10.03.060 (C)). Please note: placing vehicles under tarps or tarp structures does not remedy the violation.

## **CONTACT INFORMATION**

You may also stop by the Planning, Permitting and Code Enforcement Offices at the Development Services Building, 150 Beaver Creek Road, Oregon City. The lobby is open between the hours of 8:00 a.m. to 4:00 p.m. Monday, Tuesday and Thursday.

If you have any questions my direct telephone number is 503-742-4459 and my email is [dianebau@clackamas.us](mailto:dianebau@clackamas.us).

## **ITEMS INCLUDED IN THIS PACKET**

1. Violation Letter
2. Required Notice of Fines and Penalties



Diane Bautista  
Code Enforcement Specialist  
Clackamas County Code Enforcement



## Important Notices

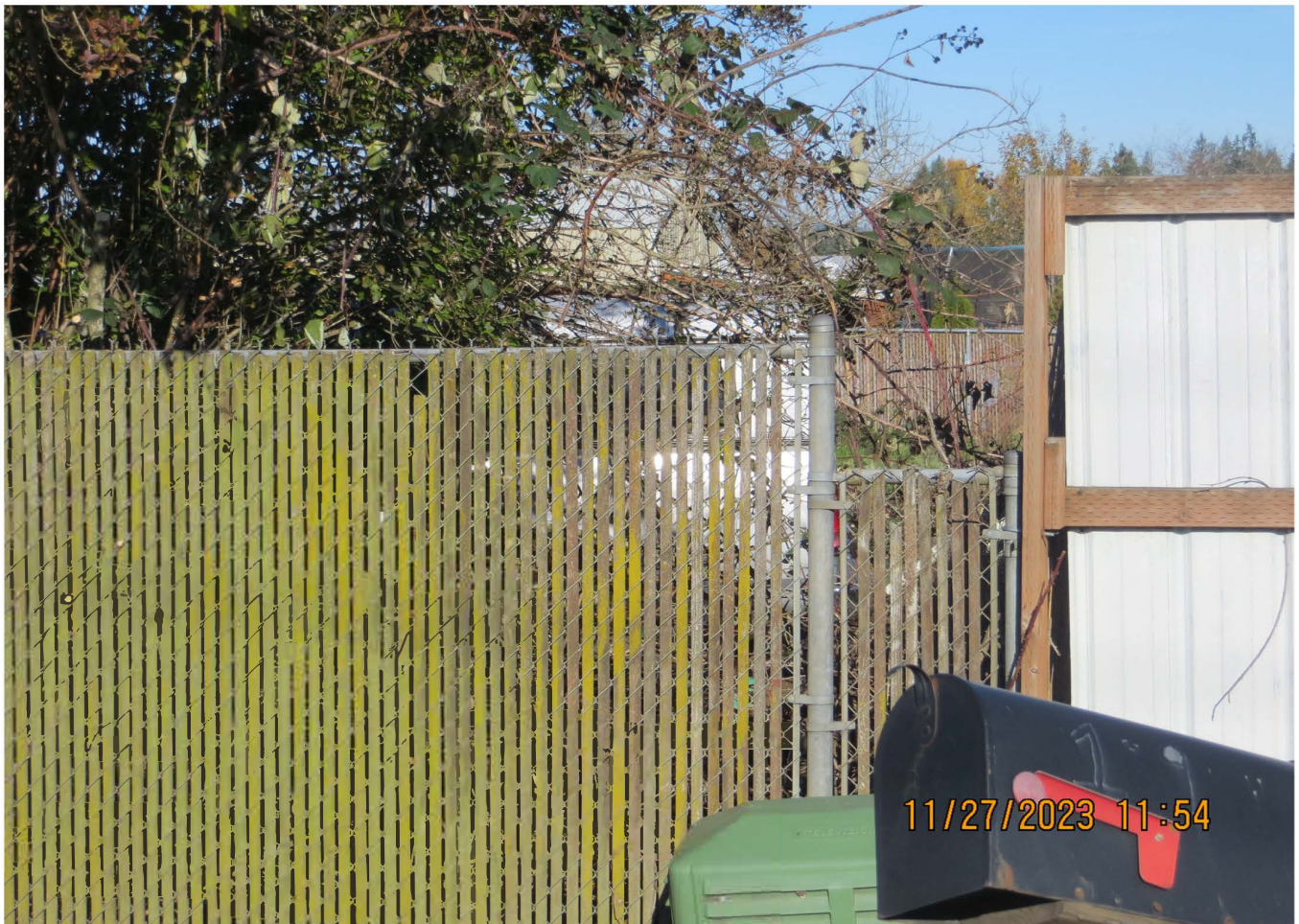
1. **Administrative Compliance Fees.** It is important that you contact the Code Enforcement Section to resolve the violations described in the enclosed letter. **An administration compliance fee of \$75 will now be assessed monthly until the violations are abated.**
2. **Failure to resolve those violations may result in one or more of the following:** (1) a citation and fine, and (2) referral of this matter to the County Code Enforcement Compliance Hearings Officer.
3. **Request for a Hearing:** If you dispute the existence of the violations described in the enclosed letter you may request a hearing before the Hearings Officer by sending a written request for a hearing, including your name and address to: Code Enforcement Section, 150 Beaver Creek Rd., Oregon City, OR 97045, or at [codeenforcement@clackamas.us](mailto:codeenforcement@clackamas.us).
4. **Potential Fines and Penalties:** The Clackamas County Code provides for Citation fine amounts of up to \$500 and additional civil penalties imposed by the Hearings Officer of up to \$3,500 for each day the County verifies the noncompliance. Fine amounts and civil penalties may be assessed for each cited violation and may be assessed separately against each named party. In addition, the Hearings Officer may order the violation to be abated by the County at the expense of the property owner(s) and responsible parties.
5. **Voluntary Compliance:** Clackamas County encourages voluntary compliance with code violations to support a safe and healthy community for all. Please note that when a property owner works cooperatively with the County to resolve a confirmed code enforcement violation, the County may in its discretion waive all or part of the \$75 per month administrative fee.
6. **Non-Compliance may result in a lien upon your property:** Fines and costs are payable upon the effective date of the final order declaring the fine and costs. Fines and costs under this Chapter are a debt owing to the County, pursuant to ORS 30.460, and may be collected in the same manner as any other debt allowed by law. If fines or costs are not paid within 60 days after payment is ordered, the County may file and record the order for payment in the County Clerk Lien Record.
7. **Final Order may be enforced in Circuit Court:** Also, be advised that non-compliance with a Hearings Officer's Order may result in the matter being referred to County Counsel for legal action in Circuit Court which may result in additional penalties or other sanctions.
8. **Recurrences will result in additional Citations:** Finally, recurrences of abated violations may result in the issuance of a citation without prior notice.



















Citation No. 2300090

Case No. V0009023

# ADMINISTRATIVE CITATION

Date Issued: November 28, 2023

**Name and Address of Person(s) Cited:**

Name: Judy Turner  
Name: Lori Turner  
Mailing Address: 17990 S. Deininger Road  
City, State, Zip: Oregon City, OR 97045

Date Violation(s) Confirmed: On the 27th day of November, 2023, the person(s) cited committed or allowed to be committed, the violation(s) of law described below, at the following address:

Address of Violation(s): 17990 S. Deininger Rd., Oregon City, OR 97045

Legal Description: T3S, R3E Section 06AA, Tax Lot(s) 00100

**Law(s) Violated:**

Chapter 10.03 of CCC Solid Waste and Waste Management, Section 10.03.060

**Description of the violation(s):**

- 1) Inoperable and/or non-currently licensed vehicles and an accumulation of solid waste

Maximum Civil Penalty \$1,500.00

Fine \$300.00

You may avoid paying the civil penalty by abating the violation(s) and paying a total fine of \$300.00. If you have questions regarding how to abate the violation(s) contact Clackamas County Code Enforcement at the number listed below. Please be advised a \$75 monthly administrative fee is being assessed.

I hereby certify under penalties provided by ORS 153.990 that I have reasonable grounds to and do believe that the above person(s) committed or allowed to be committed the violation(s) described on this form.

Citation issued by: Diane Bautista  
Telephone No.: 503-742-4459

Date: November 28, 2023  
Department Initiating Enforcement Action: Code Enforcement

# **PLEASE READ CAREFULLY!**

You have been cited for the violation(s) of law stated on the front of this form. You MUST exercise ONE of the following options within fifteen calendar days of the date of this citation.

If you fail to exercise one of these options within fifteen calendar days of the citation date, the County may request a hearing before the Code Enforcement Hearings Officer following which you may be ordered to pay the maximum civil penalty and abate the violation.

Options:

1. Abate the violation and pay the fine. Sign the statement of Understanding below and deliver or mail this form, together with a check or money order payable to Clackamas County in the amount of the fine to:  
     Clackamas County Code Enforcement Section  
     150 Beaver Creek Rd.  
     Oregon City, OR 97045
2. Request a hearing in writing. You may request a hearing to contest the violation(s) alleged. A written request for a hearing must be mailed to Clackamas County at the address listed above or sent to [codeenforcement@clackamas.us](mailto:codeenforcement@clackamas.us).

A request for hearing must contain all of the following information:

- a. Your name and address;
- b. A copy of the citation or the Citation No. and Case No.; and,
- c. The description of the relief you are requesting.

At the hearing, an administrative fee may be assessed by the Hearings Officer in addition to civil penalty(ies) if the Hearings Officer concludes you are responsible for the violation. If a civil penalty is imposed the amount will likely exceed the fine amount on this citation.

## STATEMENT OF UNDERSTANDING

I, the undersigned, do hereby acknowledge that I understand the following:

1. By paying the fine I admit the existence of the violation(s) alleged on this citation and my responsibility for it.
2. Paying the fine does not relieve me of my responsibility to correct the violation and to comply with all applicable laws.
3. Additional citations may be issued to me if I fail to correct the violation or violate other applicable laws.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip

Contact Number: \_\_\_\_\_ Email: \_\_\_\_\_

**RECEIPT**

Clackamas County  
DEVELOPMENT SERVICES BUILDING  
150 BEAVERCREEK RD.  
OREGON CITY, OR 97045

**Application:** V0009023  
**Application Type:** CodeEnforcement/Violation/NA/NA  
**Address:** 17990 S DEININGER RD  
OREGON CITY, OR 97045

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**Receipt No.** 1397882

<b>Payment Method</b>	<b>Ref Number</b>	<b>Amount Paid</b>	<b>Payment Date</b>	<b>Cashier ID</b>	<b>Comments</b>	<b>Payor</b>
Check	2483	\$300.00	12/27/2023	DBUZZA		Lori Turner & Judi Turner
		<u>\$300.00</u>				

**Owner Info.:** TURNER JUDY & LORI  
17990 S DEININGER RD  
OREGON CITY, OR 97045

**Work Description:** ALLEGED - INOPS & PUTRESCIBLE HOUSEHOLD WASTE DUMPED ON PROPERTY







