

ORDINANCE NO. 392

AN ORDINANCE REGULATING THE CONSTRUCTION, ALTERATION, REPAIR, AND MOVING OF BUILDINGS WITHIN THE CITY OF CANBY, OREGON: PROVIDING FOR PERMITS AND FEES THEREFOR; PROVIDING FOR PENALTIES FOR VIOLATION THEREOF; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the City of Canby, Oregon, does not have an Ordinance or Building Code regulating the construction, alteration, repair, and moving of buildings within said City, and

WHEREAS, the public health, welfare, peace, and safety of the said City and its residents is endangered due to the lack of a Building Code, and

WHEREAS, the Bureau of Municipal Research and Service of the University of Oregon, in cooperation with the League of Oregon Cities has prepared a proposed building code for small cities, and which said proposed code has been examined and discussed extensively by the Canby City Council and the City Planning Commission as well as other interested parties, and all are in agreement that with certain changes as are hereinafter set forth, the proposed code for small cities as herein referred to should be adopted as the building code for the City of Canby, NOW, THEREFORE,

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: That the 1953 revision of the "Proposed Building Code for Small Cities" as prepared by the Bureau of Municipal Research and Service, University of Oregon, in cooperation with The League of Oregon Cities, is hereby adopted in its entirety, subject to the changes and amendments as are set forth in the following Section 2, as the building code for the City of Canby; and that the said code consisting of thirty eight (38) pages, including the appendices A, B, and C, is hereby referred to and by this reference expressly made a part hereof as fully and completely as though it were set forth at this place in its entirety together with the following itemized changes, additions and corrections.

Section 2: That the following changes, additions and corrections of said code are hereby made:

(a) Section 1, PART I (Administration) shall be completed by adding the word "Canby", in the blank space provided therefor.

(b) Section 13, PART I (Administration) is hereby changed to read as follows: Before receiving a building permit for a Group I or Group II building as hereinafter

defined, the owner or his agent shall pay the City Recorder the following fees:

No fee for work the valuation of which is less than Fifty Dollars (\$50.00)

Six Dollars (\$6.00) for work the valuation of which is more than Fifty Dollars (\$50.00) but less than One Thousand Dollars (\$1,000.00).

Two Dollars (\$2.00) for each additional One Thousand Dollars (\$1,000.00) or fraction thereof of total valuation up to Fifteen Thousand Dollars (\$15,000.00).

One Dollar (\$1.00) for each additional One Thousand Dollars (\$1,000.00) or fraction thereof of total valuation over Fifteen Thousand Dollars (\$15,000.00) up to Fifty Thousand Dollars (\$50,000.00).

Fifty cents (\$.50) per thousand for each additional One Thousand Dollars (\$1,000.00) or fraction thereof of total valuation over Fifty Thousand Dollars (\$50,000.00).

Ten Dollars (\$10.00) for moving a building.

The City, County, State, or the United States shall be exempt from paying fees for a building permit.

(c) Section 17, PART I (Administration) is hereby completed to provide that the penalty for violation or refusal to comply with provisions of this code shall be by fine in an amount of not more than Two Hundred Dollars (\$200.00), or by imprisonment of not more than thirty (30) days, or by both such fine and imprisonment.

(d) Section 22, PART III (Classification) is hereby completed by the following provision:

All Group II buildings, unless otherwise provided in this code, shall conform to all of the provisions, except PART I (Administrative) and PART IV (Requirements Based on Location in Fire Zones), of the most recent edition of the Uniform Building Code, and all subsequently revised editions thereof, prepared by the Pacific Coast Building Officials Conference, which is hereby made a part of this code and adopted by reference.

(e) Section 31, PART V (Fire and Safety) is hereby completed to read as follows:

There is hereby established a fire zone which shall embrace that portion of the City of Canby described as follows:

Beginning at the intersection of the West City Limits and the center line of U. S. 99E (Pacific Highway); Easterly along said center line to the intersection of the extension of the center line of S. W. 4th Avenue; thence Northeasterly along the center line of S. W. 4th Avenue to the center line of South Elm; thence Northwesterly along the center line of South Elm to the intersection of the extension of the center line of S. W. 2nd Avenue; thence Northeasterly along the center line of S. W. 2nd Avenue to the center line of South Ivy Street; thence Northwesterly along the center line of South Ivy Street to the intersection of the extension of the center line of S. E. 2nd Avenue; thence Northeasterly along the center line of S. E. 2nd Avenue and continued along the extension of the center line of S. E. 2nd Avenue to the East City Limits line; thence North along the East City Limits to a point where the center line extension of N. E. 2nd Avenue intersects the East City Limits; thence Southwesterly along the extended center line of N. E. 2nd Avenue to the intersection of the center line of North Ivy Street; thence Northwesterly along the center line of North Ivy Street to the intersection of the Center line of N. W. 3rd Avenue; thence Southwesterly along the center line of N. W. 3rd Avenue to the center line of North Cedar Street; thence Southeasterly along the center line of North Cedar Street to the intersection of the extended center line of N. W. 3rd Avenue; thence Southwesterly along the center line of N. W. 3rd Avenue and continued along the extension of the center line of N. W. 3rd Avenue to the West City Limits; thence Southerly along the Westerly City Limits line which is the center line of the Molalla River to the point of beginning.

(f) Section 32, PART V (Fire and Safety) is hereby completed by adding the name "Carby" in the space provided therefor; and by adding the words "Two Hundred" in that space providing for fines.

(g) Section 35, PART V (Fire and Safety) is hereby corrected to provide as

follows:

All electrical wiring shall conform to the provisions of the Oregon State Electrical Code, as provided for in Oregon Revised Statutes, chapter 479, and all amendments thereto.

(h) Section 36, PART VI (Sanitation and Health) is hereby corrected to provide that all plumbing shall comply with the requirements of the Oregon State Plumbing Code, and the rules and regulations of the Oregon State Board of Health all as provided for in Oregon Revised Statutes, chapter 447, and all amendments thereto.

Section 3: That all other ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 4: That it being deemed by the City Council for the City of Canby that an emergency exists, this ordinance shall go into effect immediately upon its final passage by the City Council and approval by the Mayor.

Passed on its first reading of the Council held on the 3rd day of October, 1955; ordered posted as provided by City Charter and to come up for final action at the regular meeting of the Council to be held November 7th, 1955, at 8:00 o'clock P. M., Standard Oregon Time, in the Canby City Hall.

ATTEST:

R. B. Eversole  
Mayor

A. B. Evans  
City Recorder

at a regular meeting recessed from November 7th, 1955,  
Passed on final reading this 21st day of November, 1955, by the following

vote:

YEAS: 6

NAYS: 0

Submitted to the Mayor this 21st day of November, 1955,

Approved by the Mayor this 21st day of November, 1955.

ATTEST:

R. B. Eversole  
Mayor

A. B. Evans  
City Recorder

Posted 10-6-55  
City Hall  
P. M.  
10-11-55  
RBE