

## RESOLUTION NO. 22-20

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### A RESOLUTION DECLARING AN EMERGENCY AND TEMPORARILY EXEMPTING THE CONSTRUCTION ACTIVITIES IN WASHINGTON STREET RIGHT-OF-WAY AND TRAVEL LANES ASSOCIATED WITH THE OC BREWING PATIO 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 within the Washington Street travel lanes required of the OC Brewing Patio Development (“Project”); 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 10:00 PM and 7:00 AM, Monday through Saturday; and between 8:00 PM and 9:00 AM on Sunday to be a violation.

#### **NOW, THEREFORE, OREGON CITY RESOLVES AS FOLLOWS:**

**Section 1.** The City Commission declares an emergency, limited to paving activities within the Washington Street associated with the OC Brewing Patio Development (“Project”) as shown in the Exhibit A – Site Map attached to this resolution. Consistent with OCMC 2.52.070 and by this resolution, the Commission declares an emergency from May 19, 2022, at 8:00 PM to June 30, 2022, at 5:00 AM.

**Section 2.** Based on the emergency identified above, the City Commission grants the construction activities in the Washington Street rights-of way exemption from Section 9.12.020 of the Oregon City Municipal Code for paving activities in Washington Street, 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.

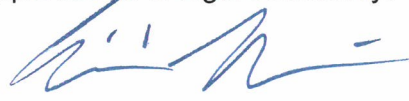
Approved and adopted at a regular meeting of the City Commission held on the 18th day of May, 2022.

  
Denyse McGriff, Commission President

Attested to this 18th Day of May, 2022

  
Jakob Wiley, City Recorder

Approved as to legal sufficiency:

  
City Attorney

Attachment:  
Exhibit A – Site Map



Cent

1423

1415

1419

1413

Washington St

1401

1414

508

1402

1400

1316

14th St

615