ORDINANCE NO. 416-0

AN ORDINANCE ADOPTING A REVISED UNIFORM FIRE CODE FOR MULTNOMAH COUNTY RURAL FIRE PROTECTION DISTRICT #10; PRESCRIBING REGULATIONS TO GOVERN CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION; ESTABLISHING A BUREAU OF FIRE PREVENTION; PROVIDING OFFICERS THEREFORE AND DEFINING THEIR POWERS AND DUTIES; REPEALING PREVIOUS CODES; AND ADOPTING OTHER PERTINENT PROVISIONS.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE:

Section 1. Intent and Scope of Authority.

Pursuant to the Statutes of the State of Oregon and the powers granted in the Charter of the City of Troutdale, the City does hereby declare and reaffirm its intention to:

a. Adopt Ordinance No. 1-1983 of the Multnomah County Rural Fire Prevention District #10 and;

b. Require all City divisions and departments together with all other persons referenced or made part of the aforementioned Ordinance, whether inside or outside the City limits, to be bound by this Ordinance.

Section 2. Adoption.

The attached Ordinance No. 1-1983, adopting a Revised Uniform Fire Code, is adopted individually and supersedes and replaces all previous ordinances or agreements in conflict with this Ordinance.

Section 3. Severability.

It is hereby declared to be the intention of the Common Council that the sections, subsections, paragraphs, provisions, clauses, words and phrases of this Code are severable; and if any section, subsection, paragraph, provision, clause, phrase or word of this Code is adjudged or declared of any court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect the validity of the remaining portions of this Code; and it is hereby expressly declared that every other section, subsection, paragraph, provision, clause, phrase or word of this Code enacted, irrespective of the enactment or the validity of the proportion hereof declared to be unconstitutional or invalid is valid.

Section 4. Repeal of Ordinances.

All ordinances enacted prior to this Ordinance that contain discrepancies, or are deemed to be in conflict with this Ordinance, are hereby repealed either in total or part. The repeal of previous ordinances is limited only to those specific sections, subsections, paragraphs, provisions, clauses, phrases or words that conflict with

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or are superseded by this Ordinance.

Section 5. Effective Repeal.

The repeal of an ordinance shall not revive any ordinance enforced before or at the time the ordinance repeal took effect. The repeal of an ordinance shall not effect a punishment or penalty incurred before the repeal took effect nor a suit, prosecution or proceeding pending at the time of the repeal for an offense committed under the repealed ordinance.

Section 6. Local Jurisdictional Conflicts.

This Ordinance is not intended to supersede the authority established for the City of Troutdale either through its charter, statutes, ordinances, agreements, or other legislative instruments. Adoption of the revised Uniform Fire Code for Multnomah County Rural Fire Protection District #10 shall be done with the following restrictions:

a. The last sentence of Sections 4, 5 and 6 of the referenced revised Uniform Fire Code shall be modified to read: "All areas other than those described by Multnomah County Zoning Ordinances as M-1 and H-M Zones or other than those designated and controlled by the local jurisdiction".

b. The last sentence of Section 7, Paragraph 3 shall read; "This paragraph shall not apply where the local jurisdiction is excluded from compliance by Section 302 (d) of the Uniform Building Code".

Section 7. Other Applicable Laws.

This Ordinance shall in no way be a substitute for, or eliminate the necessity for, complying with any and all State laws and rules and other laws which are now or may be in the future in effect which relate to the activities regulated under this title.
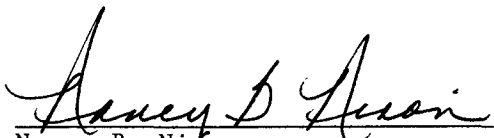
PASSED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS tenth **DAY OF** _January_ , **1983.**

YEAS 6
NAYS 0

Sam K. Cox, MAYOR
Date Signed:____1-11-84____

ATTEST:

Nancy B. Nixon
FINANCE DIRECTOR/CITY RECORDER

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