

RESOLUTION NO. 20-29

A RESOLUTION DECLARING AN EMERGENCY AND EXEMPTING THE OREGON CITY PUBLIC WORKS DEPARTMENT FROM THE PROHIBITION AGAINST UNLAWFUL NOISES ON A TEMPORARY BASIS

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 has set aside funds to construct certain roadway improvements, including the Barclay Hills Rectangular Rapid Flashing Beacon (RRFB) Project (the “Project”); and

WHEREAS, transportation in the vicinity of the Project is vital to the community and interfering with transportation use during the day will cause significant disruption to the economic life of the City; and

WHEREAS, the method that allows the City to best effectuate the Project requires that work be done at night to minimize impacts on the City's residents, businesses, and transportation facilities; 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 ten p.m. and seven a.m., Monday through Saturday, and between eight p.m. and nine a.m. on Sunday to be a violation.

NOW, THEREFORE, OREGON CITY RESOLVES AS FOLLOWS:

Section 1. The Commission hereby declares an emergency, limited to the Project Area as shown in the diagram attached to this resolution as Exhibit 1. Consistent with OCMC 2.52.070 and, by this resolution, the Commission declares an intermittent emergency for the Barclay Hills RRFB Project until November 23, 2020, on an as-needed basis.

Section 2. Based on the emergency identified above, the City Commission grants the Oregon City Department of Public Works an exemption from Section 9.12.020 of the Oregon City Municipal Code for work in the Project Area for intermittent night work during the period identified above in Section 1 of this resolution.

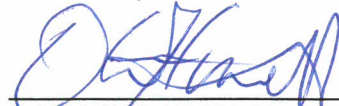
Section 3. This resolution shall take effect immediately upon its adoption by the City Commission.

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 the following procedures to prevent, minimize, respond to, or recover from the emergency consistent with OCMC 2.52.040:

D. Barricade streets and prohibit vehicular or pedestrian traffic or regulate the same on any public street leading to the emergency area for such distance as may be deemed necessary under the circumstances.

Approved and adopted at a regular meeting of the City Commission held on the 7th day of October 2020.



DAN HOLLADAY, Mayor

Attested to this 7th day of October 2020:



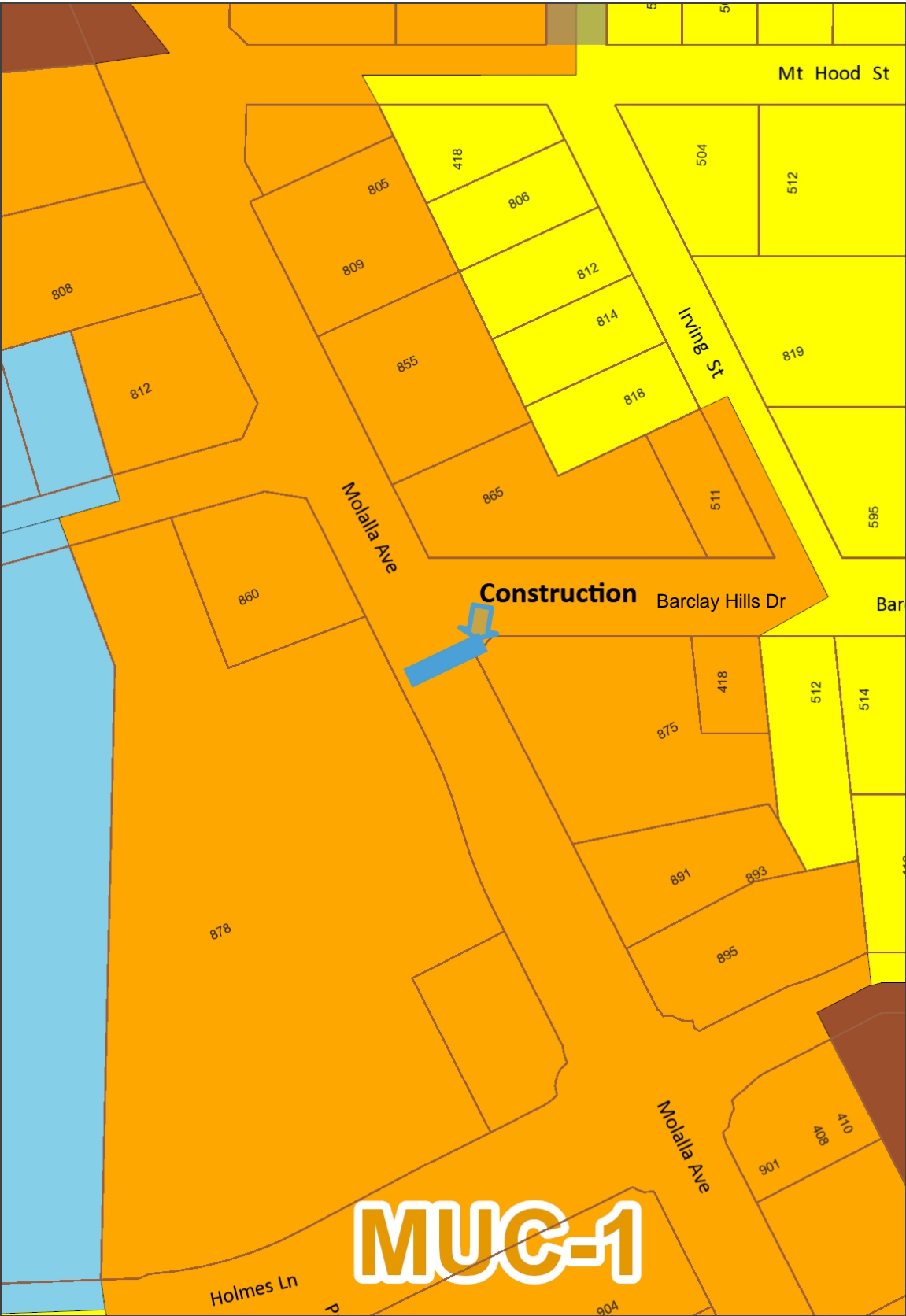
Kattie Riggs, City Recorder

Approved as to legal sufficiency:



City Attorney

Exhibit 1 - Zoning Map



Legend

Zoning

R-10 - Single Family Dwelling

R-8 - Single Family Dwelling

R-6 - Single Family Dwelling

R-5 - Single Family Dwelling

R-3.5 - Medium Density Residential

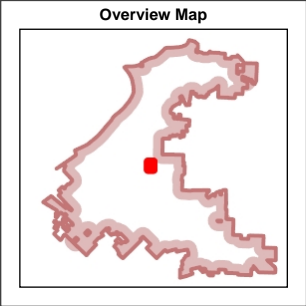
R-2 - Multi-Family Dwelling

C - General Commercial

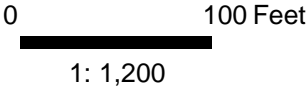
MUC-2 - Mixed Use Corridor 2

MUC-1 - Mixed Use Corridor 1

Notes



The City of Oregon City makes no representations, express or implied, as to the accuracy, completeness and timeliness of the information displayed. This map is not suitable for legal, engineering, surveying or navigation purposes. Notification of any errors is appreciated.



Barclay Hills RRFB Construction

City of Oregon City
PO Box 3040
625 Center St
Oregon City
OR 97045
(503) 657-0891
www.oregoncity.org

