

ORDINANCE NO. 1973

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON
REPEALING MILWAUKIE MUNICIPAL CODE CHAPTER 15.12—FIRE CODE AND
DECLARING AN EMERGENCY**

WHEREAS, the City is provided with fire protection services by Clackamas County Fire District No. 1 and the City desires to have the Fire code apply within the City limits; and

WHEREAS, the substantive provisions of Milwaukie Municipal Code Chapter 15.12—Fire Code duplicate similar provisions in State Statutes, the Milwaukie Municipal Code, and the Fire Code of Clackamas County Fire District No.1; and

WHEREAS, the substantive provisions of Milwaukie Municipal Code Chapter 15.12 are redundant; and

WHEREAS, repeal of Milwaukie Municipal Code Chapter 15.12 will eliminate applicability of the Fire Code within the City; and

WHEREAS, pursuant to ORS 478.924, the City Council may approve the “provisions of a fire prevention code adopted by a district . . . by resolution;” and

WHEREAS, immediately following adoption of this Ordinance, it is the intention of the City Council to adopt the Fire Code of Clackamas County Fire District No. 1.

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. Milwaukie Municipal Code Chapter 15.12—Fire Code is repealed.

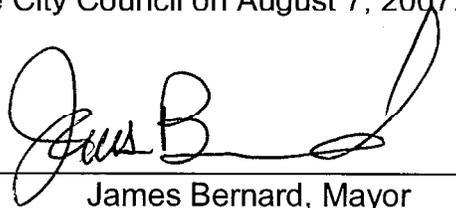
Section 2. It is essential that a fire code be in effect for the city, therefore, an emergency exists so that the City may immediately adopt the Fire Code of Clackamas County after Chapter 15.12 is repealed.

Section 3. Shall become effective upon its adoption.

Read for the first time on August 7, 2007 and moved to a second reading by 5-0 vote of the City Council.

Read the second time and adopted by the City Council on August 7, 2007.

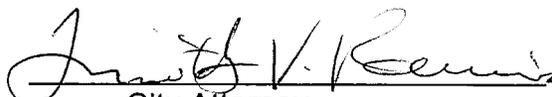
Signed by the Mayor on August 7, 2007.


James Bernard, Mayor

ATTEST:

APPROVED AS TO FORM:
Ramis, Crew, & Corrigan, LLP


Pat DuVal, City Recorder


City Attorney

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