

ORDINANCE NO. 348

AN ORDINANCE REGULATING THE ERECTION, CONSTRUCTION, REPAIR, ENLARGEMENT, ALTERATION, MOVING, REMOVAL, CONVERSION, DEMOLITION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF BUILDINGS OR STRUCTURES IN THE CITY OF STAYTON, OREGON; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ORDINANCE NO. _____, AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF STAYTON, OREGON:

Section 1. That a certain book or publication, three copies whereof are on file in the office of the City Recorder marked and entitled "Uniform Building Code, 1964 Edition, Volume 1" published and copyrighted in 1964 by Pacific Coast Building Officials Conference, hereby is adopted in its entirety, except as hereinafter modified, as the building code of the City of Stayton for regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area, and maintenance of all buildings or structures in the City of Stayton; and all portions of said code on file in the office of the City Recorder are hereby referred to, adopted, and by this reference thereto made a part of this ordinance as if fully set out herein, including the penalty section, but excluding the provisions hereinafter mentioned: and the additions hereinafter made, and modifications of said code hereinafter mentioned, shall constitute part of the building code of the City of Stayton.

Section 2. That the appendix set forth and contained in said Building Code, 1964 Edition, Volume 1, hereby is deleted therefrom and shall not be any part of the building code of the City of Stayton.

Section 3. FEES. Table No. 3-A of Sec. 303 entitled "Building Permit Fees" of the Uniform Building Code, 1964 Edition, Volume 1, is hereby amended by deleting the aforementioned table on page 31 of said Uniform Building Code and in lieu thereof inserting the following:

STAYTON, OREGON, FEE SCHEDULE

BUILDING PERMIT FEES

Less than \$25.00	No Fee
\$25.00 to and including \$100.00	\$ 2.00
More than \$100.00 to and including \$500.00	4.00
More than \$500.00 to and including \$1,000.00	6.00
Each additional \$1,000.00 or part thereof to and including \$15,000.00	2.00
Each additional \$1,000.00 or part thereof to and including \$50,000.00	1.50
Each additional \$1,000.00 or part thereof exceeding \$50,000.00	1.00
Additional inspections - an extra charge of \$2.00 shall be made on the 3rd and successive trips made for re-inspections for a correction that has not been done.	
Commercial Plans Checking fee shall be plus one-half ($\frac{1}{2}$) the regular fee.	

PLUMBING PERMIT FEES

Permit \$1.00 per fixture	2.00
Each trailer sewer hookup	2.00
Minimum fee for permit	2.00
Sprinkler System Permit	2.00

BUILDING DEMOLITION

Type 1-2-3	1 story	4.00
Type 1-2-3	2 story	5.00
Type 1-2-3	3 story	6.00
Type 1-2-3	4 story or more	10.00
Type 4		3.00
Type 5	1 story	2.00
Type 5	2 story	3.00
Type 5	Group occupancies under 500 sq. ft.	No fee

SWIMMING POOLS

Same schedule as building permit fees.

Section 4. Tables Nos. 25-P, 25-Q and 25-R of the Uniform Building Code, 1964

Edition, Volume 1, are hereby declared to be optional tables and the wood structural design data, Volume 1, Third Edition, copyrighted in 1957, by the National Lumber Manufacturers Association, Washington, D. C., may be used in lieu thereof.

Section 5. Chapter 14 - Requirements for Group I Occupancies, of the Uniform Building Code, 1964 Edition, Volume 1, shall be amended by adding the following section on page 81:

Sec. 1410: (c) Kitchen Ventilation. If Kitchen ventilation is required, there shall be installed in the wall or ceiling, approximately over the cooking facilities, a ventilating opening with a minimum area of eight inches by six inches (8" x 6"), connected by an incumbustible ventilating duct for each kitchen and shall have a cross-sectional area of twenty-eight square inches (28 sq. in.). An approved forced-draft system of ventilation may be substituted for the natural-draft ventilating system. Either system shall be of incombustible duct work extended through the roof or wall to outside air.

Section 6. The Oregon State Plumbing Laws as contained in Oregon Revised Statutes, Chapters 447, 670 and 693; The laws pertaining to Electrical Wiring and Equipment as contained in Oregon Revised Statutes, Chapters 479, 651 and 694; the state Fire Marshall Laws as contained in Chapters 278, 407, 443, 476, 478, 479 and 480 of Oregon Revised Statutes; and regulations of the State Board of Health, governing water supply, the disposal of domestic sewage and other household wastes are incorporated and made a part of this Ordinance.

All plans checked by the Building Inspector or Plans Examiner, if there is one, and construction inspected shall conform to these State Laws and codes.

Plans for waste disposal facilities must have the approval of the County Health Department before a permit is issued and the installed facilities inspected before back-filling, prior to the issuance of an occupancy permit.

No residence shall be occupied until provision for water supply and sewage disposal equal to the minimum standards of the State Board of Health have been installed

and are approved by the County Health Department.

Before a building permit is issued for a new building or structure, or for structural alterations, enlarging or moving of any existing building or structure, the applicant shall furnish a plot plan showing dimensions of the property and the locations and size of the buildings proposed and existing. This plot plan shall also show the location or proposed location of any waste lines and waste disposal facilities.

That a new section be added to the said Uniform Building Code, 1964 Edition, Volume 1, which new section shall be designated "Section 301-E," and which shall read as follows:

Section 301-E. In case application is made for a permit to erect, construct, or enlarge a dwelling, apartment house, hotel, or other building that will contain plumbing, upon a lot, site, or premises situated or located so that the proposed dwelling, apartment, house, hotel, or other building containing plumbing will not be within 300 feet of an available sewer, then and in such case the application shall also show and describe the drainage system, cesspool, or septic tank, and the location thereof, proposed for the disposal of sewage and liquid waste from the proposed building; and before any permit is issued for any building so situated, such application shall be referred to the city health officer, and he shall examine and investigate the proposed system and location for disposal of sewage and liquid waste to determine whether such system at the proposed location will be adequate to protect and safeguard the public health and the residents of the immediate vicinity, and so that the sewage or liquid waste will not drain into any stream or come to the surface of the ground; and if the health officer finds the proposed system for disposal of sewage and liquids adequate for such purpose he shall approve the application, and if he finds it inadequate he shall disapprove the same and set forth in writing his reasons for disapproval. In either case, application shall be promptly returned to the building official, who shall be guided by the recommendation of the health officer. A fee of \$10.00 shall be charged each applicant to be paid to the State Board of Health for an inspection fee."

Section 7. TEMPORARY STRUCTURES. Buildings of a temporary nature may be permitted if conditions of business warrant such construction. A special permit shall be granted, which permit shall be limited to ninety (90) days with renewal of ninety (90) days. The fee for the permit shall be TWO AND NO/100 DOLLARS (\$2.00).

Section 8. That all ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed insofar as the same affect this ordinance.

Section 9. SAVING CLAUSE. Should any section, clause, sentence, word or provision of this ordinance be adjudged invalid by a Court of competent jurisdiction, such decision shall not affect the ordinance as a whole or any other part thereof other than the specific part declared to be invalid.

Section 10. There is hereby established Fire Zone 1 in the City of Stayton. The fire zone shall be as the same is designated on the attached map of the City of Stayton, which by this reference is made a part hereof.

Section 11. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety of the City of Stayton and an emergency hereby is declared to exist and this ordinance shall take effect and be in full force and effect after passage by the Common Council and approved by the Mayor.

Passed by the Common Council this 18th day of OCTOBER, 1965.

Signed by the Mayor this 18th day of OCTOBER, 1965.

13/ M.L. MOREY
MAYOR

ATTEST:

13/ MYRA RIPKA
RECORDER

1 that they shall be in full satisfaction for the services rendered.

2 It is understood and agreed that the services above enumerated
3 are to be performed by the Marion County Building Inspector, and that while
4 in the performance of his duties, delegated pursuant to the provisions of
5 this Agreement, any civil liability by him incurred in favor of any third
6 person or persons for which the Second Party might otherwise be liable shall
7 be the liability of the First Party, and the First Party agrees to save
8 harmless the Second Party on account thereof. It is agreed that in any
9 action or suit brought for the purpose of questioning any action taken by
10 the Second Party in furtherance of this Agreement, the First Party shall
11 defend such suit or action at its own expense and without any cost to the
12 Second Party, and in the event costs are taxed to the Second Party in such
13 suit or action, the First Party agrees to pay such costs and save harmless
14 the Second Party on account thereof.

15 The First Party agrees that it will issue no building permits
16 nor cause or permit any building inspections to be made on its behalf except
17 as provided for herein. The First Party agrees, however, to designate an
18 agent, which agent shall receive applications for building permits and
19 collect required fees from applicants and promptly forward such fees and
20 applications to the Marion County Building Inspector without cost to the
21 Second Party. The Second Party shall furnish to such agent all necessary
22 forms, fee schedules and written instructions pertaining to fees and
23 applications. Such agent shall be deemed the agent of the First Party for
24 all purposes, and funds by him received shall be deemed in his possession
25 until actually delivered to the Second Party, risk of loss in transit to be
26 borne by the First Party.

27 The First Party agrees to furnish to the Second Party maps
28 delineating all zoning action taken by the First Party, and copies of all
29 regulatory ordinances promulgated by the First Party which may in any way
30 affect the services to be performed by the Second Party.

31 The First Party agrees that it will not change or amend its
32 existing building code except with the written consent of the Second Party

Page 2, Agreement.

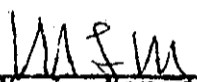
1 first had and obtained, and in the event the Second Party should change
2 or amend its building code, then the First Party agrees to change or
3 amend its building code so as to conform to the provisions of the building
4 code of the Second Party as changed or amended, and to make such change
5 or amendment as soon as is practicable after change or amendment by the
6 Second Party.

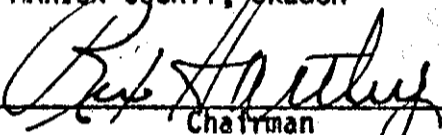
7 The terms of this Agreement is one (1) years, commencing
8 with the date of execution of this instrument.

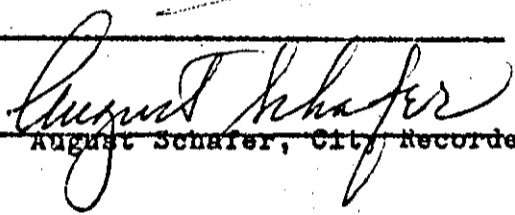
9 IN WITNESS WHEREOF, the parties hereto have set their hands
10 and seals on the day and year first above written.

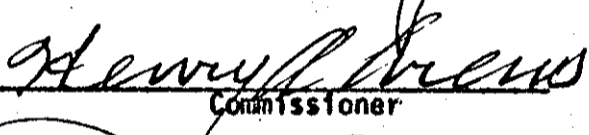
11 FIRST PARTY

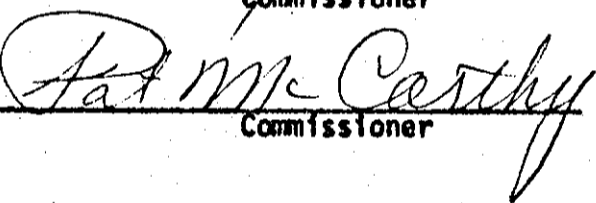
11 SECOND PARTY

12 
13 M. L. Morey, Mayor

12 BOARD OF COUNTY COMMISSIONERS
13 FOR MARION COUNTY, OREGON
14 By: 
15 Chairman

16 
17 August Schafer, City Recorder

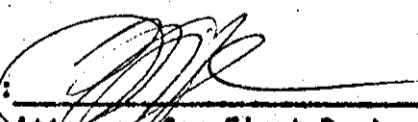
16 
17 Commissioner

18 
19 Commissioner

20 APPROVED AS TO FORM:

21
22 GARY D. GORTMAKER
23 Marion County District Attorney

24 By: 
25 Assistant District Attorney

26
27 By: 
28 Attorney for First Party

GARY D. GORTMAKER
DISTRICT ATTORNEY FOR MARION COUNTY, OREGON
SUITE 550, MARION COUNTY COURTHOUSE
SALEM, OREGON 97301