

ORDINANCE NO. 453**AN ORDINANCE AUTHORIZING IMPOSING LIENS ON REAL PROPERTY FOR CITY ASSESSMENTS, COST AND CHARGES.****The city of Madras deems as follows:**

Section 1. Definitions. All charges, costs, and assessments imposed by the city of Madras pursuant to ordinances of the city of Madras including but not limited to water service charges, sewer service charges, charges for lot cleanup, charges for fines and assessments relating to zoning ordinance violations or other charges and assessments relating to ordinance violations, charges for services provided by city maintenance crews and any other charges or assessments allowed by statute against residents of the city of Madras shall constitute a lien imposable against residents who own property in the city of Madras.

Section 2. Notification. That when a lien is imposable pursuant to the terms of Section 1 of this ordinance, when said charges and assessments become 90 days overdue the owner of the real property to which these charges or assessments may relate shall be notified in writing by the city administrator of the city of Madras the nature of the charges due and that said charges will be imposed as a lien against the real property owned by the owner unless paid within ten (10) days.

Section 3. Lien Claim. If said liens are not paid within ten (10) days after notice is mailed to the property owners, the city administrator shall cause to be filed with the county clerk of Jefferson County a statement of lien claim and notice of lien and said notice shall be recorded in the book and records of deeds and real property and the city administrator shall cause to be served upon the property owners by registered-certified mail, a copy of said notice of lien claim.

Section 4. Time Limit on Lien Claim. That said notice of lien claim shall exist as a lien against the property so filed in accordance herein until paid in full.

Section 5. Option of Execution of Lien. That the city shall have the option of executing the lien pursuant to lien foreclosure proceedings as set forth in ORS 223.505 through ORS 223.670.

Section 6. Costs. In any foreclosure action by the city the city shall be entitled to such costs, attorney's fees and interest as may be allowed by statute for foreclosure proceedings in addition to the amount due in the notice of lien recorded with the county clerk. Interest shall accrue at the statutory legal rate of interest in the State of Oregon from the date of the lien filing.

Passed by the council and approved by the mayor November 24, 1987.