

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Appeal of James
Weaver, dba Abes Second Hand Store

RESOLUTION
AND ORDER
91-117

WHEREAS, pursuant to MCC 6.81, James Weaver, dba Abe's Second Hand Store, applied in June 1990 for a permit to do business within the County, and

WHEREAS, the permit request was denied by the City Bureau of Licenses, acting as agent for the County, and

WHEREAS, Mr. Weaver, in accordance with MCC 6.81 appealed the denial to the Board, and

WHEREAS, the Board remanded the matter to a Hearing's Office for further proceedings on June 6, 1991, and

WHEREAS, Abe's Second Hand Store, located at 12300 SE Division Street, was annexed into the City of Portland effective July 1, 1991, and

WHEREAS, the effect of the annexation was to deprive the County of jurisdiction over the license application; and

WHEREAS, the City of Portland has licensing procedures and standards that will apply to this business;

THEREFORE, BE IT RESOLVED AND ORDERED:

1. The appeal of James Weaver, dba Abe's Second Hand Store is dismissed; the County has no authority to make a final decision in a license proceeding that was pending when the subject property was annexed into the City of Portland.

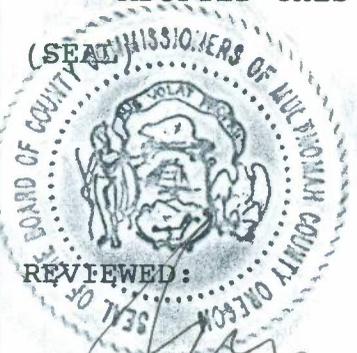
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2. The application for a second hand dealer's permit is also dismissed.

ADOPTED this 15th day of August, 1991.



By [Signature]
Gladys McCoy, Chair
Multnomah County, Oregon

REVIEWED:

By [Signature]
Laurence Kressel, County Counsel
For Multnomah County, Oregon

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