

**BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR JOSEPHINE COUNTY
STATE OF OREGON**

IN THE MATTER OF PROCEDURES FOR }
THE PROCESSING OF CLAIMS BY }
PROPERTY OWNERS TO COMPENSATE }
FOR LOSS OF PROPERTY VALUE }
RESULTING FROM LAND USE }
RESTRICTIONS UNDER OREGON 2004 }
BALLOT MEASURE 37 }

ORDER NO. 2004-078

WHEREAS, the voters of the State of Oregon adopted amendments to the Oregon Revised Statutes, Chapter 197, pursuant to Oregon Ballot Measure 37-2004, that require governments to compensate some property owners, or forgo enforcement of said land use restrictions, when certain land use restrictions reduce property values; and

WHEREAS, Ballot Measure 37 establishes the right for property owners to file claims for just compensation with the governing body of counties and other governmental bodies whenever a property owner believes the enactment or enforcement of a land use regulation results in the loss in the fair market value of the claimant's property; and

WHEREAS, Ballot Measure 37 further establishes the obligation of governmental bodies to either: (1) compensate property owners for the resulting loss in value, or (2) modify, remove or not apply the land use regulation to allow the owner to use the property for a use permitted at the time the owner acquired the property; and

WHEREAS, Ballot Measure 37 authorizes governing bodies to adopt or apply reasonable procedures for the processing of claims made under the act;

NOW, THEREFORE, IT IS HEREBY ORDERED that the attached claim form be approved and adopted for use in the receipt, processing and determination regarding claims for compensation made pursuant to 2004 Ballot Measure 37 and the Oregon Revised Statutes, Chapter 197; and

IT IS HEREBY FURTHER ORDERED that all claims be filed at the Josephine County Board of Commissioners Office at 500 NW 6th Street, Grants Pass OR 97526.

DATED this 1st day of December, 2004.

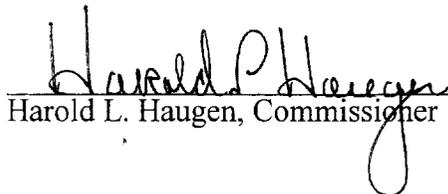
JOSEPHINE COUNTY
BOARD OF COMMISSIONERS



Jim Riddle, Chair

Jim Brock - NO

Jim Brock, Vice Chair



Harold L. Haugen, Commissioner