

agenda  
City of Brookings  
Common Council Meeting  
City Hall Council Chambers  
898 Elk Drive  
Brookings, Oregon  
January 27, 1997 - 7:00 p.m.

JANUARY



# agenda

CITY OF BROOKINGS  
COMMON COUNCIL MEETING  
Brookings City Hall Council Chambers  
898 Elk Drive, Brookings, Oregon  
January 27, 1997  
7:00 p.m.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS

1. Introduction of Jim Rockwell, new Treatment Plant Operator (Cream)
2. Proclamation - School To Work Week (Yellow)

V. PUBLIC HEARINGS None

VI. SCHEDULED PUBLIC APPEARANCES None

VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE

VIII. STAFF REPORTS

A. Community Development

1. Clean Water State Revolving Fund (CWSRF) Loan Application (Green)
2. Ordinance 58-O-115 (Pink)

B. City Manager

1. Wastewater Treatment Plant Financing Proposal - Not available at this time



2. Proposal to join with County to hire a Cable Franchise Consultant (Tan)
3. Letter from HSD (Blue)
4. Council Committee assignments - Carried over from last meeting

C. Fire Department

1. Bid Recommendation for Turnouts (Grey)

IX. CONSENT CALENDAR

A. Approval of Council Meeting Minutes

1. January 13, 1997 Regular Council Meeting (Purple)

(end Consent Calendar)

X. ORDINANCES/RESOLUTIONS/FINAL ORDERS

A. Ordinances - None

B. Resolutions - None

XI. COMMITTEE & LIAISON REPORTS

A. Council Liaison

B. Planning Commission

C. Parks and Recreation Commission

D. Chamber of Commerce

XII. REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

1. Discussion of Falcon Cable (per City Ordinance) providing services and equipment to televise Council meetings

B. Council

XIII. ADJOURNMENT





# JANUARY 1997



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# FEBRUARY 1997



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# Memorandum

**TO:** Mayor, City Council  
**FROM:** Leo Lightle, Community Development Director  
**THROUGH:** Tom Weldon, City Manager  
**DATE:** January 21, 1997



*Tom*

Issue: New Treatment Plants Operator

Background: On January 13, 1997 Jim Rockwell joined the City of Brookings as our new Treatment Plants Operator. Jim's employment brings the Water and Wastewater Treatment Departments to full staffing.

Jim, a native Oregonian, is glad to be back in Oregon. He has 15 years experience in the water/wastewater field. He came to Brookings from a sub-regional treatment plant in Sonoma, California.

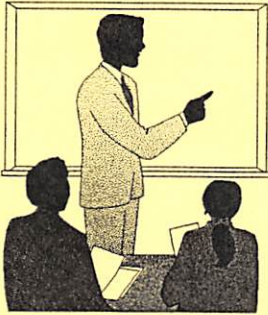
Jim's family recently joined him here in Brookings. He has three daughters, two who will be attending Azalea Middle School and a seven month old baby.

Jim enjoys fishing, softball, sports and music. A former elementary school music teacher he has continued supporting youth music programs and has also given private piano lessons.

Welcome, Jim Rockwell



# PROCLAMATION



*WHEREAS, the major purpose of School-To-Work is to establish a program that builds bridges to connect the employer community with education; and*

*WHEREAS, School-To-Work provides career exploration through mentorship, work experience, job shadowing, field trips, internship, and apprenticeship; and*

*WHEREAS, School-To-Work coordinates classroom instruction and work based learning so that the instructional program makes school more relevant for all students; and*

*WHEREAS, School-To-Work, providing relevance, also helps keep students in school and off the streets by giving them hope for a job; and*

*WHEREAS, School-To-Work gives students awareness of workplace conditions and expectations; and,*

*WHEREAS, School-To-Work teaches skills that apply to any choice of career; and*

*WHEREAS, School-To-Work provides regular communication, planning, and consultation between student, educator and employer groups;*

*NOW, THEREFORE, BE IT RESOLVED, that the City of Brookings hereby joins in celebrating January 31, 1997 through February 8, 1997 as*

## **“SCHOOL TO WORK WEEK”**

*IN WITNESS WHEREOF, I hereunto set my hand and cause the seal of the City of Brookings to be affixed on this 27th day of January, 1997.*

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*Nancy Brendlinger  
Mayor*



# Memorandum

**TO:** Mayor, City Council  
**FROM:** Leo Lightle, Community Development Director  
**THROUGH:** Tom Weldon, City Manager  
**DATE:** January 21, 1997



*Tom*

Issue: Clean Water State Revolving Loan Fund (SRF) Program Preliminary Loan Application

Synopsis: The due date for this application is February 1, 1997 and although the state is flexible on the application deadline we can easily make the application deadline. It is understood that the application figures are preliminary in nature and will be refined later.

Recommendation: That the City Council authorize the Mayor to sign the Preliminary Loan Application for the Clean Water State Revolving Fund Program. The application will be for \$8,100,000.

Rationale: Until our rate study is complete we should put in the figure that's listed in our draft as the project amount, understanding the project amount could change if the Environmental Quality Commission does not accept wet weather flows.

Background: We need to keep open our ability to fund this project with SRF funding. We may wish to fund the project in a different manner. This application will just keep the door open for this option.



# Memorandum

TO: Tom Weldon, City Manager *Tom*  
FROM: John Bischoff, Planning Director *JB*  
DATE: January 16, 1997



Issue: Ordinance 58-O-115.

Synopsis: This ordinance regulates the location, construction, maintenance, sanitation, and conduct of trailer parks within the city. A recent review of the subject ordinance has indicated that it is extremely out of date and is ambiguous in its terminology and provisions.

Recommendation: Repeal 58-O-115 except for 90-O-115.A and fall back on the provisions of the Uniform Building Code and state regulations until the city ordinance can be rewritten.

Rationale: Ordinance 58-O-115 is out of date in regard to terminology, standards and to the Land Development Code requirements to obtain permits to establish a RV park.

Background: Ordinance 115 was written and adopted when the concept of travel trailers was still rather new and changing rapidly. Consequently by today's standards the terminology and technology has changed as well as the state laws that define and regulate the use of and siting of facilities for what have become known as recreational vehicles. The language and provisions of Ordinance 115 does not reflect the new terminology and since it has not been updated, does not reflect new state laws and regulations. The small amendment that was adopted in 1990 (90-O-115.A) only allows an RV to be used for sleeping purposes on a private lot for a maximum of 7 days not connected to sewer or water service.

The provisions in Ordinance 115 to obtain a "trailer park" permit are not consistent with the provisions of the current Land Development Code which requires a Conditional Use Permit which in turn contains its own criteria for approval. Ordinance 115 also sets a filing fee of \$15 to obtain a permit from the Planning Commission and the current Conditional Use Permit fee is \$300. An applicant requesting a permit for a RV park today is faced with the provisions of two conflicting sets of ordinance requirements.

State law now regulates, and the Uniform Building Code establishes construction and spacial standards for RV parks to a sufficient extent that the city will be protected if Ordinance 58-O-115 is repealed while a new ordinance is written and adopted.



In all practicality, if the city desires to establish different site and/or construction standards, they should be placed into the Land Development Code. The provisions of the ordinance that are not land use issues should, however, be placed in a separate ordinance.

Options/Alternatives: Listed Below are the options we have reviewed and do not recommend.

1. To not repeal Ordinance 115 and continue to enforce antiquated regulations.



## ORDINANCE NO. 115

AN ORDINANCE REGULATING THE LOCATION, CONSTRUCTION, MAINTENANCE, SANITATION, AND CONDUCT OF TRAILER PARKS IN THE CITY OF BROOKINGS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ORDINANCE NO. 18.

The city of Brookings ordains as follows:

Section 1. All auto and trailer parks within the city of Brookings shall conform to the electrical, fire, health, building, and plumbing ordinances of the city of Brookings, as amended, except as hereinafter specified.

Section 2. For the purpose of this ordinance, certain words and phrases are defined as follows, and certain provisions shall be construed as herein set forth, unless it shall be apparent from the context that they have a different meaning. Words used in the singular include the plural, and the plural the singular. Words used in the present tense include the future.

1. (a) "Trailer coach" means any camp car, trailer, or other vehicles, with or without motive power, designed and constructed to travel on the public thoroughfares at the maximum allowable speed limit, and in accordance with the provisions of the Oregon vehicle code, and designed or used for human habitation. "Trailer" also means "trailer coach."

(b) A dependent trailer coach is one not equipped with a toilet for sewage disposal.

(c) An independent trailer coach is one equipped with a toilet for sewage disposal.

2. "Auto and trailer park" means any area or tract of land where space is occupied or rented or held out for rent to one or more users or owners of trailer coaches, or where free parking is permitted owners or users of trailer coaches for the purpose of securing their trade. Whenever the term "trailer park" is used in this ordinance, it shall mean "auto and trailer park."

3. "Trailer site" means any portion of an auto and trailer park designed for the use of [or] occupancy of one trailer coach or camping party.

4. "Approved," when used in connection with any material, appliance or construction, means meeting the requirements of the building code of the city of Brookings.

5. "Building" means public toilets, public baths, laundry rooms



or other structures and includes a compartment containing a toilet or bath, or both, constructed for the exclusive use of an occupant of a trailer site.

6. "Liquefied petroleum gas" means petroleum hydrocarbons or mixtures thereof, in liquid or gaseous state, having a vapor pressure in excess of 26 psi at a temperature of 100 degrees F. Whenever the symbol "LPG" is used, it shall mean liquefied petroleum gas.

7. In an auto trailer park, "nuisance" includes any of the following:

- (a) Any nuisance known at common law.
- (b) Whatever is dangerous to human life or is detrimental to health.
- (c) Overcrowding of any trailer with occupants.
- (d) Insufficient ventilation or illumination of any room or trailer.
- (e) Inadequate or unsanitary sewage or plumbing facilities.
- (f) Whatever renders air, food, or drink unwholesome or detrimental to the health of human beings.

Section 3. It shall be the duty of the chief of police, the fire chief, and such other city officers, as the council by resolution may designate, to enforce all of the provisions of this ordinance within the province of their respective departments; and for the purpose of securing enforcement thereof any duly authorized representative of said officers of the city of Brookings are hereby empowered to enter private property to determine if a trailer park exists, and further empowered to enter upon the premises of any auto trailer park which may hereafter be operating within the city of Brookings to inspect the same and all accommodations connected therewith.

Section 4. It shall be unlawful for any person, firm, partnership, or corporation, either for himself or itself, or for any person, firm, partnership, or corporation to own or operate an auto and trailer park within the corporate limits of the city of Brookings until he or it first obtains the permits required in this ordinance and also obtains a license therefor, and pays an annual license fee equal to \$25.00. Licenses hereunder issued shall be issued on a fiscal year basis, July 1 to June 30, and shall be issued for not less than one fiscal year. The annual license fee shall be due and payable on or before July 1 of each year. All licenses shall be paid for in advance and no rebate given for the unused portion of the term. For new auto and trailer parks the license fee for the first year shall be apportioned as follows: three-fourths of the annual fee where the auto and trailer park is commenced and open for business between the first day of September and the 31st day of December; one-half of the annual fee where the auto or trailer park is commenced between the



first day of January and the 31st day of March, and one-fourth of the annual fee where the auto or trailer park is commenced between the first day of April and the 30th day of June.

If the licenses in this ordinance provided for shall not be paid on or before the 15th day of the month following the date when they shall become due, then a penalty of 25 per cent of the license fee due and payable shall be added thereto and no license shall be issued until such penalty shall have been paid.

Section 5. No trailer park shall be located within the city of Brookings until the location thereof is approved by the planning commission of said city in the following manner.

1. The person desiring to locate and operate an auto and trailer park in said city shall file an application therefor with the city recorder, who shall refer the application to the planning commission. Said application shall be accompanied by four copies of a true legal description of the grounds upon which the auto and trailer park is to be constructed and a plot plan showing the trailer sites and locations of any buildings, complete plans and specifications of the proposed construction, and a description of the water supply, ground drainage and method of sewage disposal.

2. Said application shall be accompanied with a filing fee of \$15.00.

3. Upon receipt of such application, the planning commission shall fix a time and place for the holding of a public hearing thereof. Notice of such hearing shall be given by at least one publication in a newspaper of general circulation in the city of Brookings. Such notice shall state the time when the petition will be heard by the planning commission, which shall be not less than 10 days from the date of publication. At the time of the hearing of said application, the planning commission may hear anyone appearing for the purpose of approving or objecting to the granting of the application.

No permit shall be granted by the council of the city of Brookings unless the planning commission, by a majority vote of its members, shall find, from the evidence presented, all of the following facts to be true:

- (a) That the land is zoned for the proposed use or a zone variance had been duly obtained and is in full force and effect;

- (b) That the operation and maintenance of a trailer park would not unduly interfere with the enjoyment of adjacent property devoted to existing residential use;

- (c) That the proposed use would not result in dangerous automobile traffic congestions;

- (d) That the proposed use would not be materially detrimental to the public welfare or injurious to the property and property improvements in the immediate neighborhood;

- (e) That it appeared, and on the express condition that, all of the provisions of this ordinance would be complied with.



Any person wishing to appeal the action of the planning commission shall also notify the commission in writing of such action within 10 days after the commission's approval or rejection of the application. The planning commission, within 30 days after receipt of notice of appeal, shall communicate its findings and recommendations regarding said application to the city council. The city council shall thereupon publicly hear and finally and conclusively determine whether or not such application shall be granted and whether the above-mentioned facts are true, giving such notice of the hearing upon said application as it deems proper. Upon approval by the city council, the building inspector shall issue a building permit after receipt of application, plan and specifications, as required herein.

Section 6. All permits required in this ordinance for construction of an auto and trailer park shall automatically expire if 90 days have passed from the date of the issuance thereof and the start of construction is not pursued with reasonable diligence to conclusion; provided, however, that the building inspector may before said period of 90 days have passed extend the expiration date of said permit for a reasonable time.

Section 7. Upon the completion of any such trailer park, and prior to the use thereof, the owner or operator of such trailer park shall procure the license required by Section 4 of this ordinance. The building inspector shall first make a final inspection of the trailer park referred to in said application, and if it is found to be in conformity with the requirements of this and all other ordinances of the city of Brookings and the laws of the state of Oregon, said license shall be issued.

Section 8. The owner or operator of an auto or trailer park in existence in a territory annexed to the city of Brookings after the effective date of this ordinance shall, within 30 days following the effective date of said annexation, make application in writing for a license to maintain said trailer park, accompanied by a description of the grounds upon which buildings are situated and a plot plan showing each trailer site and the location of all buildings.

Section 9. All monies received under the provisions of this ordinance shall be paid into the city treasury and credited to the general fund.

Section 10. Whenever it is found that any trailer parks are not being conducted in conformity with the provisions of this ordinance or the laws of the state of Oregon, the license to operate same shall be subject to revocation or suspension by the city council in the following manner, to wit:



(a) Upon failing to comply with any provision of this ordinance, after receiving a notice in writing from the chief of police or the fire chief setting forth the violations, a notice shall be served by the chief of police or other city police officer on the person holding the license, ordering him to appear before the city council at a day and hour therein specified, not less than 15 days after the service of said notice on such license holder, and requiring him to show cause at said time and place why said license should not be revoked or suspended.

(b) The notice shall be sent by registered mail, postage prepaid, return receipt requested, to the person or persons owning or operating said trailer park as such person's names and addresses appear on the application for said license, or as otherwise known to the department mailing said notice. A copy of said notice shall be posted conspicuously upon the premises of the trailer park alleged to be in violation of this or any other ordinance of said city or the laws of the state of Oregon. The representative of said department, upon giving notice as aforesaid, shall file an affidavit thereof with the city recorder of said city certifying to the time and manner in which such notice was given. There shall also be filed therewith any receipt cards which may have been returned in acknowledgment to the receipt of such notices by registered mail. The failure of any owner or operator to receive notice shall not affect in any manner the validity of any proceedings taken thereunder. At the time and place mentioned in said notice, the person holding said license shall appear in person or be represented by counsel and introduce such evidence as he may desire, and the officer of the enforcing department shall confront said license holder with such charges that said department may have against him, and after said hearing the city council may revoke or suspend the license if the council determines from the evidence presented that the charges are true. Continued operation of any trailer park after suspension or revocation of the license therefor shall be a violation of this ordinance and each day of such operation shall constitute a separate offense.

Section 11. The transfer of a license to operate or maintain a trailer park may be permitted upon the written application of the new owner or operator of the trailer park to the city recorder, accompanied by a fee of \$25.00. Within 10 days after the receipt of the application for transfer, the chief of police shall inspect the trailer park, and if found to be in compliance with this ordinance, the trailer park transfer will be permitted. If found to be in violation of said ordinance or of any laws of the state of Oregon applicable to trailer parks, the owner shall correct the violation within 30 days after receiving notice thereof.

Section 12. It shall be unlawful for any person using a trailer site in any auto and trailer park to use or cause or permit to be used for occupancy:



1. Any trailer coach from which any tire or wheel has been removed, except temporarily for the purpose of making repairs.
2. Any trailer coach to which are attached any rigid water, gas or sewer pipes; provided, however, that metal tubing not to exceed 1/2 inch inside diameter may be used for water and gas.
3. Any trailer coach which is permanently attached with underpinning or foundation to the ground.
4. Any trailer coach which does not conform to the requirements of the Oregon vehicle code governing the use of trailers on public highways.
5. Any trailer coach in an unsanitary condition.
6. Any trailer coach which is structurally unsound and does not protect its inhabitants against the elements.
7. Any trailer coach to which there is attached or to which there is established less than six feet adjacent thereto any room or rooms or lean-tos; provided, however, that a fireproofed awning shall be permitted that is not enclosed or subject to enclosure on one-half of one side vertically, and further provided that such semi-enclosure shall not exceed 70 square feet in area, and except as otherwise provided herein.

Section 13. It shall be unlawful for a person owning or operating an auto and trailer park to rent as lessor or hold out for rent any trailer coach in an auto and trailer park.

Section 14. No tents may be erected or occupied in an auto trailer park.

Section 15. It is unlawful to use a trailer for living or sleeping purposes within the city of Brookings except when parked within a licensed trailer park.

Section 16. It is unlawful to camp overnight or to park a trailer coach overnight upon any portion of the right-of-way of any public street or alley. This provision shall not apply where a trailer coach is parked for the purpose of making emergency repairs.

Section 17. Each trailer park and auto park shall conform to the following requirements:

1. The auto and trailer park shall be located on a well-drained site, properly graded to insure rapid drainage and freedom from stagnant pools of water.

2. Trailer coach spaces shall be provided consisting of a minimum of 1500 square feet for each space which shall be at least 30 feet wide and clearly defined; provided, however, that trailer parks in existence on the effective date of this ordinance which provide trailer



coach spaces having a width or area less than that hereinabove prescribed may continue to operate with spaces of the existing width and area, but in no event shall any trailer coach space be less than 25 feet wide and have an area of less than 1000 square feet.

3. Trailer coaches shall be so parked on each space that there shall be at least a 15-foot clearance between trailer coaches; provided, however, that with respect to trailer coaches parked end-to-end, the end-to-end clearance may be less than 15 feet but shall not be less than 10 feet. No trailer coach shall be located closer than 10 feet from any building within the park and five feet from any property line bounding the park.

4. All trailer coach spaces shall abut upon a driveway of not less than 20 feet in width, which shall have unobstructed access to a public street, alley or highway.

5. Walkways not less than two feet wide shall be provided from the trailer coach spaces to the service buildings.

6. All driveways and walkways within the park shall be hard surfaced and lighted at night with electric lamps of not less than 25 watts each, spaced at intervals of not more than 100 feet.

7. Each park shall provide service buildings to house such toilet, bathing and other sanitation facilities and such laundry facilities as are hereinafter more particularly prescribed.

8. An electrical outlet supplying at least 110 volts shall be provided for each trailer coach space.

9. Provide parking space for an automobile of not less than 220 square feet for each trailer coach space and provide a playground area equal to 50 square feet for each trailer coach space.

10. Provide a minimum of a three-acre area for each trailer park and provide not less than 90 cubic feet of storage lockers per trailer coach space located in or adjacent to the toilet and shower building or buildings.

11. Provide exterior lighting adequate to illuminate the streets, driveways and walkways for the safety of vehicles and pedestrians at night.

Section 18. The toilet and bathing facilities and the use of toilets in trailers shall conform, be installed, operated and maintained in conformity with the laws, rules and regulations of the state of Oregon governing such matters and the same are incorporated herein by reference.

Section 19. Every water closet compartment or compartment containing bathing facilities shall be:

1. Cleaned daily and oftener if necessary and disinfected with a



hydrochloride solution or equivalent.

2. Kept free from obnoxious odors, flies, mosquitoes or other insects and the interiors shall be kept well painted. All facilities shall be kept in good repair.

3. Provided with one or more windows having an aggregate area of not less than six square feet. However, if the room contains more than one water closet, bath or urinal, the total window area shall be equivalent to three square feet for each water closet, bath or urinal, but need not exceed one-fourth of the superficial floor area of the room. Fifty per cent of the required window area shall be openable.

4. Windows and doors shall be protected with fly-tight screening. Self-closing solid doors may be used instead of screen doors.

5. There shall be constructed in every trailer park a laundry compartment with not less than two laundry trays supplied with hot and cold water.

6. The floors and at least 12 inches of the walls above the floor shall be constructed of approved waterproof masonry composition.

7. Each laundry compartment shall have window area equal to at least one-eighth of the floor area, but in no case shall it be less than nine square feet. Fifty per cent of the required window area shall be openable and all exterior openings shall be screened with 16 mesh.

8. In every auto and trailer park there shall be set aside a space convenient to the laundry facilities for the occupants of the trailer sites to dry clothes.

9. There shall be not less than two lavatories for each sex installed in every building in an auto and trailer park containing public toilets.

Section 20. There shall be in every auto and trailer park an adequate supply of pure water for all the requirements of the trailer park. The water shall be obtainable from faucets installed at each trailer site. Water distribution and pipe sizes shall be designed in accordance with National Bureau of Standards BMS 79. Each trailer shall be considered as six fixture units.

No drinking vessels or cups for common use are permissible in any auto or trailer park.

Drinking fountains, if installed, shall be kept sanitary and shall be of a type approved by the enforcement agency.

Section 21. In every auto and trailer park a sufficient number of rubbish containers and metal garbage cans with covers, appropriately labeled, shall be provided to contain the refuse produced by the auto trailer park, all in conformity with the statutes and regulations of the state of Oregon.

All garbage, waste and rubbish in every auto and trailer park



shall be prepared and removed from the premises and disposed of as prescribed in the statutes and regulations of the state of Oregon.

A flyproof building or room equipped with a sloping concrete floor, a four-inch drain and running water shall be provided for the storage of garbage and trash containers.

Section 22. No sewage, waste water or any effluent shall be allowed to be deposited on the surface of the ground.

Section 23. The area or tract of land upon which an auto and trailer park is situated and each trailer site shall be:

1. Adequately drained and graded.
2. Driveways shall be surfaced with two inches of road mix pavement or better and the surfacing shall be kept in good repair.
3. Kept free from dust.
4. Kept clean and free from accumulation of refuse, garbage, rubbish or debris.
5. The trailer site and the space directly beneath each trailer coach shall be kept clean and free from refuse, rubbish, weeds or other impediments.
6. Public address systems or loud-speakers shall not be installed or permitted in an auto and trailer park which can be heard beyond the boundaries of the park.

Section 24. The location, installation, marking, filing, maintenance and use of LPG tanks and associated equipment shall be in accordance with the industrial safety orders of the State Industrial Accident Commission of the state of Oregon.

Section 25. There shall be in each trailer park at least one hose cabinet installed and equipped with 75 feet of 1 1/2 inch linen hose so placed that said hose will reach any and all points of the park. A supply pipe of at least two inches in diameter for the hose cabinets shall be installed and shall be connected with at least a two-inch in diameter pipe to the main of the water supply of the city of Brookings. Each hose cabinet also shall be equipped with a 30# dry chemical extinguisher approved by the National Board of Fire Underwriters.

Section 26. Every person who owns or operates an auto and trailer park shall keep a register in which shall be entered:

1. The name and address of each guest who is the owner or operator of an automobile, and the name and address of each member of his party for which accommodations are afforded or for which space is rented and the identification space of the trailer site the guest occupies.



2. The make, type, and license number of the automobile and trailer, the name of the registered owner of the trailer, and the state in which such vehicle or vehicles are registered, and the year of registration.

3. The registry shall be made available to the police department of the city of Brookings, or any of the enforcement officers designated in this ordinance on demand.

Section 27. Dogs and animals shall not be permitted to run at large in any auto and trailer park. Poultry and other barnyard animals shall not be permitted in any auto and trailer park.

Section 28. It is unlawful for any person to operate, occupy, or maintain, or cause per permit to be operated, occupied, or maintained any auto and trailer park unless there is a caretaker on duty in or about the trailer park at all times. The caretaker shall enforce within the park provisions of this ordinance governing the operation, occupancy, and maintenance of auto and trailer parks.

Section 29. It shall be unlawful for any person, firm, or corporation owning or operating a trailer park in the city of Brookings to violate any of the provisions of this ordinance. It shall be unlawful for any person, firm, or corporation owning, maintaining, or in control of any trailer, or the occupant or tenant of any trailer in whatever capacity, to violate any of the provisions of this ordinance.

Section 30. Any person, firm, or corporation violating any of the provisions of this ordinance, or disregarding any lawful order of the enforcement agencies or findings of the city council with respect to said trailer park or contributing in any way to the violation of this ordinance, shall be deemed guilty of a misdemeanor, and upon conviction thereof may be punished by a fine not exceeding \$500.00, or by imprisonment for a term not exceeding six months, or by both such fine and imprisonment. Every person, firm, or corporation violating or contributing in any way to the violation of any provision of this ordinance shall be deemed guilty of a separate offense for each day during which such violation continues, and may be punishable therefor as herein provided.

Section 31. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The city council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subsections,



sentences, clauses or phrases may be declared unconstitutional.

Section 32. Ordinance No. 18 of the city of Brookings, and all other ordinances or parts of ordinances in conflict herewith, are hereby repealed.

Passed by the council and approved by the mayor, June 10, 1958.



ORDINANCE NO. 97-O-115.B

AN ORDINANCE AMENDING ORDINANCE NO. 58-O-115, ENACTED ON JUNE 10, 1958, AND ENTITLED "AN ORDINANCE REGULATING THE LOCATION, CONSTRUCTION, MAINTENANCE, SANITATION, AND CONDUCT OF TRAILER PARKS WITHIN THE CITY OF BROOKINGS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ORDINANCE NO. 52-O-018", BY REPEALING ALL BUT SECTIONS 1, 2 AND 15 AND CHANGING THE TITLE TO "AN ORDINANCE REGULATING THE TEMPORARY USE OF A TRAILER COACH WITHIN THE CITY OF BROOKINGS".

Sections:

Section 1.	Ordinance Identified
Section 2.	Repeal of Sections 3 through 14, 16 through 28, 31 and 32
Section 3	Retitling the ordinance

The city of Brookings ordains as follows:

Section 1.                      Ordinance Identified.      This ordinance amends Ordinance No. 58-O-115, enacted June 10, 1958, entitled, "An Ordinance Regulating The Location, Construction, Maintenance Sanitation, And Conduct Of Trailer Parks Within The City Of Brookings; Providing Penalties For The Violation Hereof; And Repealing Ordinance No. 52-O-018"

Section 2.                      Ordinance No. 58-O-115, is hereby amended  
as follows:

Sections:

Delete Sections 3 through 14, 16 through 28, 31, and 32 in their entirety.

Section 15                      Temporary Uses.

Re-number as Section 3, Temporary Uses.



Section 29      Violations.

Renumber as Section 4, Violations.

Section 30      Penalties.

Renumber as Section 5, Penalties.

Section 3.                      Ordinance No. 58-O-115, is hereby retitled  
as follows:

Ordinance No: 58-O-115, "An Ordinance Regulating The  
Temporary Use Of A Trailer Coach Within The City Of  
Brookings"

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Passage: \_\_\_\_\_

Effective Date: \_\_\_\_\_

Signed by me in authentication of its passage this \_\_\_\_\_ day of  
\_\_\_\_\_, 1997.

\_\_\_\_\_  
Nancy A. Brendlinger  
Mayor

ATTEST:

\_\_\_\_\_  
Beverly S. Shields  
Finance Director/Recorder



# Memorandum

TO: Mayor, City Council

FROM: Tom Weldon, City Manager *Tom*

DATE: January 22, 1997



Issue: Proposal to join with the County to hire a Cable Franchise Consultant.

Synopsis: The cable TV consultant Curry County uses has made a proposal to the County and us for representing both of us on franchise renewal regulations.

Recommendation: Authorize expenditure of up to \$13,210 in city funds for our share of these expenses.

Background:

1. Our cable TV franchise with Falcon Cable expires November 10, 1998. The Curry County franchise expires about that same time. A while back the Council indicated to the County that we would like to negotiate our new cable franchise with them.
2. Mayor Brendlinger and I met January 10th in the County Counsel's office. Dominic Taurone, the chair of the County's cable ombudsman committee was also there and we talked by phone to the consultant the County has been using.
3. This consultants fee (\$26,420 in total) would be paid during parts of three fiscal years: now (1996-97), next year (1997-98) and the year after (beginning July 1, 1998) assuming it takes this long to negotiate a new franchise and I believe it will.
4. Falcon paid us \$11,254 as their 3% franchise fee for last fiscal year.
5. The consultant, Stephen Jolin from Portland, presented us with a proposal which included a technical review, an access channel review, a financial compliance and customer service review, ordinance and franchise



preparation, negotiation assistance and all the related work necessary to successfully negotiate two separate, but essentially the same, franchises.

6. Negotiating a cable TV franchise (thanks to federal law and technology) is a very complicated, time consuming (boring) process. Among items to be agreed upon are performance standards, a franchise fee increase, use of public, educational and governmental access channels, meaningful penalties for non-compliance, application of new technology, etc.
7. Neither I, nor our City Attorney, nor the County counsel have the background or the time to learn to negotiate a franchise of this complexity.

-eom-



# Memorandum

**TO:** Mayor, City Council  
**FROM:** John Bischoff, Planning Director  
**THROUGH:** Tom Weldon, City Manager  
**DATE:** January 22, 1997



Issue: Letter dated January 9, 1997 from the Harbor Sanitary District Board. (Attached)

Synopsis: In this letter, the District is requesting that the City's Public Facilities and Services Plan, to be prepared for the new UGB, include recognition that a second wastewater treatment plant may be needed in the future to service the area south of the Chetco River.

Recommendation: That the Council take no action on this request until a meeting can be arranged and held with officials from DEQ, DLCD, the District, the county and the city to review the development of the Plan and the implications of granting the request.

Rationale/Background: State law, OAR 660, Division 11 (also attached), sets specific requirements as to how a Public Facilities Plan will be developed and what it should include. The following is a brief list of the items that the plan must contain:

- An inventory and general assessment of the existing conditions of public facility systems.
- A list of significant public facility projects needed to support land uses within the UGB and project descriptions or specifications as necessary.
- Rough cost estimates of each project.
- A map or written description of each project.
- Policy statements or urban growth management agreements identifying the provider of each public facility system.
- An estimate of when each facility project will be needed.
- A discussion of the provider's existing funding mechanisms.

The city, in conjunction with the county and DLCD, will soon send out a RFP to hire a consultant to create a Public Facilities and Services Plan for the new UGB. There will also be a technical advisory committee and a



citizens advisory committee established to help with and oversee this project. Harbor Sanitary District, as well as the other special districts involved, will have a seat on either or both of those committees. The consultants job will be to combine each of the above requirements into a plan for the city and county. In this process the consultant will identify the needed projects, the time line and projected cost. Without the information specific to the need for, timing and cost of a second treatment plant, it is unclear if the District's request can be accommodated.

After discussion with city and county staff, it was decided that before acting on this request it would be prudent to hold a meeting with the representatives from DEQ, DLCD, the District, the county, and city to determine what is involved in and the implications of placing the requested statement in the Public Facilities and Services Plan.

Options/Alternatives:

Listed Below are the options we have reviewed and do not recommend.

Taking action on this request prior to determining the implications of such action.





# Harbor Sanitary District

P.O. Box 2457, Harbor, Oregon 97415

Phone: (541) 469-5225

January 9, 1997

Mr. John Bischoff  
City of Brookings  
898 Elk Drive  
Brookings, OR 97415

Dear Mr. Bischoff:

The Harbor Sanitary District requests that the City of Brookings Comprehensive Plan Update include statements reflecting the District's position regarding the regional wastewater treatment facilities. Specifically, we believe that the Comprehensive Plan should recognize that in the future a second treatment plant may be required to service the area south of the Chetco River. Factors which may precipitate such a plan include; ongoing environmental compliance concerns with the city's treatment facility; dwindling treatment capacity due to excessive infiltration and inflow in the city's collection system; insufficient land for a third expansion of the existing treatment plant and unforeseen development pressures within the proposed Urban Growth Boundary.

It has been the District's position since formation, to develop a wastewater treatment facility for treatment and disposal of wastewater generated south of the Chetco River. Past feasibility studies prepared for the District have supported this, though the economics and local and state policies have not favored the District's position. While it may not be cost effective at this time, future policies, development and environmental concerns may change current regional demographics, economic conditions and the perceived environmental impacts from a new treatment facility. Such changes would require that the District locate and construct a treatment facility to benefit the region.



The District believes that exclusion of this option from the Comprehensive Plan would limit the future options available to improve the regional infrastructure.

Please call if you require more information or have any questions.

Respectfully,

A handwritten signature in cursive script that reads "Walter Thompson".

Walter Thompson, Chairperson  
HARBOR SANITARY DISTRICT BOARD

cc: C. Nordstrom  
County Commissioners  
City of Brookings Council  
City of Brookings Manager  
The Dyer Partnership  
CMS  
Manville Heisel, Counsel



OREGON ADMINISTRATIVE RULES  
CHAPTER 660, DIVISION 11 - LAND CONSERVATION AND DEVELOPMENT COMMISSION

DIVISION 11

PUBLIC FACILITIES PLANNING

**Purpose**

660-11-000 The purpose of this division is to aid in achieving the requirements of Goal 11, Public Facilities and Services, OAR 660-15-000(11), by implementing ORS 197.712(2)(e), which requires that a city or county shall develop and adopt a public facility plan for areas within an urban growth boundary containing a population greater than 2,500 persons. The purpose of the plan is to help assure that urban development in such urban growth boundaries is guided and supported by types and levels of urban facilities and services appropriate for the needs and requirements of the urban areas to be serviced, and that those facilities and services are provided in a timely, orderly and efficient arrangement, as required by Goal 11. The division contains definitions relating to a public facility plan, procedures and standards for developing, adopting and amending such a plan, the date for submittal of the plan to the Commission and standards for Department review of the plan.

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDR 4-1984, f. & ef. 10-18-84

**Definitions**

660-11-005 (1) "Public Facilities Plan": A public facility plan is a support document or documents to a comprehensive plan. The facility plan describes the water, sewer and transportation facilities which are to support the land uses designated in the appropriate acknowledged comprehensive plans within an urban growth boundary containing a population greater than 2,500. Certain elements of the public facility plan also shall be adopted as part of the comprehensive plan, as specified in OAR 660-11-045.

(2) "Rough Cost Estimates": Rough cost estimates are approximate costs expressed in current-year (year closest to the period of public facility plan development) dollars. It is not intended that project cost estimates be as exact as is required for budgeting purposes.

(3) "Short Term": The short term is the period from year one through year five of the facility plan.

(4) "Long Term": The long term is the period from year six through the remainder of the planning period.

(5) "Public Facility": A public facility includes water, sewer, and transportation facilities, but does not include buildings, structures or equipment incidental to the direct operation of those facilities.

(6) "Public Facility Project": A public facility project is the construction or reconstruction of a water, sewer, or transportation facility within a public facility system that is funded or utilized by members of the general public.

(7) "Public Facility Systems": Public facility systems are those facilities of a particular type that combine to provide water, sewer or transportation services.

For purposes of this division, public facility systems are limited to the following:

- (a) Water;
- (A) Sources of water;
- (B) Treatment system;

- (C) Storage system;
- (D) Pumping system;
- (E) Primary distribution system.
- (b) Sanitary sewer:
- (A) Treatment facilities system;
- (B) Primary collection system.
- (c) Storm sewer:
- (A) Major drainageways (major trunk lines, streams, ditches, pump stations and retention basins);
- (B) Outfall locations.
- (d) Transportation:
- (A) Freeway system, if planned for in the acknowledged comprehensive plan;
- (B) Arterial system;
- (C) Significant collector system;
- (D) Bridge system (those on the Federal Bridge Inventory);
- (E) Mass transit facilities if planned for in the acknowledged comprehensive plan, including purchase of new buses if total fleet is less than 200 buses, rail lines or transit stations associated with providing transit service to major transportation corridors and park and ride station;
- (F) Airport facilities as identified in the current airport master plans;
- (G) Bicycle paths if planned for in the acknowledged comprehensive plan.
- (8) "Land Use Decisions": In accordance with ORS 197.712(2)(e), project timing and financing provisions of public facility plans shall not be considered land use decisions as specified under ORS 197.015(10).
- (9) "Urban Growth Management Agreement": In accordance with OAR 660-03-010(2)(c), and urban growth management agreement is a written statement, agreement or set of agreements setting forth the means by which a plan for management of the unincorporated area within the urban growth boundary will be completed and by which the urban growth boundary may be modified (unless the same information is incorporated in other acknowledged documents).
- (10) Other Definitions: For the purposes of this division, the definitions in ORS 197.015 shall apply except as provided for in section (8) of this rule regarding the definition in ORS 197.015(10).

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDR 4-1984, f. & ef. 10-18-84

**The Public Facility Plan**

660-11-010 (1) The public facility plan shall contain the following items:

- (a) An inventory and general assessment of the condition of all the significant public facility systems which support the land uses designated in the acknowledged comprehensive plan;
- (b) A list of the significant public facility projects which are to support the land uses designated in the acknowledged comprehensive plan. Public facility project descriptions or specifications of these projects as necessary;
- (c) Rough cost estimates of each public facility project;
- (d) A map or written description of each public facility project's general location or service area;
- (e) Policy statement(s) or urban growth management agreement identifying the provider of each public facility system. If there is more than one provider with the authority



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to provide the system within the area covered by the public facility plan, then the provider of each project shall be designated;

(f) An estimate of when each facility project will be needed; and

(g) A discussion of the provider's existing funding mechanisms and the ability of these and possible new mechanisms to fund the development of each public facility project or system.

(2) Those public facilities to be addressed in the plan shall include, but need not be limited to those specified in OAR 660-11-005(5). Facilities included in the public facility plan other than those included in OAR 660-11-005(5) will not be reviewed for compliance with this rule.

(3) It is not the purpose of this division to cause duplication of or to supplant existing applicable facility plans and programs. Where all or part of an acknowledged comprehensive plan, facility master plan either of the local jurisdiction or appropriate special district, capital improvement program, regional functional plan, similar plan or any combination of such plans meets all or some of the requirements of this division, those plans, or programs may be incorporated by reference into the public facility plan required by this division. Only those referenced portions of such documents shall be considered to be a part of the public facility plan and shall be subject to the administrative procedures of this division and ORS Chapter 197.

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDR 4-1984, f. & ef. 10-18-84

#### Responsibility for Public Facility Plan Preparation

660-11-015 (1) Responsibility for the preparation, adoption and amendment of the public facility plan shall be specified within the urban growth management agreement. If the urban growth management agreement does not make provision for this responsibility, the agreement shall be amended to do so prior to the preparation of the public facility plan. In the case where an unincorporated area exists within the Portland Metropolitan Urban Growth Boundary which is not contained within the boundary of an approved urban planning area agreement with the County, the County shall be the responsible agency for preparation of the facility plan for that unincorporated area. The urban growth management agreement shall be submitted with the public facility plan as specified in OAR 660-11-040.

(2) The jurisdiction responsible for the preparation of the public facility plan shall provide for the coordination of such preparation with the city, county, special districts and, as necessary, state and federal agencies and private providers of public facilities. The Metropolitan Service District is responsible for public facility plans coordination within the District consistent with ORS 197.190 and ORS 268.390.

(3) Special districts, including port districts, shall assist in the development of the public facility plan for those facilities they provide. Special districts may object to that portion of the facilities plan adopted as part of the comprehensive plan during review by the Commission only if they have completed a special district agreement as specified under ORS 197.185 and 197.254(3) and (4) and participated in the development of such portion of the public facility plan.

(4) Those state agencies providing funding for or making expenditures on public facility systems shall participate in

the development of the public facility plan in accordance with their state agency coordination agreement under ORS 197.180 and 197.712(2)(f).

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDR 4-1984, f. & ef. 10-18-84

#### Public Facility Inventory and Determination of Future Facility Projects

660-11-020 (1) The public facility plan shall include an inventory of significant public facility systems. Where the acknowledged comprehensive plan, background document or one or more of the plans or programs listed in OAR 660-11-010(3) contains such an inventory, that inventory may be incorporated by reference. The inventory shall include:

(a) Mapped location of the facility or service area;

(b) Facility capacity or size; and

(c) General assessment of condition of the facility (e.g., very good, good, fair, poor, very poor).

(2) The public facility plan shall identify significant public facility projects which are to support the land uses designated in the acknowledged comprehensive plan. The public facility plan shall list the title of the project and describe each public facility project in terms of the type of facility, service area, and facility capacity.

(3) Project descriptions within the facility plan may require modifications based on subsequent environmental impact studies, design studies, facility master plans, capital improvement programs, or site availability. The public facility plan should anticipate these changes as specified in OAR 660-11-045.

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDR 4-1984, f. & ef. 10-18-84

#### Timing of Required Public Facilities

660-11-025 (1) The public facilities plan shall include a general estimate of the timing for the planned public facility projects. This timing component of the public facilities plan can be met in several ways depending on whether the project is anticipated in the short term or long term. The timing of projects may be related directly to population growth, e.g., the expansion or new construction of water treatment facilities. Other facility projects can be related to a measure of the facility's service level being met or exceeded, e.g., a major arterial or intersection reaching a maximum vehicle-per-day standard. Development of other projects may be more long term and tied neither to specific population levels nor measures of service levels, e.g., sewer projects to correct infiltration and inflow problems. These projects can take place over a long period of time and may be tied to the availability of long-term funding. The timing of projects may also be tied to specific years.

(2) Given the different methods used to estimate the timing of public facilities, the public facility plan shall identify projects as occurring in either the short term or long term, based on those factors which are related to project development. For those projects designated for development in the short term, the public facility plan shall identify an approximate year for development. For those projects designated for development over the long term, the public facility plan shall provide a general estimate as to when the need for project development would exist, e.g., population level,



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service level standards, etc. Timing provisions for public facility projects shall be consistent with the acknowledged comprehensive plan's projected growth estimates. The public facility plan shall consider the relationships between facilities in providing for development.

(3) Anticipated timing provisions for public facilities are not considered land use decisions as specified in ORS 197.712(2)(e), and, therefore, cannot be the basis of appeal under ORS 197.610(1) and (2) or ORS 197.835(4).

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDL 4-1984, f. & ef. 10-18-84

#### Location of Public Facility Projects

660-11-030 (1) The public facility plan shall identify the general location of the public facility project in specificity appropriate for the facility. Locations of projects anticipated to be carried out in the short term can be specified more precisely than the locations of projects anticipated for development in the long term.

(2) Anticipated locations for public facilities may require modifications based on subsequent environmental impact studies, design studies, facility master plans, capital improvement programs, or land availability. The public facility plan should anticipate those changes as specified in OAR 660-11-045.

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDL 4-1984, f. & ef. 10-18-84

#### Determination of Rough Cost Estimates for Public Facility Projects and Local Review of Funding Mechanisms for Public Facility Systems

660-11-035 (1) The public facility plan shall include rough cost estimates for those sewer, water, and transportation public facility projects identified in the facility plan. The intent of these rough cost estimates is to:

(a) provide an estimate of the fiscal requirements to support the land use designations in the acknowledged comprehensive plan; and

(b) for use by the facility provider in reviewing the provider's existing funding mechanisms (e.g., general funds, general obligation and revenue bonds, local improvement district, system development charges, etc.) and possible alternative funding mechanisms. In addition to including rough cost estimates for each project, the facility plan shall include a discussion of the provider's existing funding mechanisms and the ability of these and possible new mechanisms to fund the development of each public facility project or system. These funding mechanisms may also be described in terms of general guidelines or local policies.

(2) Anticipated financing provisions are not considered land use decisions as specified in ORS 197.712(2)(e) and, therefore, cannot be the basis of appeal under ORS 197.610(1) and (2) or ORS 197.835(4).

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDL 4-1984, f. & ef. 10-18-84

#### Date of Submittal of Public Facility Plans

660-11-040 The public facility plan shall be completed, adopted, and submitted by the time of the responsible jurisdiction's periodic review. The public facility plan shall be reviewed under OAR 660, Division 25, "Periodic

Review" with the jurisdiction's comprehensive plan and land use regulations. Portions of public facility plans adopted as part of comprehensive plans prior to the responsible jurisdiction's periodic review will be reviewed pursuant to OAR 660, Division 18, "Post Acknowledgment Procedures".

Stat. Auth.: ORS Ch. 183 & 197  
Hist.: LCDL 4-1984, f. & ef. 10-18-84

#### Adoption and Amendment Procedures for Public Facility Plans

660-11-045 (1) The governing body of the city or county responsible for development of the public facility plan shall adopt the plan as a supporting document to the jurisdiction's comprehensive plan and shall also adopt as part of the comprehensive plan:

(a) The list of public facility project titles, excluding (if the jurisdiction so chooses) the descriptions or specifications of those projects;

(b) A map or written description of the public facility projects' locations or service areas as specified in OAR 660-11-045(2) and (3); and

(c) The policy(ies) or urban growth management agreement designating the provider of each public facility system. If there is more than one provider with the authority to provide the system within the area covered by the public facility plan, then the provider of each project shall be designated.

(2) Certain public facility project descriptions, location or service area designations will necessarily change as a result of subsequent design studies, capital improvement programs, environmental impact studies, and changes in potential sources of funding. It is not the intent of this division to:

(a) Either prohibit projects not included in the public facility plans for which unanticipated funding has been obtained;

(b) Preclude project specification and location decisions made according to the National Environmental Policy Act; or

(c) Subject administrative and technical changes to the facility plan to ORS 197.610(1) and (2) or ORS 197.835(4).

(3) The public facility plan may allow for the following modifications to projects without amendment to the public facility plan:

(a) Administrative changes are those modifications to a public facility project which are minor in nature and do not significantly impact the project's general description, location, sizing, capacity, or other general characteristic of the project.

(b) Technical and environmental changes are those modifications to a public facility project which are made pursuant to "final engineering" on a project or those that result from the findings of an Environmental Assessment or Environmental Impact Statement conducted under regulations implementing the procedural provisions of the National Environmental Policy Act of 1969 (40 CFR Parts 1500-1508) or any federal or State of Oregon agency project development regulations consistent with that Act and its regulations.

(c) Public facility project changes made pursuant to subsection 660-11-045(3)(b) are subject to the administrative procedures and review and appeal provisions of the regulations controlling the study (40 CFR Parts 1500-1508 or



OREGON ADMINISTRATIVE RULES  
CHAPTER 660, DIVISION 11 - LAND CONSERVATION AND DEVELOPMENT COMMISSION

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similar regulations) and are not subject to the administrative procedures or review or appeal provisions of ORS Chapter 197, or OAR 660 Division 18.

(4) Land use amendments are those modifications or amendments to the list, location or provider of, public facility projects, which significantly impact a public facility project identified in the comprehensive plan and which do not qualify under 660-11-045 (3)(a) or (b). Amendments made pursuant to this subsection are subject to the administrative procedures and review and appeal provisions accorded "land use decisions" in ORS Chapter 197 and those set forth in OAR 660 Division 18.

Stat. Auth.: ORS Ch. 183 & 197

Hist.: LCDC 4-1984, f. & ef. 10-18-84

**Standards for Review by the Department**

**660-11-050** The Department of Land Conservation and Development shall evaluate the following, as further defined in this division, when reviewing public facility plans submitted under this division:

- (1) Those items as specified in OAR 660-11-010(1);
- (2) Whether the plan contains a copy of all agreements required under OAR 660-11-010 and 660-11-015; and
- (3) Whether the public facility plan is consistent with the acknowledged comprehensive plan.

Stat. Auth.: ORS Ch. 183 & 197

Hist.: LCDC 4-1984, f. & ef. 10-18-84



# Memorandum

**TO:** Mayor, Council  
**FROM:** William Sharp, Fire Chief  
**THROUGH:** Tom Weldon, City Manager *Tom*  
**DATE:** 1-20-97



**Issue:** Fire Department Equipment Replacement

**Synopsis:** The Fire Department solicited bids for the purchase of 18 complete sets of structural fire turnouts.

**Recommendation:**  
We recommend the Council award this bid to Santiam Emergency Equipment Co.

**Background**

- A) The bid closed on Friday , Jan,17,1997.  
We received 2 bids on the turnouts,They are as follows:
- |   |                           |
|---|---------------------------|
| Santiam Emergency Equipment Inc.<br>PO Box 253<br>Mehama,Oregon 97384 | <u><b>\$12,514.86</b></u> |
| Cascade Fire Equipment Co.<br>PO Box 4248<br>Medford,Oregon 97501     | <u><b>\$11,646.00</b></u> |
- B) The bid from Cascade Fire Equipment although the lowest did not meet the specifications set forth in the bid request.  
The liner of the coat and pant was not the specified material.
- C) This is in this years budget and is under my estimate,as this is the same amount this company sold 12 sets of these turnouts to us last year.
- D) This means all our department turnouts meet National Fire Association standards.



**MINUTES**  
**CITY OF BROOKINGS**  
**COMMON COUNCIL MEETING**  
**Brookings City Hall Council Chambers**  
**898 Elk Drive, Brookings, Oregon**  
**January 13, 1997**  
**7:00 p.m.**

**I.        CALL TO ORDER**

Mayor Brendlinger called the meeting to order at 7:03 p.m.

**II.       PLEDGE OF ALLEGIANCE**

**III.      ROLL CALL**

**Council Present: Mayor Nancy Brendlinger, Councilors Larry Curry, Bob Hagbom, Councilor Dave Ham, Councilor Julie Cartwright, Ex-Officio Kevin Blank**

**Staff Present: City Manager Tom Weldon, Finance Director/Recorder Bev Adams, City Attorney Martin Stone, Community Development Director Leo Lightle, Fire Chief Bill Sharp, Judge William Cowley**

**Media Present: Anita Rainey, Curry Coastal Pilot; Tracy Reed, KURY; Martin Kelly, KCRE**

**IV.       CEREMONIES/APPOINTMENTS/ANNOUNCEMENTS**

**Community Development Director Leo Lightle introduced the new Treatment Plant operator, Royal Casso.**

**Mayor Brendlinger surprised Fire Chief Bill Sharp by proclaiming him the "Employee of the Season" for the City of Brookings, winter 1997. Bill was further honored by the City with a Certificate of Appreciation for 15 years of service.**

**Mayor Brendlinger read a proclamation to unite the City in celebrating January 1997 as "School Board Recognition Month". The proclamation was accepted by Jeanne Severs, school board member.**



Mayor Brendlinger read a proclamation to designate January 19, 1997 as "World Religion Day in Brookings", as promoted by the members of the Baha'i Faith. The proclamation was accepted by Jim Newman.

The Mayor read the "State of the City Address", a recap of main accomplishments and failures for the City for the calendar year 1996.

The Mayor also read a statement of her personal standards and goals for the future.

Both the State of the City Address and Mayor Brendlinger's statement of goals are attached with these minutes.

**V. PUBLIC HEARINGS None**

**VI. SCHEDULED PUBLIC APPEARANCES**

**1. Request to change Taxicab Ordinance**

Jack Doyle, taxicab driver denied renewal of a taxicab permit by the Police department due to a prior suspension, is appealing Ordinance No. 8-387 which states anyone with a prior suspension within the last ten years will not be issued a permit to operate a taxi.

City Manager recommended that staff review and bring any changes before Council; and bring in the taxicab owners at that time.

Motion moved by Councilor Dave Ham to refer this matter to staff to review the taxicab provisions of the ordinance; motion seconded by Councilor Curry; motion approved unanimously.

**VII. ORAL REQUESTS AND COMMUNICATIONS FROM THE AUDIENCE**

None

**VIII. STAFF REPORTS**

**A. Community Development          None**



**B. City Manager**

1. **City Manager Tom Weldon presented Judge Cowley's request to appoint Roger Sanders as Municipal Court Judge Pro-Tem as provided in Ordinance 1-008.Sec 7**

**Following discussion, Councilor Hagbom moved to retain the current Judge Pro-Tem, Anita Stuart; Councilor Ham seconded the motion; motion carried unanimously.**

2. **City Manager Tom Weldon presented a request from Mr. & Mrs. George Lee requesting permission to block a portion of Cottage Street on January 8, 1997 for their annual celebration of the Chinese New Year.**

**Councilor Curry made a motion to allow the Cottage Street closure but to deny approval for use of fireworks as requested. Motion died for lack of second.**

**After additional Council discussion of what the celebration has been in prior years, Council Ham moved to approve the closure of Cottage Street to allow the celebration of the Chinese New Year; Council Curry seconded, motion approved unanimously.**

3. **City Manager Tom Weldon requested Council authorize Mayor Brendlinger's signature on a letter to the Federal Communications Commission protesting Falcon Cable's latest rate increase.**

**Motion made by Councilor Hagbom to authorize the Mayor to sign a letter of protest to the Federal Communications Commission protesting Falcon Cable's rate increase; Councilor Cartwright seconded that motion; motion carried unanimously.**

4. **City Manager Tom Weldon presented the issue of Council appointments to be made. Following discussion among the Council, the Mayor requested that the Committee lists be added to the next Council agenda with the exception of the next two appointments:**



**Motion made by Councilor Hagbom to reappoint Councilor Curry to serve as Council President; motion seconded by Councilor Curry; motion carried unanimously.**

**Motion made by Councilor Hagbom to appoint Police Chief Jack McDonald to the Southwestern Oregon Community Action Committee; Councilor Curry seconded the motion; motion carried unanimously.**

**C. Police Department            None**

**D. Finance Department**

- 1. Finance Director/Recorder Bev Adams reported on the Measure 47 meeting held in Salem on 1/6/97. This was an information item only, no action was taken.**

**IX. CONSENT CALENDAR**

**Councilor Hagbom moved, Councilor Curry seconded and the Council voted unanimously to approve the Consent Calendar as amended:**

**A. Approval of Council Meeting Minutes**

- 1. December 9, 1996 Regular Council Meeting**
- 2. December 12, 1996 Special Council Meeting**

**B. Acceptance of Commission/Board Minutes**

- 1. December 3, 1996 Regular Planning Commission Meeting**

**C. Approval of Vouchers \$257,846.40**

**(end Consent Calendar)**



X. ORDINANCES/RESOLUTIONS/FINAL ORDERS None

XI. COMMITTEE REPORTS

A. Council Liaison

Mayor Brendlinger reported the following:

- \*SDC Committee is working on their annual report
- \*Attended a meeting in Gold Beach regarding Falcon Cable at which meeting those present spoke with a consultant
- \* Attended a TGM Committee meeting, subject - Infill
- \* Planning Commission has new Chair

B. Planning Commission

George Ciapusci, new Planning Commission Chair informed the Council that the Planning Commission is preparing to give them their annual report

C. Parks and Recreation Commission None

D. Chamber of Commerce

Executive Director Les Cohen welcomed the new Mayor and Council and reported the following:

- \* The Chamber of Commerce will present a program report at the end of the month
- \* The Chamber is beginning the planning process for the next fiscal year, and,
- \* That the Council will be contacted by the Chamber President Richard Guyro regarding issues important to the City

XII. REMARKS FROM MAYOR AND COUNCILORS

A. Mayor

1. Mayor Brendlinger suggested February 26, 1997 as the date for a joint Council/Budget Committee work session on the Measure 47 cuts. This date was approved by the Council members.



B. Council None

**XIII. ADJOURNMENT**

**Councilor Hagbom moved, Councilor Ham seconded and the Council voted unanimously to adjourn the meeting at 8:27 p.m.**

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**Nancy Brendlinger  
Mayor**

**ATTEST:**

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**Beverly Adams  
Finance Director/Recorder**



passed out at  
1/27/97  
Council meeting

# Memorandum

**TO:** Mayor, City Council  
**FROM:** Tom Weldon, City Manager *Tom*  
**DATE:** January 27, 1997  
**SUBJECT:** Budget session—February 26, 1997



This session you set at your last meeting is not going to work. We forgot to check the Council Chamber's calendar. This room had been previously scheduled for a Municipal Court Crime Victim Impact Panel and they have 30 people from around the County already committed to coming here.

We can reschedule this meeting for the Council Chambers on February 18th or 20th or March 3rd, 6th, 11th or 13th.

Last year's budget discussions didn't start publicly until April 17 so even if we wait until March we're still a month or more ahead of last year. Even with Measure 47 this extra month should give us plenty of time to complete the budget by July 15, the date it has to be filed with the County.

We're working on putting a combined calendar on the computer so these things don't happen in the future.



yes see on  
at 1/27/97  
council meeting

To: Councilors Cartwright, Curry, Hagbom and Ham  
From: Mayor Nancy Brendlinger  
Date: January 27, 1997

### COUNCIL LIAISON APPOINTMENTS

With the council's permission I will make the following appointments:

Julie Cartwright	Parks & Recreation Commission School Board (District 17C) Alternate - Port of Brookings Harbor - SDC Review Board - Falcon Cable Methodology - TGM (Transportation Growth Management)
Larry Curry	OCZMA CPACT Tsunami zone Issue Coos-Curry-Douglas Business Dev. Corp. Alternate - Chamber of Commerce - Southern Or. Watershed Coordinating Council - Chetco River Watershed Council
Bob Hagbom	Chamber of Commerce Southern Oregon Watershed Coordinating Council Chetco River Watershed Council LOC - Legislative Committee LOC - General Gov't Standing committee Alternate - OCZMA - CPACT - Tsunami Zone Issue
Dave Ham	Port of Brookings Harbor Alternate - Planning Commission - Parks & Recreation Commission - Coos-Curry-Douglas Business Dev. Corp. - Harbor Sanitary District - LOC Legislative Committee - LOC General Gov't Standing Committee - School Board (District 17C)
Nancy Brendlinger	SDC Review Board Planning Commission Harbor Sanitary District Falcon Cable Methodology Committee TGM
Committees with no appointments:	Curry Co. Solid Waste Curry County Recycling Committee IPCC -Inert LDC Study of Residential Care Facilities - Inert



SDC Review Board	Nancy Brendlinger Alternate -	Julie Cartwright
Planning Commission	Nancy Brendlinger Alternate -	Dave Ham
Parks & Rec. Comm.	Julie Cartwright Alternate -	Dave Ham
OCZMA	Larry Curry Alternate -	Bob Hagbom
CPACT	Larry Curry Alternate -	Bob Hagbom
Coos-Cury-Douglas Business Dev. Corp	Larry Curry Alternate -	Dave Ham
Harbor Sanitary Dist.	Nancy Brendlinger Alternate -	Dave Ham
Chamber of Commerce	Bob Hagbom Alternate -	Larry Curry
Southern Oregon Watershed Coordinating Council	Bob Hagbom Alternate -	Larry Curry
Chetco River Watershed	Bob Hagbom Alternate -	Larry Curry
LOC Legislative Com.	Bob Hagbom Alternate -	Dave Ham
LOC Gen. Gov't. Standing Committee	Bob Hagbom Alternate -	Dave Ham
Tsunami Zone Issue	Larry Curry Alternate -	Bob Hagbom
Falcon Cable Methodology	Nancy Brendlinger Alternate -	Julie Cartwright
Port of Brookings Harbor	Dave Ham Alternate -	Julie Cartwright
School Board (Dis. 17C)	Julie Cartwright Alternate -	Dave Ham
TGM	Nancy Brendlinger Alternate -	Julie Cartwright



passed on at 11:11 AM /  
Council meeting

To: Councilor's Cartwright, Curry, Hagbom, Ham

From: Mayor Nancy Brendlinger

Date: January 27, 1997

The attached letter from Sheriff Denney will be on our Feb. 10<sup>th</sup> council meeting agenda with staff recommendation after they have had the opportunity to review the request as to our obligation





Charles L. Denney  
SHERIFF  
Phone (503) 247-7011  
Fax (503) 247-6893

County Courthouse  
P.O. Box 681  
Gold Beach, OR 97444

January 21, 1997

The Honorable Nancy Brendlinger  
Mayor of Brookings  
898 Elk Drive  
Brookings, Or. 97415

Re: Liability for costs of medical care provided to Ronald James  
Murphy

Dear Mayor,

On March 11, 1996 Ronald James Murphy was sentenced by Judge Sanders, in Brookings Municipal court, to 30 days in the Curry County Jail, for driving while suspended. (Commitment order attached. case #94-0434)

Mr. Murphy arrived at the county jail on March 11 at 6:15pm. At 6:25pm Mr. Murphy advised jail staff that he was experiencing chest pain. Mr. Murphy was then transported to Curry General Hospital and was admitted by Dr. O'Gara.

Mr. Murphy remained in Curry General Hospital for eight (8) days. The total charge for Mr. Murphy's stay at Curry General Hospital is \$5813.58.

As you may know, the Curry County Jail has a medical care system which includes "sick call" three times per week as well as a jail physician that visits the jail on a weekly basis as needed.

All inmates at the Curry County jail, including those inmates sentenced from municipal courts, enjoy this medical service without charge.

When an inmate requires medical care outside the service offered by the medical care system within the jail, the inmate is charged by the medical care provider.

If the medical care provider is unable to collect charges and expenses from the inmate, the medical care provider can then collect the actual expenses for medical care from the county. (ORS 169.140, 169.150, 169.166)



In addition to the County's statutory responsibility, ORS 169.152 reads as follows; ... "when a person is lawfully confined in a county local correctional facility for violation of a city ordinance," ... "the city shall be liable for the costs of medical care provided to the person while confined in the county local correctional facility"...

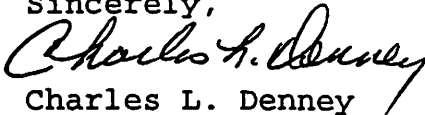
While Curry County has not billed the city of Brookings in the past for like events, due to current budget constraints, we are submitting this billing to you for payment.

Please pay Curry General Hospital directly to satisfy Mr. Murphy's outstanding account.

Please feel free to contact Lieutenant Metcalf, my jail manager to answer any questions you or the city council may have.

Lieutenant Metcalf or I would be happy to attend a regular city council meeting for further explanation, or to answer questions from the council, at your request.

Sincerely,



Charles L. Denney  
Sheriff

cc: County Counsel  
file



MUNICIPAL COURT FOR THE CITY OF BROOKINGS

CURRY COUNTY, OREGON

CITY OF BROOKINGS

Plaintiff

vs.

No. 94-0434

Ronald James Murphy

Defendant

COMMITMENT AFTER CONVICTION

TO THE CHIEF OF POLICE OF THE CITY OF BROOKINGS

Greeting:

An order having made this day by me that Ronald James Murphy  
who has been duly convicted of the crime of DWS Misdemeanor  
be confined for a period of Thirty (30) Days to run concurrent with DUII Case  
In the County jail of Curry County, Oregon and pay a  
fine of \$ -0- and the costs of this action taxed at -0-  
Dollars.

You hereby are commanded to receive him into your custody and detain him  
accordingly, or until he be otherwise legally discharged.

Dated this 11th day of March, 1996.

PM Sanders  
MUNICIPAL COURT JUDGE

STATE OF OREGON, MAY BE PAROLED TO ACLOHOL TREATMENT IN LIEU OF JAIL TIME  
County of Curry

I hereby authorize and command Any Peace Officer  
to deliver this commitment, together with the defendant Murphy herein named,  
to the custody of the sheriff of the County of Curry

PM Sanders  
MUNICIPAL COURT JUDGE



0383317 01/21/97

CURRY COUNTY (JAIL)  
PO BOX 746

03/11/96 03/18/96

GOLD BEACH, OR 97444

000 200 7 1 DB

OSARA MICHAEL DO

=====>

03/11/96	ICU-ME(I)AL ROOM CHARGE	1		315.00
03/11/96	ICU-ME(I)AL ROOM CHARGE	1		315.00CR
03/11/96	CCU-ME(I)AL ROOM CHARGE	1		315.00
03/11/96	TENORMIN 5MG 10ML VIAL	1	3410219	10.75
03/11/96	Ivsol-Nacl 9% 500cc	1	000097	15.64
03/11/96	Tissue-Facial	1	002325	3.83
03/11/96	Toothpaste	1	003050	3.15
03/11/96	Cath-I.V. 20ga X 1 1/4"	1	000116	5.28
03/11/96	Urinal	1	004000	3.36
03/11/96	Basin Emesis	1	002015	3.09
03/11/96	Set-Backcheck Non-Vent	1	004050	11.04
03/11/96	Toothbrush	1	003030	3.06
03/11/96	Adapter Pen Short	1	000120	8.18
03/11/96	Spng-Gauze St 2x2	1	002110	3.04
03/11/96	Spng-Gauze St 2x2	1	002110	3.04
03/11/96	CHEMISTRY PANEL (19 TESTS)	1	000019	46.00
03/11/96	VENIPUNCTURE	1	036415	6.00
03/11/96	DIFFERENTIAL	1	085007	11.19
03/11/96	HENO W/PLATELET AUTO	1	005027	28.84
03/11/96	URINALYSIS WITH MICROSCOPY	1	081000	17.00
03/11/96	XRAY CHEST 1 VIEW	1	071010	63.00
03/11/96	PORTABLE EXAM CHARGE	1	076130	25.00
03/11/96	E.R. OXYGEN CHARGE	1	000805	16.20
03/11/96	OXYGEN PER HOUR	3	000801	12.00
03/11/96	EMERGENCY SERVICE AGILITY #4	1	000314	150.00
03/11/96	DATASCOPE MONITORING PER HR.	3	093799	135.00
03/11/96	DATASCOPE MONITORING PER HR.	1	093799	45.00
03/11/96	EKG (STANDARD 12 LEAD)	1	093005	40.00
03/11/96	ORAL MEDICATIONS	2	700	1.59
03/11/96	INJECTIONS	1	701	19.03
03/11/96	TOPICALS,SPRAYS,SUPPOS,BROPS	2	702	115.96
	Total Charges For 03/11/96			1120.26

03/12/96 ICU ME(I)AL ROOM CHARGE 1 315.00



0388317 01/21/97

CURRY COUNTY (JAIL)  
PO BOX 744

03/11/96 03/18/96

GOLD BEACH, OR 97444

000 200 7 2 DE

OGARA MICHAEL DO

03/12/96	ICU-ME()AL ROOM CHARGE	1		315.00CR
03/12/96	CCU-ME()AL ROOM CHARGE	1		315.00
03/12/96	Ivsal-Nacl 9% 500cc	1	000097	15.44
03/12/96	BAND-SENSOR PEDI	1	001782	8.93
03/12/96	CARDIAC AST,LD,CK,ELEC,CA	1	080008	42.00
03/12/96	CHEMISTRY PANEL (19 TESTS)	1	080019	46.00
03/12/96	LIVER PANEL	1	080058	40.25
03/12/96	T-4,T3 UPTAKE,TSH	1	080092	65.50
03/12/96	GLUCOSE REAGENT STRIP	4	082948	20.00
03/12/96	VENIPUNCTURE	1	036415	6.00
03/12/96	CULTURE URINE/COLONY COUNT	1	087086	29.67
03/12/96	URINALYSIS WITH MICROSCOPY	1	081000	17.00
03/12/96	OXYGEN PER HOUR	24	000801	96.00
03/12/96	DATASCOPE MONITORING PER HR.	24	093799	1080.00
03/12/96	EKG (STANDARD 12 LEAD)	1	093005	40.00
03/12/96	ORAL MEDICATIONS	17	700	29.36
03/12/96	INJECTIONS	2	701	4.26
Total Charges For 03/12/96				1855.61

03/13/96	SEMI-P(S)ATE ROOM CHARGE	1		315.00
03/13/96	Shampoo-2oz	1	002470	3.39
03/13/96	Slippers-Sz Xl	1	000048	6.20
03/13/96	Soap-Bar 1.5oz	1	002715	3.07
03/13/96	Comb-Regular	1	001805	3.03
03/13/96	CARDIAC AST,LD,CK,ELEC,CA	1	080008	42.00
03/13/96	LIVER PANEL	1	080058	40.25
03/13/96	GLUCOSE REAGENT STRIP	4	082948	20.00
03/13/96	VENIPUNCTURE	1	036415	6.00
03/13/96	CULTURE- ANY OTHER SOURCE	1	087070	29.67
03/13/96	OXYGEN PER HOUR	14	000801	56.00
03/13/96	DATASCOPE MONITORING PER HR.	10	093799	45120.00
03/13/96	DATASCOPE MONITORING PER HR.	10	093799	45120.00CR
03/13/96	EKG (STANDARD 12 LEAD)	1	093005	40.00
03/13/96	TELEMETRY CHARGE P/HR.	6	003002	30.00
03/13/96	ORAL MEDICATIONS	7	700	5.70
03/13/96	INJECTIONS	1	701	2.13



0383317 01/21/97

CURRY COUNTY (JAIL)

03/11/96

03/18/96

PG BOX 746

000 200 7 3 DB

GOLD BEACH, OR 97444

OSARA MICHAEL DO

Total Charges For 03/13/96

602.44

03/14/96	SEMI-P(S)ATE ROOM CHARGE	1		315.00
03/14/96	CARDIAC AST,LD,CK,ELEC,CA	1	080008	42.00
03/14/96	LIVER PANEL	1	080058	40.25
03/14/96	LIVER PANEL	1	080058	40.25
03/14/96	GLUCOSE SERUM	1	082947	21.20
03/14/96	GLUCOSE REAGENT STRIP	3	082948	15.00
03/14/96	VENIPUNCTURE	1	036415	6.00
03/14/96	DIFFERENTIAL	1	085007	11.19
03/14/96	HEMO W/PLATELET AUTO	1	085027	28.84
03/14/96	URINALYSIS WITH MICROSCOPY	1	081000	17.00
03/14/96	XRAY ABDOMEN (1 VIEW)	1	074000	67.00
03/14/96	U/S COMPLETE ABDOMEN	1	076700	247.50
03/14/96	EKG (STANDARD 12 LEAD)	1	073005	40.00
03/14/96	ORAL MEDICATIONS	4	700	3.45
03/14/96	INJECTIONS	2	701	4.26
Total Charges For 03/14/96				898.94

03/15/96	SEMI-P(S)ATE ROOM CHARGE	1		315.00
03/15/96	GLUCOSE REAGENT STRIP	2	082948	10.00
03/15/96	ORAL MEDICATIONS	3	700	3.66
03/15/96	INJECTIONS	2	701	3.73
Total Charges For 03/15/96				332.39

03/16/96	SEMI-P(S)ATE ROOM CHARGE	1		315.00
03/16/96	K PAB W/MOTOR	1	002340	25.20
03/16/96	LIVER PANEL	1	080058	40.25
03/16/96	GLUCOSE REAGENT STRIP	5	082948	25.00
03/16/96	VENIPUNCTURE	1	036415	6.00
03/16/96	ORAL MEDICATIONS	6	700	6.95
03/16/96	INJECTIONS	4	701	7.99
Total Charges For 03/16/96				426.39

03/17/96	SEMI-P(S)ATE ROOM CHARGE	1		315.00
03/17/96	K PAB W/MOTOR	1	002340	25.20



31/21/27

CURRY COUNTY (JAIL)

03/11/96

03/18/94

~~FO BOX 746~~

GOLD BEACH, OR 97444

000 200

7

TUES

~~OGARA MICHAEL DO~~

03/17/96	LIVER PANEL	1	080058	40.25
03/17/96	GLUCOSE REAGENT STRIP	3	082948	15.00
<del>03/17/96</del>	<del>VENIPUNCTURE</del>	<del>1</del>	<del>034415</del>	<del>6.00</del>
03/17/96	DIFFERENTIAL	1	085007	11.19
03/17/96	HEMO W/PLATELET AUTO	1	085027	28.84
<del>03/17/96</del>	<del>ORAL MEDICATIONS</del>	<del>12</del>	<del>700</del>	<del>24.79</del>
03/17/96	INJECTIONS	2	701	4.26
Total Charges For 03/17/96				470.53

03/18/96	Lotion-Hand 2oz	1	002420	3.11
03/18/96	K-PAD W/MOTOR	1	002340	25.20
<del>03/18/96</del>	<del>LIVER PANEL</del>	<del>1</del>	<del>080058</del>	<del>40.25</del>
03/18/96	GLUCOSE REAGENT STRIP	3	082948	15.00
03/18/96	VENIPUNCTURE	1	036415	6.00
<del>03/18/96</del>	<del>ORAL MEDICATIONS</del>	<del>9</del>	<del>700</del>	<del>15.33</del>
03/18/96	INJECTIONS	1	701	2.13
Total Charges For 03/18/96				107.02

\*\*\*\*\* Departmental Summary of Patient Charges \*\*\*\*\*

ROUTINE CHARGES	2,205.00	PHARMACY	245.73
CENTRAL SUPPLY	181.67	LABORATORY	978.88
RADIOLOGY	402.50	RESPIRATORY THERAPY	180.20
EMERGENCY SERVICES	150.00	MED/SURG NURSING SERVICES	1,245.00
AMBULATORY NURSING SERVICE	45.00	EKG	160.00



passed out at 11:27/97  
Council meeting

To: City Council

From: Mayor Brendlinger *NB*

Date: January 27, 1996

**FALCON CABLE  
BACKGROUND ON LIVE TELEVISED COUNCIL MEETINGS**

When Falcon took over Skyline Cable and for a few years afterwards there was several items of equipment and a studio that was for public and local government use. The city had televised several live informational programs on a regular basis.

In January of '89 Steve Rich showed me the following equipment that was in the studio that Falcon had available :

1. Ceiling lighting - one fixed and 2 portable - no back lighting
2. 2 cameras - 3/4" tape. One in the studio on tri-pod with wheels. One hand held camera was at Steve Rich's home for a job that he had been doing.
3. 2 lapel mikes and 1 that could be put on a boom.
4. Editing machine but needed 2 new heads
5. An editor and a VCR was at Steve Rich's home as he did camera work for Falcon but they weren't going to pay him anymore.

In February 1992, after this service was canceled by Falcon, in a letter to the city, Falcon wanted to charge \$6,500 to put live programing on the Access Channel.

In September 1992 our city attorney wrote to Falcon stating that per our agreement that if they did not provide the same level of service it was grounds to cancel the franchise.

Finally in February 1993 Falcon replied that they would provide equipment necessary for live broadcasts but it would only show north of the Chetco. The original level of service was broadcast to the full Brookings Harbor area and we could not make them, under a city franchise to do anymore than serve the city area. At that time Ch. 49 was just getting started and it was discussed that perhaps they could air city programming and it would reach Harbor also. As you know that didn't happen and now Ch. 49's current programming does not allow this.

My recommendation is that we again request the level of service that will allow us to televise live not only council meetings but town hall meetings such as the ones we are planning to have on the wastewater treatment plant. We may be too late for wastewater workshops as last time it took five months, additional letters from the city attorney and several phone calls to get a response from Falcon.



ORDINANCE NO. 58-O-115

AN ORDINANCE REGULATING THE LOCATION, CONSTRUCTION, MAINTENANCE, SANITATION, AND CONDUCT OF TRAILER PARKS IN THE CITY OF BROOKINGS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ORDINANCE NO. 52-O-018. [June 10, 1958]

**Sections:**

- |                        |   |
|------------------------|---|
| Section 1.             | Conformance to city ordinances.                                     |
| Section 2.             | Definitions.  |
| <del>Section 3.</del>  | <del>Inspections of trailer parks authorized.</del>                 |
| <del>Section 4.</del>  | <del>Licenses; fees.</del>  |
| <del>Section 5.</del>  | <del>Approval of planning commission required.</del>                |
| <del>Section 6.</del>  | <del>Construction permit expiration.</del>                          |
| <del>Section 7.</del>  | <del>Final inspection required prior to license issuance.</del>     |
| <del>Section 8.</del>  | <del>Annexation of an existing auto or trailer park.</del>          |
| <del>Section 9.</del>  | <del>Monies received.</del>   |
| <del>Section 10.</del> | <del>Revocation or suspension of license.</del>                     |
| <del>Section 11.</del> | <del>Transfer of license.</del>                                     |
| <del>Section 12.</del> | <del>Unlawful activities at a trailer site in a trailer park.</del> |
| <del>Section 13.</del> | <del>Unlawful to rent trailer coach in a trailer park.</del>        |
| <del>Section 14.</del> | <del>Unlawful to erect or occupy tents in a trailer park.</del>     |
| Section 15.            | Temporary uses.   |
| <del>Section 16.</del> | <del>Unlawful to park on right-of-way.</del>                        |
| <del>Section 17.</del> | <del>Trailer park standards and requirements.</del>                 |
| <del>Section 18.</del> | <del>Sanitation regulations.</del>                                  |
| <del>Section 19.</del> | <del>Cleaning regulations.</del>                                    |
| <del>Section 20.</del> | <del>Water standards and requirements.</del>                        |
| <del>Section 21.</del> | <del>Rubbish and garbage regulations.</del>                         |
| <del>Section 22.</del> | <del>Sewage not allowed to be deposited on ground surface.</del>    |
| <del>Section 23.</del> | <del>Auto and trailer park site standards.</del>                    |
| <del>Section 24.</del> | <del>LPG tank standards.</del>                                      |
| <del>Section 25.</del> | <del>Fire equipment standards.</del>                                |
| <del>Section 26.</del> | <del>Registration regulations.</del>                                |
| <del>Section 27.</del> | <del>Animals not allowed to run at large.</del>                     |
| <del>Section 28.</del> | <del>Garetaker required at all times.</del>                         |
| Section 29.            | Violations.   |
| Section 30.            | Penalties.  |
| <del>Section 31.</del> | <del>[Severability clause.]</del>                                   |
| <del>Section 32.</del> | <del>Repeal of Ordinance No. 52-O-018.</del>                        |



The city of Brookings ordains as follows:

**Section 1.**        **Conformance to city ordinances.** All auto and trailer parks within the city of Brookings shall conform to the electrical, fire, health, building, and plumbing ordinances of the city of Brookings, as amended, except as hereinafter specified.

**Section 2.**        **Definitions.** For the purposes of this ordinance, certain words and phrases are defined as follows, and certain provisions shall be construed as herein set forth, unless it shall be apparent from the context that they have a different meaning. Words used in the singular include the plural, and the plural the singular. Words used in the present tense include the future.

A.    (1) "Trailer coach" means any camp car, trailer, or other vehicles, with or without motive power, designed and constructed to travel on the public thoroughfares at the maximum allowable speed limit, and in accordance with the provisions of the Oregon vehicle code, and designed or used for human habitation. "Trailer" also means "trailer coach."

(2)    A dependent trailer coach is one not equipped with a toilet for sewage disposal.

(3)    An independent trailer coach is one equipped with a toilet for sewage disposal.

B.    "Auto and trailer park" means any area or tract of land where space is occupied or rented or held out for rent to one or more users or owners of trailer coaches, or where free parking is permitted owners or users of trailer coaches for the purpose of securing their trade. Wherever the term "trailer park" is used in this ordinance, it shall mean "auto and trailer park."

C.    "Trailer site" means any portion of an auto and trailer park designed for the use of [or] occupancy of one trailer coach or camping party.

D.    "Approved," when used in connection with any material, appliance or construction, means meeting the requirements of the building code of the city of Brookings.

E.    "Building" means public toilets, public baths, laundry rooms or other structures and includes a compartment containing a toilet or bath, or both, constructed for the exclusive use of an occupant of a trailer site.



F. "Liquefied petroleum gas" means petroleum hydrocarbons or mixtures thereof, in liquid or gaseous state, having a vapor pressure in excess of 26 psi at a temperature of 100°F. Whenever the symbol "LPG" is used, it shall mean liquefied petroleum gas.

G. In an auto trailer park, "nuisance" includes any of the following:

1. Any nuisance known at common law.
2. Whatever is dangerous to human life or is detrimental to health.
3. Overcrowding of any trailer with occupants.
4. Insufficient ventilation or illumination of any room or trailer.
5. Inadequate or unsanitary sewage or plumbing facilities.
6. Whatever renders air, food or drink unwholesome or detrimental to the health of human beings.

~~Section 3. Inspections of trailer parks authorized. It shall be the duty of the chief of police, the fire chief, and such other city officers, as the council by resolution may designate, to enforce all of the provisions of this ordinance within the province of their respective departments; and for the purpose of securing enforcement thereof any duly authorized representatives of said officers of the city of Brookings are hereby empowered to enter private property to determine if a trailer park exists, and further empowered to enter upon the premises of any auto trailer park which may hereafter be operating within the city of Brookings to inspect the same and all accommodations connected therewith.~~



~~Section 4. Licenses; fees. It shall be unlawful for any person, firm, partnership, or corporation, either for himself or itself, or for any person, firm, partnership, or corporation to own or operate an auto and trailer park within the corporate limits of the city of Brookings until he or it first obtains the permits required in this ordinance and also obtains a license therefor, and pays an annual license fee equal to \$25.00. Licenses hereunder issued shall be issued on a fiscal year basis, July 1 to June 30, and shall be issued for not less than one fiscal year. The annual license fee shall be due and payable on or before July 1 of each year. All licenses shall be paid for in advance and no rebate given for the unused portion of the term. For new auto and trailer parks the license fee for the first year shall be apportioned as follows: three-fourths of the annual fee where the auto and trailer park is commenced and open for business between the first day of September and the 31st day of December; one-half of the annual fee where the auto or trailer park is commenced between the first day of January and the 31st day of March, and one-fourth of the annual fee where the auto or trailer park is commenced between the first day of April and the 30th day of June.~~

~~If the licenses in this ordinance provided for shall not be paid on or before the 15th day of the month following the date when they shall become due, then a penalty of 25% of the license fee due and payable shall be added thereto and no license shall be issued until such penalty shall have been paid.~~

~~Section 5. Approval of planning commission required. No trailer park shall be located within the city of Brookings until the location thereof is approved by the planning commission of said city in the following manner:~~

~~A. The person desiring to locate and operate an auto and trailer park in said city shall file an application therefor with the city recorder, who shall refer the application to the planning commission. Said application shall be accompanied by four copies of a true legal description of the grounds upon which the auto and trailer park is to be constructed and a plot plan showing the trailer sites and locations of any buildings, complete plans and specifications of the proposed construction, and a description of the water supply, ground drainage and method of sewage disposal.~~

~~B. Said application shall be accompanied with a filing fee of \$15.00.~~

~~C. Upon receipt of such application, the planning commission shall fix a time and place for the holding of a public hearing thereof. Notice of such hearing shall be given by at least one publication in a newspaper of general circulation in the city of Brookings. Such notice shall state the time when the petition will be heard by the planning commission, which shall be not less than 10 days from the date of publication. At the time of the hearing of said application, the planning commission may hear anyone appearing for the purpose of approving or objecting to the granting of the application.~~

~~No person shall be granted by the council of the city of Brookings unless the planning commission, by a majority vote of its members, shall find, from the evidence presented, all of the following facts to be true:~~

- ~~1. That the land is zoned for the proposed use or a zone variance had been duly obtained and is in full force and effect;~~
- ~~2. That the operation and maintenance of a trailer park would not unduly interfere with the enjoyment of adjacent property devoted to existing residential use;~~
- ~~3. That the proposed use would not result in dangerous automobile traffic congestion;~~
- ~~4. That the proposed use would not be materially detrimental to the public welfare or injurious to the property and property improvements in the immediate neighborhood;~~
- ~~5. That it appeared, and on the express condition that, all of the provisions of this ordinance would be complied with.~~

~~Any person wishing to appeal the action of the planning commission shall also notify the commission in writing of such action within 10 days after the commission's approval or rejection of the application. The planning commission, within 30 days after receipt of notice of appeal, shall communicate its findings and recommendations regarding said application to the city council. The city council shall thereupon publicly hear and finally and conclusively determine whether or not such application shall be granted and whether the above-mentioned facts are true, giving such notice of the hearing upon said application as it deems proper. Upon approval by the city council, the building inspector shall issue a building permit after receipt of application, plan and specifications, as required herein.~~



~~Section 6. Construction permit expiration. All permits required in this ordinance for construction of an auto and trailer park shall automatically expire if 90 days have passed from the date of the issuance thereof and the start of construction is not pursued with reasonable diligence to conclusion; provided, however, that the building inspector may before said period of 90 days have passed extend the expiration date of said permit for a reasonable time.~~

~~Section 7. Final inspection required prior to license issuance. Upon the completion of any such trailer park, and prior to the use thereof, the owner or operator of such trailer park shall procure the license required by Section 4 of this ordinance. The building inspector shall first make a final inspection of the trailer park referred to in said application, and if it is found to be in conformity with the requirements of this and all other ordinances of the city of Brookings and the laws of the state of Oregon, said license shall be issued.~~

~~Section 8. Annexation of an existing auto or trailer park. The owner or operator of an auto or trailer park in existence in a territory annexed to the city of Brookings after the effective date of said annexation, make application in writing for a license to maintain said trailer park, accompanied by a description of the grounds upon which buildings are situated and a plot plan showing each trailer site and the location of all buildings.~~

~~Section 9. Monies received. All monies received under the provisions of this ordinance shall be paid into the city treasury and credited to the general fund.~~

~~Section 10. Revocation or suspension of license. Whenever it is found that any trailer parks are not being conducted in conformity with the provisions of this ordinance or the laws of the state of Oregon, the license to operate same shall be subject to revocation or suspension by the city council in the following manner, to-wit:~~

~~A. Upon failing to comply with any provision of this ordinance, after receiving a notice in writing from the chief of police or the fire chief setting forth the violations, a notice shall be served by the chief of police or other city police officer on the person holding the license ordering him to appear before the city council at a day and hour therein specified, not less than 15 days after the service of said notice on such license holder, and requiring him to show cause at said time and place why said license should not be revoked or suspended.~~

~~B. The notice shall be sent by registered mail, postage prepaid, return receipt requested, to the person or persons owning or operating said trailer park as such persons names and addresses appear on the application for said license, or as otherwise known to the department mailing said notice. A copy of said notice shall be posted conspicuously upon the premises of the trailer park alleged to be in violation of this or any other ordinance of said city or the laws of the state of Oregon. The representative of said department, upon giving notice as aforesaid, shall file an affidavit thereof with the city recorder of said city certifying to the time and manner in which such notice was given. There shall also be filed therewith any receipt cards which may have been returned in acknowledgement to the receipt of such notices by registered mail. The failure of any owner or operator to receive notice shall not affect in any manner the validity of any proceedings taken thereunder. At the time and place mentioned in said notice, the person holding said license shall appear in person or be represented by counsel and introduce such evidence as he may desire, and the officer of the enforcing department shall confront said license holder with such charges that said department may have against him, and after said hearing the city council may revoke or suspend the license if the council determines from the evidence presented that the charges are true. Continued operation of any trailer park after suspension or revocation of the license therefor shall be a violation of this ordinance and each day of such operation shall constitute a separate offense.~~

~~Section 11. Transfer of license. The transfer of a license to operate or maintain a trailer park may be permitted upon the written application of the new owner or operator of the trailer park to the city recorder, accompanied by a fee of \$25.00. Within 10 days after the receipt of the application for transfer, the chief of police shall inspect the trailer park, and if found to be in compliance with this ordinance, the trailer park transfer will be permitted. If found to be in violation of said ordinance or of any laws of the state of Oregon applicable to trailer parks, the owner shall correct the violation within 30 days after receiving notice thereof.~~

~~Section 12. Unlawful activities at a trailer site in a trailer park. It shall be unlawful for any person using a trailer site in any auto and trailer park to use or cause or permit to be used for occupancy:~~

~~A. Any trailer coach from which any tire or wheel has been removed, except temporarily for the purpose of making repairs.~~

~~B. Any trailer coach to which are attached any rigid water, gas or sewer pipes; provided, however, that metal tubing not to exceed 1/2-inch inside diameter may be used for water and gas.~~



~~3. Any trailer coach which is permanently attached with underpinning or foundation to the ground.~~

~~4. Any trailer coach which does not conform to the requirements of the Oregon vehicle code governing the use of trailers on public highways.~~

~~5. Any trailer coach in an unsanitary condition.~~

~~6. Any trailer coach which is structurally unsound and does not protect its inhabitants against the elements.~~

~~7. Any trailer coach to which there is attached or to which there is established less than six feet adjacent thereto any room or rooms or lean-tos; provided, however that a fireproofed awning shall be permitted that is not enclosed or subject to enclosure on one-half of one side vertically, and further provided that such semi-enclosure shall not exceed 70 square feet in area, and except as otherwise provided herein.~~

~~Section 13. Unlawful to rent trailer coach in a trailer park. It shall be unlawful for a person owning or operating an auto and trailer park to rent as lessor or hold out for rent any trailer coach in an auto and trailer park.~~

~~Section 14. Unlawful to erect or occupy tents in a trailer park. No tents may be erected or occupied in an auto trailer park.~~

Section 15. Temporary uses. It is unlawful to use a trailer coach for living purposes within the City of Brookings except when parked within a licensed trailer park. A trailer coach may be used for temporary sleeping purposes within the City of Brookings provided as follows:

- A. That the trailer coach is located entirely on private property;
- B. That no connection may be made to the City's water or sewer system; and
- C. That the period of use shall not exceed seven (7) days out of any calendar year.

[Section 15 as amended by Ordinance No. 90-O-115A, effective August 13, 1990]

~~Section 16. Unlawful to park on right-of-way. It is unlawful to camp overnight or to park a trailer coach overnight upon any portion of the right-of-way of any public street or alley. This provision shall not apply where a trailer coach is parked for the purpose of making emergency repairs.~~

~~Section 17. Trailer park standards and requirements. Each trailer park and auto park shall conform to the following requirements:~~

~~A. The auto and trailer park shall be located on a well-drained site, properly graded to insure rapid drainage and freedom from stagnant pools of water.~~

~~B. Trailer coach spaces shall be provided consisting of a minimum of 1,500 square feet for each space which shall be at least 30 feet wide and clearly defined; provided, however, that trailer parks in existence on the effective date of this ordinance which provide trailer coach spaces having a width or area less than that hereinabove prescribed may continue to operate with spaces of the existing width and area, but in no event shall any trailer coach space be less than 25 feet wide and have an area of less than 1,000 square feet.~~

~~C. Trailer coaches shall be so parked on each space that there shall be at least a 15-foot clearance between trailer coaches; provided, however, that with respect to trailer coaches parked end-to-end, the end-to-end clearance may be less than 15 feet but shall not be less than 10 feet. No trailer coach shall be located closer than 10 feet from any building within the park and five feet from any property line bounding the park.~~

~~D. All trailer coach spaces shall abut upon a driveway of not less than 20 feet in width, which shall have unobstructed access to a public street, alley or highway.~~

~~E. Walkways not less than two feet wide shall be provided from the trailer coach spaces to the service buildings.~~

~~F. All driveways and walkways within the park shall be hard surfaced and lighted at night with electric lamps of not less than 25 watts each, spaced at intervals of not more than 100 feet.~~

~~G. Each park shall provide service buildings to house such toilet, bathing and other sanitation facilities and such laundry facilities as are hereinafter more particularly prescribed.~~



~~H. An electrical outlet supplying at least 110 volts shall be provided for each trailer coach space.~~

~~I. Provide parking space for an automobile of not less than 220 square feet for each trailer coach space and provide a playground area equal to 50 square feet for each trailer coach space.~~

~~J. Provide a maximum of a three-acre area for each trailer park and provide not less than 90 cubic feet of storage lockers per trailer coach space located in or adjacent to the toilet and shower building or buildings.~~

~~K. Provide exterior lighting adequate to illuminate the streets, driveways and walkways for the safety of vehicles and pedestrians at night.~~

~~Section 18. Sanitation regulations. The toilet and bathing facilities and the use of toilets in trailers shall conform, be installed, operated and maintained in conformity with the laws, rules and regulations of the state of Oregon governing such matters and the same are incorporated herein by reference.~~

~~Section 19. Cleaning regulations. Every water closet compartment or compartment containing bathing facilities shall be:~~

~~A. Cleaned daily and oftener if necessary and disinfected with a hydrochloride solution or equivalent.~~

~~B. Kept free from obnoxious odors, flies, mosquitoes, or other insects and the interiors shall be kept well painted. All facilities shall be kept in good repair.~~

~~C. Provided with one or more windows having an aggregate area of not less than six square feet. However, if the room contains more than one water closet, bath or urinal, the total window area shall be equivalent to three square feet for each water closet, bath or urinal, but need not exceed one-fourth of the superficial floor area of the room. Fifth percent of the required window area shall be openable.~~

~~D. Windows and doors shall be protected with fly-tight screening. Self-closing solid doors may be used instead of screen doors.~~

~~E. There shall be constructed in every trailer park a laundry compartment with not less than two laundry trays supplied with hot and cold water.~~

~~F. The floors and at least 12 inches of the walls above the floor shall be constructed of approved waterproof masonry composition.~~

~~G. Each laundry compartment shall have window area equal to at least one-eighth of the floor area, but in no case shall it be less than nine square feet. Fifty percent of the required window area shall be openable and all exterior openings shall be screened with 16 mesh.~~

~~H. In every auto and trailer park there shall be set aside a space convenient to the laundry facilities for the occupants of the trailer sites to dry clothes.~~

~~I. There shall be not less than two lavatories for each sex installed in every building in an auto and trailer park containing public toilets.~~

~~Section 20. Water standards and requirements. There shall be in every auto and trailer park an adequate supply of pure water for all the requirements of the trailer park. The water shall be obtainable from faucets installed at each trailer site. Water distribution and pipe sizes shall be designed in accordance with National Bureau of Standards BMS 79. Each trailer shall be considered as six fixture units.~~

~~No drinking vessels or cups for common use are permissible in any auto or trailer park.~~

~~Drinking fountains, if installed, shall be kept sanitary and shall be of a type approved by the enforcement agency.~~

~~Section 21. Rubbish and garbage regulations. In every auto and trailer park a sufficient number of rubbish containers and metal garbage cans with covers, appropriately labeled, shall be provided to contain the refuse produced by the auto trailer park, all in conformity with the statutes and regulations of the state of Oregon.~~

~~All garbage, waste and rubbish in every auto and trailer park shall be prepared and removed from the premises and disposed of as prescribed in the statutes and regulations of the state of Oregon.~~



~~A fly-proof building or room equipped with a sloping concrete floor, a four-inch drain and running water shall be provided for the storage of garbage and trash containers.~~

~~Section 22. Sewage not allowed to be deposited on ground surface. No sewage, waste water or any effluent shall be allowed to be deposited on the surface of the ground.~~

~~Section 23. Auto and trailer park site standards. The area or tract of land upon which an auto and trailer park is situated and each trailer site shall be:~~

~~A. Adequately drained and graded.~~

~~B. Driveways shall be surfaced with two inches of road mix pavement or better and the surfacing shall be kept in good repair.~~

~~C. Kept free from dust.~~

~~D. Kept clean and free from accumulation of refuse, garbage, rubbish or debris.~~

~~E. The trailer site and the space directly beneath each trailer coach shall be kept clean and free from refuse, rubbish, weeds or other impediments.~~

~~F. Public address systems or loud speakers shall not be installed or permitted in an auto and trailer park which can be heard beyond the boundaries of the park.~~

~~Section 24. LPG tank standards. The location, installation, marking, filling, maintenance and use of LPG tanks and associated equipment shall be in accordance with the industrial safety orders of the State Industrial Accident Commission of the state of Oregon.~~

~~Section 25. Fire equipment standards. There shall be in each trailer park at least one hose cabinet installed and equipped with 75 feet of 1/2-inch linen hose so placed that said hose will reach any and all points of the park. A supply pipe of at least two inches in diameter for the hose cabinets shall be installed and shall be connected with at least a two-inch in diameter pipe to the main of the water supply of the city of Brookings. Each hose cabinet also shall be equipped with a 30# dry chemical extinguisher approved by the National Board of Fire Underwriters.~~

~~Section 26. Registration regulations. Every person who owns or operates an auto and trailer park shall keep a register in which shall be entered:~~

~~A. The name and address of each guest who is the owner or operator of an automobile, and the name and address of each member of his party for which accommodations are afforded or for which space is rented and the identification space of the trailer site the guest occupies.~~

~~B. The make, type, and license number of the automobile and trailer, the name of the registered owner of the trailer, and the state in which such vehicle or vehicles are registered, and the year of registration.~~

~~C. The registry shall be made available to the police department of the city of Brookings, or any of the enforcement officers designated in this ordinance on demand.~~

~~Section 27. Animals not allowed to run at large. Dogs and animals shall not be permitted to run at large in any auto and trailer park. Poultry and other barnyard animals shall not be permitted in any auto and trailer park.~~

~~Section 28. Caretaker required at all times. It is unlawful for any person to operate, occupy, or maintain, or cause per permit to be operated, occupied, or maintained any auto and trailer park unless there is a caretaker on duty in or about the trailer park at all times. The caretaker shall enforce within the park provisions of this ordinance governing the operation, occupancy, and maintenance of auto and trailer parks.~~

Section 29. Violations. It shall be unlawful for any person, firm, or corporation owning or operating a trailer park in the city of Brookings to violate any of the provisions of this ordinance. It shall be unlawful for any person, firm, or corporation owning, maintaining, or in control of any trailer, or the occupant or tenant of any trailer in whatever capacity, to violate any of the provisions of this ordinance.



**Section 30. Penalties.** Any person, firm, or corporation violating any of the provisions of this ordinance, or disregarding any lawful order of the enforcement agencies or findings of the city council with respect to said trailer park or contributing in any way to the violation of this ordinance, shall be deemed guilty of a misdemeanor, and upon conviction thereof may be punished by a fine not exceeding \$500.00, or by imprisonment for a term not exceeding six months, or by both such fine and imprisonment. Every person, firm, or corporation violating or contributing in any way to the violation of any provision of this ordinance shall be deemed guilty of a separate offense for each day during which such violation continues, and may be punishable therefor as herein provided.

~~Section 31. [Severability clause.]~~

~~Section 32. Repeal of Ordinance No. 52-O-018. Ordinance No. 52-O-018 of the city of Brookings, and all other ordinances or parts of ordinances in conflict herewith, are hereby repealed.~~

**Adopted June 10, 1958.**

# AGENDA

## CITY OF BROOKINGS SPECIAL COMMON COUNCIL MEETING

Brookings City Hall Council Chambers  
898 Elk Drive, Brookings Oregon  
January 14, 1997  
2:00 p.m.

Call to Order

Roll Call

John Holroyd of Brown and Caldwell

DEQ comments

HSD comments

Public comments

City Staff comments

Council discussion, action

Recommendation: That the City Council approve the second draft dated January 13, 1997 of the Wastewater Treatment Plant Facilities Plan Amendment.