

ORDINANCE NO 261

AN ORDINANCE AMENDING ORDINANCE 213, SECTION 12 OPEN BURNING AND SECTION 16 FIREWORKS, ADOPTING OREGON STATE FIRE CODE, AND DECLARING AN EMERGENCY

WHEREAS, the Detroit City Council finds it in the best interest of the citizens of Detroit to remove Section 12 of Ordinance 213 and replace with the Oregon State Fire Code as adopted pursuant to OAR 837-040-001 to 837-040-0140, and based on the 2012 International Fire Code as published by the International Code Council, and;

WHEREAS, the Detroit City Council finds it necessary to amend Section 16 Fireworks to replace Section 480.110 through 480.170 of the Oregon Revised Statutes with the most current numbering of ORS 580.111 to 480.165.

NOW THEREFORE THE CITY OF DETROIT ORDAINS AS FOLLOWS:

SECTION 1. Section 12 of Ordinance No. 213 is hereby amended by removing the following text:

OPEN BURNING - The City of Detroit open burning policy is under the jurisdiction of the Fire Chief or designee of the Idanha-Detroit RFPD as regulated by DRFPD Policy No. 46, a copy of which is attached hereto and by this reference incorporated herein as the policy of the City of Detroit, and enforced by City Ordinance No. 207,

and by adding the following text:

FIRE CODE - the 2014 Oregon State Fire Code and any future revisions, as adopted by the State pursuant to OAR 837-040-001 to 837-040-0140, and based on the 2012 International Fire Code as published by the International Code Council, are adopted and incorporated herein by reference and made part of this Ordinance.

SECTION 2. Section 16 (A) of Ordinance No. 213 is hereby amended by removing the following text:

Oregon Fireworks Law, Sections 480.110 through 480.170 of the Oregon Revised Statutes, are adopted and incorporated herein by reference and made part of this Ordinance

and by adding the following text:

Oregon Fireworks Law, Sections 480.111 to 480.165 of the Oregon Revised Statutes, are adopted and incorporated herein by reference and made part of this Ordinance.

SECTION 3. Except as specifically amended herein, Ordinance No. 213 shall remain in full force and effect.

SECTION 4. EMERGENCY CLAUSE: For the preservation of the health, peace, and safety of its citizens, the Detroit City Council deems it necessary for this ordinance to take effect immediately; therefore, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect after its passage by the Council.

SECTION 5. EFFECTIVE DATE: August 17, 2019.

Passed by the Common Council of the City of Detroit, Oregon, this 17th day of August, 2019.

AYES:_____ NAYS:_____ ABSENT:_____ ABSTAIN:_____

Signed:

Attest:

James R Trett, Mayor

Christine Pavoni, City Recorder