

RESOLUTION NO. 24-15

A RESOLUTION DECLARING AN EMERGENCY AND TEMPORARILY EXEMPTING THE CONSTRUCTION ACTIVITIES IN 7TH STREET RIGHT-OF-WAY AND TRAVEL LANES ASSOCIATED WITH SP 18-118, HARRISON STREET APARTMENT DEVELOPMENT PROJECT, FROM THE PROHIBITION AGAINST UNLAWFUL NOISES

WHEREAS, Oregon City Municipal Code (OCMC) 2.52.020 defines “emergencies” to include “utility or transportation emergencies”; and

WHEREAS, OCMC 2.52.040(L) authorizes the City, in cases of emergency to “order such other measures as are necessary for the protection of life or property, or for the recovery from the emergency”; and

WHEREAS, the City would be acting in the best public interest by facilitating the completion of paving activities associated with SP 18-118 Harrison Street Apartment Development (“Project”) and within the 7th Street travel lanes; and

WHEREAS, the Project construction activities within the 7th Street travel lanes will be limited to two nights; and

WHEREAS, transportation in the vicinity of the Project is vital to the community, and completing the needed work at night is vital to the economic and mobility interests of the City; and

WHEREAS, OCMC 9.12.023(E) declares the construction, demolition, alteration or repair of any building or the excavation of any streets and highways in a residentially zoned neighborhood between the hours of six p.m. and seven a.m., Monday through Friday; and between six p.m. and nine a.m. on Saturday and Sunday to be a violation.

NOW, THEREFORE, OREGON CITY RESOLVES AS FOLLOWS:

Section 1. The City Commission declares an emergency, limited to paving activities associated with SP 18-118 Harrison Street Apartment Development (“Project”), as shown in the map (**Exhibit A**) to this resolution. Consistent with OCMC 2.52.070 and, by this resolution, the Commission declares an emergency from May 15, 2024, at 6:00 PM to June 1, 2024, at 9:00 AM.

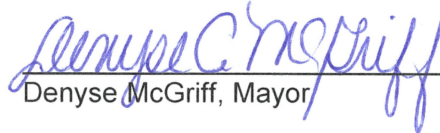
Section 2. Based on the emergency identified above, the City Commission grants the construction activities in 7th Street rights-of way-exemption from Section 9.12.020 of the Oregon City Municipal Code for the completion of paving activities associated with the Project and affecting the 7th Street traffic, for two nights during the period identified above in Section 1 of this resolution.

Section 3. This resolution shall take effect immediately upon its adoption by the City Commission.

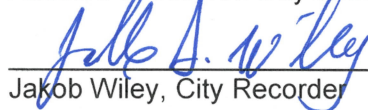
Section 4. The City Commission hereby directs the City Manager and City staff to undertake all appropriate and practical measures to lessen the impacts of night-time work on City residents and businesses as authorized by this resolution.

Section 5. The City Commission adopts these procedures to prevent, minimize, respond to, or recover from the emergency consistent with OCMC 2.52.040.

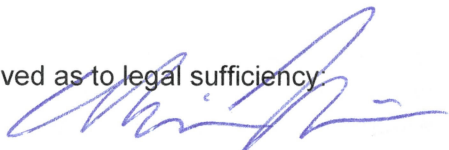
Approved and adopted at a regular meeting of the City Commission held on the 15th day of May, 2024.


Denyse McGriff, Mayor

Attested to this 15h Day of May, 2024


Jakob Wiley, City Recorder

Approved as to legal sufficiency


City Attorney

