

ORDINANCE NO. 99-1000

AN ORDINANCE REPEALING TITLE 15: BUILDINGS AND CONSTRUCTION, CHAPTER 15.04: BUILDING CODE, SECTION 15.04.010: ADOPTED, OF THE OREGON CITY MUNICIPAL CODE OF 1991, AND ENACTING A NEW TITLE 15: BUILDINGS AND CONSTRUCTION, CHAPTER 15.04: BUILDING CODE, SECTION 15.04.010: ADOPTED AND SECTION 15.04.020: VIOLATION, AND DECLARING AN EMERGENCY

OREGON CITY ORDAINS AS FOLLOWS:

Section 1. That Title 15: BUILDINGS AND CONSTRUCTION, Chapter 15.04: BUILDING CODE, Section 15.04.010: ADOPTED, is hereby repealed and a new Section 15.04.010 is enacted to read as follows:

15.04.010 Adopted. Except as otherwise provided in this ordinance, the following State specialty codes are hereinafter adopted and shall be in full force and effect as part of the Oregon City Municipal Code of 1991, pursuant to ORS 455.153:

1. The State of Oregon Structural Specialty Code, as adopted by ORS 455.010 through 455.895, OAR 918-460-0010 through 918-460-0015 and delegated to the City by ORS 455.153(1)(a); provided, however, that Section 104.2.10, Appendix Chapter 9 Fire-Extinguishing Systems shall replace Chapter 9 Fire-Extinguishing Systems, and, provided further, that Chapter 33 Excavation and Grading (Section 3304 through 3309 and Section 3311 through 3318) (hereinafter "Structural Specialty Code") shall be effective within Oregon City; and further provided that Section 104.2.10, a separate and administrative section of the aforesaid Oregon Structural Specialty Code, is specifically adopted by the City.

2. The State of Oregon Mechanical Specialty Code, as adopted by ORS 455.020 to 455.040 and ORS 455.110, and OAR 918-440-0010 through OAR 918-440-0040 (hereinafter "Mechanical Specialty Code"). In this connection, the City accepts the authority to set fees by resolution and delegates this function to the City Commission to do so by resolution, all in accordance with ORS 455.153(1)(a);

3. The State of Oregon Plumbing Specialty Code, as adopted by ORS 455.020 to ORS 455.040 and ORS 455.110, OAR 918-750-0010 and delegated to the City by ORS 455.153(1)(a) (hereinafter "Plumbing Specialty Code");

4. The State of Oregon Electrical Specialty Code, as adopted by ORS 479.730, OAR 918-305-0000 to -0260 and delegated to the Commission to set fees by resolution of the City by ORS 455.153(1)(a) (hereinafter "Electrical Specialty Code");

5. The State of Oregon One and Two Family Dwelling Specialty Code, as adopted by ORS 455.610, OAR 918-480-0000 and delegated to the City by ORS 455.153(1)(a) (hereinafter "One and Two Family Specialty Code");

6. The State of Oregon Regulations for: Mobile home and manufactured dwelling parks; temporary parks, manufactured dwelling installation support and tie down requirements; park or camp requirements as adopted by ORS 446.062, OAR 918-500-0000 through 918-500-0065, OAR 918-520-0010 through OAR 918-520-0110, OAR 918-650-000 through OAR 918-650-085 and delegated to the City by ORS 455.153(1)(b)

7. The City Commission may require independent review of analysis of building subject to this code by qualified persons at the permit applicant's expense;

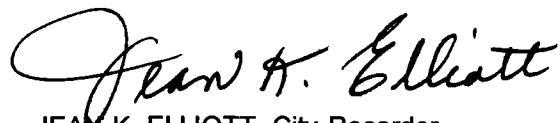
8. Fee schedules applicable to permits under this code shall be effective as of the date of publication by the State of Oregon. Valuation of each project/building shall be determined by the building official. Further, notwithstanding Section 15.04.010 (8) of the Oregon ~~Structural Specialty~~ *city municipal* Code, the City Commission may revise fees charged under said code by resolution of the City Commission.

Section 2. That Title 15: BUILDINGS AND CONSTRUCTION, Chapter 15.04: BUILDING CODE, Section 15.04.020: VIOLATION, is hereby adopted to read as follows:

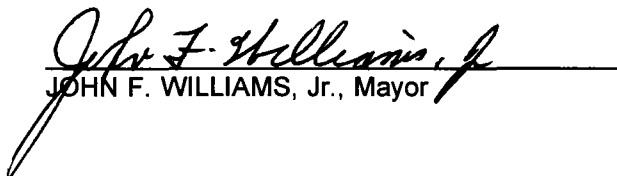
15.04.020 Violation. Any building or structure in violation of Technical Codes, adopted by the appropriate agency of the State of Oregon, shall be deemed a nuisance. Violation of any provision of the Technical Codes shall constitute a civil infraction subject to the code enforcement procedures of Chapter 1.16 of this Code.

Section 3. Emergency. Because this ordinance is necessary for the preservation of the peace and public health, safety and welfare of Oregon City, and to provide for an orderly transition in a reasonable time to this regulatory system, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from the time of passage by the Commission.

Read first time at a regular meeting of the City Commission held on the 20th day of January, 1999, and the foregoing ordinance was finally enacted by the City Commission on this 20th day of January, 1999.


JEAN K. ELLIOTT, City Recorder

ATTESTED to this 20th day of January, 1999.


JOHN F. WILLIAMS, Jr., Mayor

ORDINANCE NO. 99-1000

Effective Date: January 20, 1999



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

January 20, 1999

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Subject: Proposed Ordinance No. 99-1000, An Ordinance Repealing Title 15: Buildings and Construction, Chapter 15.04: Building Code, Section 15.04.010: Adopted, of the Oregon City Municipal Code of 1991, and Enacting a New Title 15: Buildings and Construction, Chapter 15.04: Building Code, Section 15.04.010: Adopted and Section 15.04.020: Violation, And Declaring an Emergency

Report No. 99-13

In 1973, the State of Oregon adopted a State Amended Uniform Building Code which is required to be used by all jurisdictions through the state of Oregon. Approximately each three years, the state adopts new codes to include new technology, methods of construction and to adjust to problems found during the period from last adoption.

Each time the state adopts a new code, local jurisdictions were required to adopt the new codes locally. Recently, the State of Oregon changed their method of adoption of new codes. The change allows local jurisdictions to simply start using the new codes at the time of the effective date.

On the January 20, 1999 agenda is proposed Ordinance No. 99-1000 (copy attached) which adopts the Uniform Building Code pursuant to ORS 455.153 and related Oregon Administrative Rules.

Notice of proposed Ordinance No. 99-1000 has been posted at City Hall, Municipal Elevator and Pioneer Community Center by direction of the City Recorder. Because of the need to continue the codes, an emergency has been declared. It is recommended that first and second reading be unanimously approved for final enactment to become effective immediately.

CHARLES LEESON
City Manager

jke
Attach.
cc:

Building Official

Staff: Ron Storzbach



CITY OF OREGON CITY

320 WARNER MILNE ROAD | OREGON CITY, OREGON 97045
TEL 657-0891 | FAX 657-7892

Date: January 15, 1999

To: Jean McNulty, City Recorder

From: Ron Storzbach, Building Official
Community Development Department

Sub: Ordinance 99-1000
Adoption of State Construction Codes

There is a problem with the ordinance as written.

15.04.010.1. State of Oregon Structural Specialty Code, as adopted by ORS 455.010 through 455.895, OAR 918-460-010 through 918-460-015 and delegated to the City by ORS 455.153(1)(a); provided however, **that Section 104.2.10, Appendix Chapter 9 Fire-Extinguishing Systems replacing Chapter 9 Fire-Extinguishing Systems, and,** provided further, that Chapter 33 Excavation and Grading(Sections 3304 through 3309 and Sections 3311 through 3318) (hereinafter "Structural Specialty Code") shall be effective within Oregon City;

"That Section 104.2.10" is a separate section of the Structural Specialty Code (administrative section) to be adopted and is not a part of Appendix Chapter 9 Fire-Extinguishing Systems.

I don't know what happened but it also reads wrong in my draft ordinance.

Please let Mr. Sullivan know prior to the meeting so that it can be corrected.

Also, in 15.04.010.8 it would be a good idea add a statement that the City Commission may change the fee schedules by resolution, since Senate Bill 35 in the last legislature now allows that to occur.

Thanks