

ORDINANCE NO. 685

AN ORDINANCE OF THE CITY OF WILSONVILLE REPEALING ORDINANCE NO. 642 AND AMENDING CHAPTER 9, SECTION 9.300 OF THE WILSONVILLE CODE, DESIGNATED AS "FIRE PREVENTION CODE".

WHEREAS, the City of Wilsonville is within the fire protection district of the Tualatin Valley Fire and Rescue, a Rural Fire Protection District (TVF&R), and the City has previously adopted the TVF&R Fire Code as the City Fire Code, Wilsonville code 9.300; and

WHEREAS, TVF&R proposes to adopt the State Fire Code its fire code under its Ordinance 10-02, and the City of Wilsonville has reviewed and received a copy of Ordinance 10-02, which copy is on file in the office of the Building Official of the City of Wilsonville; and

WHEREAS, ORS 478.924 requires City Council approval of Ordinance 10-02 before it has legal authority within the City; and

WHEREAS, the City Council finds there is a need for updating fire codes and to prescribe regulations governing conditions hazardous to life and property including maintenance and supports the adoption of Ordinance 10-02; and

WHEREAS, the City's Building Official has certain enforcement duties regarding certain provisions of the fire code as they relate to new construction in addition to the City's Building and Specialty Codes; and

WHEREAS, certain provisions of Ordinance 10-02 and the City's Building and Specialty Codes address identical areas and there may be a need, from time to time, to provide interpretations and determinations among the various specialty codes, and given the historical experiences in this area, the City Council finds the public safety, health, and welfare is best served for resolving conflicting provisions by requiring interpretations under the Building and Specialty Codes to be given the greater weight in any final determination.

NOW THEREFORE THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

1. Pursuant to ORS 478.924, the 2010 Fire Prevention Code as published by Tualatin Valley Fire and Rescue, a Rural Fire Protection District, as Ordinance 10-02, is hereby adopted by the City of Wilsonville as the City's Fire Code subject to Section 2 below, and WC 9.300 is hereby amended in accordance with the provisions of this ordinance.

2. In the event that identical provisions are in the City's Fire Code (Ord. 10-02 of TVF&R) and the City's Building and Specialty Codes, which require interpretation for enforcement by the City's Building Official and are in conflict, the greater weight shall be given to the interpretation of the provisions of the Building and Specialty Codes in any final determination.

3. A copy of the City Fire Code shall be on file in the office of the Building Official for the City of Wilsonville.

4. Ordinance No. 642 is hereby repealed.

SUBMITTED to the Wilsonville City Council and read for the first time at the regular meeting thereof of the 9th day of September 2010, and scheduled for the second reading on September 20, 2010, commencing at the hour of 7:00 p.m. at the Wilsonville City Hall.



Sandra C. King, City Recorder

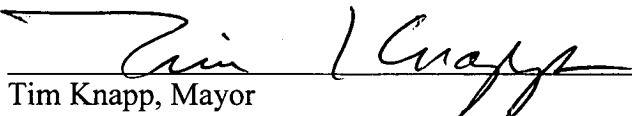
ENACTED by the City Council of the City of Wilsonville, on the 20th day of September 2010, by the following votes:

AYES: -4- NAYS: -0-



Sandra C. King, City Recorder

DATED and signed by the Mayor this 21ST day of September 2010.



Tim Knapp, Mayor

SUMMARY OF VOTES:

- Mayor Knapp Yes
- Councilor Kirk Yes
- Councilor Hurst Yes
- Councilor Goddard Yes
- Councilor Núñez Excused