

ORDINANCE NO. 18-12

AN ORDINANCE MODIFYING MULTIPLE CITY CODES TO CORRECT STATE  
LEGISLATIVE CHANGES

THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

**Section 1. Revision of Astoria City Codes**

**Astoria City Code section 1.608 is revised to read as follows:**

**1.608 General Definitions.**

(3) "Ambulance service emergency medical technician" hereinafter sometimes referred to as ambulance service E.M.T., means ambulance service personnel who meet the requirements of Sections 1.630 and 1.632 and who are responsible for the operation of an ambulance and the care of the patients; the ambulance service E.M.T. who operates the ambulance shall have an operator's license as required by ORS Chapter 807.

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**Astoria City Code section 1.632 is revised to read as follows:**

**1.632 Ambulance Operation.**

(A) All ambulances must be manned by a crew of not less than two persons, one of whom shall hold the current certification of an E.M.T. I, II, III or IV, and the others all hold the current certification of an E.M.T. II, III, IV, or be a registered nurse, physicians' assistant or physician licensed in the state of Oregon.

(C) All ambulances shall be equipped as required by ORS 682.068. In addition thereto, each ambulance shall carry the following minimum equipment.

*ORS Chapter 482 was repealed in 1983 and there is no longer a requirement for an ambulance driver to have a chauffeur's license and Chapter 482 no longer exists.*

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**Astoria City Code section 5.300 is revised to read as follows:**

**5.300 Definitions** For purposes of sections 5.305 to 5.395, the following mean:

**Liquor Control Act.** The state law as designated by ORS 471.027 and the Liquor Control Act as defined by ORS 471.030.

*Updated to reflect name change (1965) and ORS section citation change (1979).*

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**Astoria City Code section 6.135 is revised to read as follows:**

**6.135 Special Police Officers.**

(1) Persons appointed by the City Manager shall be special police officers of the City and shall serve under the direction and control of the City Manager or designee. Special police officers may be employees of the City or may be volunteers. The following categories of special police officers are established.

(c) Watershed protection officers. Watershed protection officers may be appointed in accordance with Oregon Revised Statutes 448.315 to enforce Oregon Revised Statutes 448.295 and any ordinances the City may adopt under the authority of ORS 448.295-.325.

*Incorrect ORS section cited in original Code.*

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**Astoria City Code section 6.400 is revised to read as follows:**

**6.400 Abandoned Vehicles.**

(1) Abandoned vehicles and disabled vehicles shall be governed, impounded and disposed of as provided by Oregon Revised Statutes (ORS) 819.100 to 819.215.

(2) Exception: Downtown Parking Area. An exception to subsection (1) shall be vehicles which are abandoned, disabled, parked or left standing in the downtown parking area, as defined in City Code 6.355, and located at signed or metered parking spaces which have been designated for two (20) hours parking time or less. Such vehicles may be taken into custody and removed from the location after twenty-four (24) hours. A notice of intent to tow shall be affixed to a vehicle after a parking citation has been issued for "Over 24 hours at one location." This section specifically exempts the provision for mailing a notice of intent to tow. Authority for ordering the removal of the vehicles in violation of this section shall be vested in the parking control officer(s) and/or law enforcement officials. Notice after removal, vehicle redemption, and disposal of vehicles shall be governed by ORS 819.180.

*Incorrect ORS section cited in original City Code.*

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**Astoria City Code section 6.520 is revised to read as follows:**

**6.520 Forfeiture Proceedings.**

All forfeiture proceedings pursuant to this chapter shall be conducted in accordance with ORS Section 131A.020 or as such laws may be hereafter amended.

*Incorrect ORS sections cited in original Code. Unknown repealed date.*

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**Astoria City Code section 7.005 is revised to read as follows:**

**7.005(d) Establishment and Duties of Bureau of Fire Prevention.**

(d) The Chief of the Fire Department shall authorize and defer the responsibility to the City of Astoria Building Official to perform all related Oregon Fire Code interpretations, plan reviews, inspections, approvals and certificates of Occupancy as it relates to the requirements of the Oregon Fire Code for all City of Astoria building permit plan reviews and inspections as required for compliance with all applicable Oregon Specialty Codes and the Oregon Fire Code as regulated under ORS Section 455 and under the authority of ORS 478.927 and 479.165.

*Incorrect ORS sections cited in original Code. Unknown repealed date.*

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**Astoria City Code section 8.091 is revised to read as follows:**

**8.091 Tax Imposed.**

As described in ORS 475B.491 the City of Astoria imposes a tax of three percent on the retail sale price of marijuana items by a marijuana retailer in the City of Astoria.

*Original section change and renumbered in 2017 legislature.*

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**Astoria City Code section 9.160 is revised to read as follows:**

**9.160 Penalties.**

The following shall apply to all Specialty Codes, Standards, and Regulations as adopted in Sections 9.005 through 9.150 above:

B. The provisions and penalties herein are in addition to those remedies established for trades licensing under ORS Chapters 446, 447, 455, 479, and 693, more specifically, ORS 446.990, 447.992, 455.895, 479.995, and 693.992 and 693.994 penalty provisions.

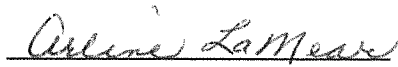
*Original sections repealed and renumbered in 2001 legislature.*

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**Section 2. Effective Date.** The City Council finds that the above listed Oregon Revised Statute references have either been replaced or repealed by the Oregon State Legislature and the Astoria City Code requires updating to reflect those changes. This ordinance shall become effective 30 days after its adoption.


ADOPTED BY THE CITY COUNCIL THIS 17th DAY OF DECEMBER 2018

APPROVED BY THE MAYOR THIS 17th DAY OF DECEMBER 2018



Mayor

ATTEST:

  
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City Manager

ROLL CALL ON ADOPTION

Councilor Nemlowill

Brownson

Price

Jones

Mayor LaMear

YEA    NAY    ABSENT

X  
X  
X  
X  
X