

ORDINANCE NO. 782

AN ORDINANCE ESTABLISHING AREA RESIDENCY REQUIREMENTS FOR OFFICERS AND EMPLOYEES OF THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON, SETTING FORTH EXEMPTIONS THERETO AND DECLARING AN EMERGENCY.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. Residency Required.

Each fulltime officer or employee of the City of Canby, Oregon, shall become and remain an actual resident of the City of Canby either within the corporate limits of the City of Canby or within a maximum of ten (10) air miles from the corporate limits of the City of Canby subject to the following conditions and qualifications.

1. A person who is a non-resident fulltime or probationary fulltime employee of the City on the effective date of this ordinance may remain a non-resident throughout his continued and uninterrupted employment with the City of Canby.

2. A non-resident who becomes a fulltime employee after the effective date of this ordinance must become a resident of the City of Canby within one (1) year.

3. A failure to become a resident or a failure to remain a resident of the City of Canby as required in this section shall be sufficient reason for the discharge of an employee.

4. City Council may grant a waiver of the residency requirements of this section upon making the following findings:

a. Residence outside the City is required for the health of the employee or a member of the immediate family and household of the employee; or

b. The employee is the owner or part-owner of the employee's personal residence which is situated outside the City of Canby and the employee has been unable to sell such residence within the one (1) year period after becoming a fulltime employee. The waiver provided by the Council under this subsection may be an extension of the one (1) year period or a waiver of the residency requirement.

Section 2. Effective Date

Section 1 applies to fulltime officers and employees of the City of Canby; on or after the effective date of this ordinance. The employment of officers and employees appointed and continuously employed by the City before the effective date of this ordinance shall not be prejudiced or benefitted because of their place of residence.

Section 3. Emergency

An emergency is hereby declared to exist in order to better serve and protect the health and welfare of the citizens of Canby and this ordinance shall therefore take effect immediately upon its enactment after final reading.


SUBMITTED to the Canby City Council and read the first time at a regular meeting thereof on Wednesday, November 20, 1985; order posted as provided by the Canby City Charter and scheduled for second reading and action of the City Council at a special meeting thereof to be held on December 3, 1985, after the hour of 7:00 o'clock p.m. at the Council meeting chambers at the Canby City Hall in Canby, Oregon.


Marilyn K. Perrett, City Recorder

PASSED on final reading of the Canby City Council at a regular meeting thereof on the 3rd day of December, 1985 by the following vote: YEAS 6 NAYS 0


William F. Pulver, Mayor

ATTEST:


Virginia Biddle, City Treasurer