

A BILL FOR AN ORDINANCE ADOPTING
A UNIFORM HOUSING CODE PRESCRIBING
MINIMUM REQUIREMENTS FOR THE
PROTECTION OF LIFE, LIMB, HEALTH,
PROPERTY, SAFETY, AND WELFARE OF
THE CITIZENS OF LEBANON AND THE
OWNERS AND OCCUPANTS OF RESIDENTIAL
BUILDINGS THEREIN, AND DECLARING AN
EMERGENCY.

ORDINANCE BILL NO. 57
for 1978

ORDINANCE NO. 1721

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. Adoption of Uniform Housing Code. There is hereby adopted by the City of Lebanon for the purpose of providing minimum requirements for the protection of life, limb, health, property, safety and welfare of the citizens of Lebanon and the owners and occupants of residential buildings therein, that certain Code known as the Uniform Housing Code being particularly the 1976 edition thereof, Library of Congress Catalog Number 73:77249, published by the International Conference of Building Officials, and the whole thereof, including any future additions, modifications and changes thereto, save and except such portions as have been deleted, modified or amended by the remainder of this ordinance. Provided, however, that the Common Council of the City of Lebanon may, by resolution, elect not to adopt all or part of any such future additions, modifications or changes to the said Uniform Housing Code; if the City Council does not adopt such a resolution within 180 days after the effective date of an addition, modification or change to the Uniform Housing Code, such additions, modifications or changes shall automatically become effective. A true copy of the 1976 edition of the Uniform Housing Code is attached hereto and incorporated herein by reference.

Section 2. Amendments to 1976 edition of Uniform Housing Code

(a) As used in the said Code, the term "Building Official" shall mean the individual designated such by the City Administrator of the City of Lebanon. "Authorized representative" (of the Building Official) shall mean any official or employee of the City of Lebanon authorized by the Building Official, whether on a permanent basis or temporarily.

(b) Section 201(b) is amended to read as follows: "Right of Entry. Whenever necessary to make an inspection to enforce any of the provisions of this Code, or whenever the Building Official or his authorized representative has reasonable cause to believe that there exists in any building or upon any premises, any condition which makes such building or premises substandard as defined in Section 202 of this Code, the Building Official or his authorized representative may enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon the Building Official by this Code; provided that if such building or premises be occupied, he shall first present proper credentials and request entry; if such building or premises be unoccupied he shall

first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises and request entry. If such entry is refused, the Building Official or his authorized representative shall have recourse to any remedy provided by law to secure entry."

(c) Section 203 of the said Code is amended to provide that the Housing Advisory and Appeals Board shall consist of the Planning Commission of the City of Lebanon.

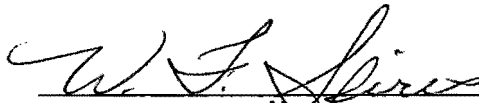
Section 3. Effect of Failure to Inspect. Notwithstanding any provision of the Uniform Housing Code requiring inspections, the City and its officers, agents and employees, while retaining the right to do so, shall not be obligated to conduct any of the inspections referred to or provided for in said Code. The City, or any department, official, agent or employee, shall not be liable in damages or otherwise for any failure to inspect or license, or for any damages alleged to be or in fact caused by a non-inspection or failure to inspect anything or premises as provided in this Code.

Section 4. Where the conditions imposed by provisions of this Code differ from those imposed by another ordinance, law or regulation having application in the City of Lebanon, the provisions which are more restrictive shall govern.

Section 5. Severability. If any section, paragraph, sentence or word of this ordinance or of the Code adopted herein be declared for any reason to be invalid, such invalidity shall not affect the remainder of this ordinance or of the said Code and, to that end, the provisions thereof are declared to be severable.

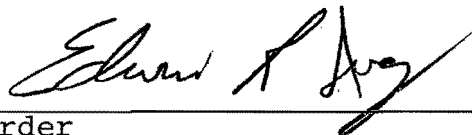
Section 6. Emergency. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council by a vote of 5 for and 0 against and approved by the Mayor this 13th day of December, 1978.



Mayor

ATTEST:



Recorder