

ORDINANCE NO. 349

AN ORDINANCE ADOPTING THE STATE OF OREGON STRUCTURAL SPECIALTY CODE AND FIRE AND LIFE SAFETY CODE, THE STATE OF OREGON MECHANICAL SPECIALTY CODE AND MECHANICAL FIRE AND LIFE SAFETY CODE, AND THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, AND, REPEALING PRIOR ORDINANCES INCONSISTENT THEREWITH

WHEREAS, the City of Brookings does wish to provide a program of specialty code administration, including plan checking, permit issuing and inspection, as provided by the state regulations for building code administration and this ordinance, for structural and mechanical work and building construction,

The City of Brookings hereby ordains as follows:

1.) From the effective date of this Ordinance, the construction, alteration, repair, demolition, moving, use or occupancy of a structure within the jurisdiction of the City of Brookings shall comply with the standards and requirements of the following codes, they being hereby adopted by these references into the Ordinances of the City of Brookings:

a.) The State of Oregon Structural Specialty Code and Fire and Life Safety Code, including all appendix chapters therein contained; as adopted prior to the date hereof by the Director of the Oregon Department of Commerce under ORS 546.750 through 546.885, including those additional sections prior to the date hereof adopted by the State Fire Marshall under ORS 476.030; and further, adopting Chapters 11, Agricultural Buildings, and 70, Excavation and Grading, of the 1979 edition of the Uniform Building Code published by the International Conference of Building Officials; and further, the foregoing is to be referred to as the "Structural Specialty Code", being a part of the code for the City of Brookings for all matters concerning structures mentioned and stated therein.

b.) The State of Oregon Mechanical Specialty Code and Mechanical Fire and Life Safety Code, effective July 1, 1980, including its' appendices, being composed of the 1979 edition of the Uniform Building Code, with said appendices, as published by the International Conference of Building Officials and as modified as of the date hereof by the Director of the Oregon Department of Commerce and the State Fire Marshall under the authority given them under the statutes of the State of Oregon; and further, the foregoing is to be referred to as the "Mechanical Specialty Code", being a part of the code for the City of Brookings for all matters concerning structures mentioned and stated therein.

c.) The Uniform Code for the Abatement of Dangerous Buildings, 1979 edition, as promulgated in the authorized edition of such by the International Conference of Building Officials, reserving, however, to the Common Council of the City of Brookings, the power to delegate by resolution duties and responsibilities stated thereunder to other officials of the City which otherwise are delegated therein to the City building officials; and further, the foregoing is to be referred to as the "Unsafe Buildings Code" being a part of the ordinances of the City of Brookings for all matters concerning structures stated thereunder.

2.) The following ordinances shall be and hereby are repealed, in their entirety, to-wit: Ordinances Nos. 69, 77, 156, 202, 164, 182, 192, 197, 218, 219, 225, 253, 255, 257, and 262.

3.) No person shall:

a.) Violate or aid in the violation of a final order concerning the application of a code provision herein adopted in any particular case made by the city administrative officer, appeals board, building official or inspector, or their designated representatives.

b.) Engage in or aid a person in an activity for which an authorization is required by a code provision herein adopted or other regulation established by this ordinance without first obtaining authorization.

4.) A violation of Section 3 by any person is an infraction and punishable, as a civil penalty, by a fine not to exceed \$100.00 per violation. In the case of a continuing violation, every day's continuance of the violation is a separate violation.

5.) The building official, enforcement officials designated by the building official, and the City Attorney may sign any infraction and file such in the Municipal Court of the City of Brookings.

6.) It is hereby determined that it is in the interest of the public welfare, peace and safety of the City of Brookings that this ordinance be immediately adopted because the current building and related codes in and for the City of Brookings are outdated and in a state of conflict and uncertainty and therefore an emergency is declared to exist, and that this ordinance shall be in full force and effect from and after the date of its' passage.

First Reading: March 24, 1981

Second Reading: By Title Only - 3/24/81

Passage: March 24, 1981

Signed by me in authentication of its passage this 24th day of  
March, 1981.

Bob Kerr  
Mayor

ATTEST:

Sue Pruden  
City Recorder