

ORDINANCE NO 193

Sec of 137 for awnings
" " 225 for signs

A BILL for an ordinance to establish fire limits within the the Town of Stayton, Oregon, and to prohibit the construction, removal or improper repairing of combustable buildings therein, and to prevent the spreading of fires; and to prohibit the erection or moving or repairing certain buildings within such limits, and to declare certain buildings nuisances, and to provide for the removal thereof; and to provide penalties for violations of this ordinance, and to repeal all ordinances and parts of ordinances in conflict with this ordinance.

"THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1, That the following shall be, and is hereby declared to be the fire limits within the Town of Stayton, Oregon.

" Beginning at the South East corner of Lot 6 in Block A of Clarks addition to the Town of Stayton; running thence North to the South bank of the Salem Mills Companies race; thence in a Westerly direction along the South bank of said race to the East line of Second Street; thence South along the East line of Second Street to the Southwest corner of Block 5 in the Town of Stayton, thence West on the South line of Ida Street 160 feet; thence South to the North line of Water Street; thence East 160 feet to the Southwest corner of block 6 in the Town of Stayton; thence South to the North bank of the log pond; thence Easterly along the North bank of the log pond and the Gardner and Bennett water ditch to apoint directly South of the place of beginning; thence North to the place of beginning.

Section 2, All buildings hereafter erected within said fire limits shall have their outer walls including foundation and footings made of brick or Stone and mortar, or cement concrete, and such outer walls shall extend from the bottom of the footing to the top and above the roof of said buildings; and the roof shall be covered with tin or other noncombustable materials approved by the town Council; and such outer walls shall be constructed so as to separate all wooden work both of the interior and exterior of such building thoroughly and completely from all and every part of the interior and exterior of any adjoining building, and shall, for any one story building be not less than Eight inches in thickness built of solid brick or stone laid in strong lime mortar. or of solid cement concrete, outer walls above the basement may be constructed of hollow Tile, and for every Two story building the walls of the first story shall not be less than Twelve inches in thickness, and walls of second stories not less than eight inches in thickness, and for more than two story buildings, the walls of each story shall be at least sixteen inches in thickness except the upper story which shall be at least eight inches in thickness, and such walls shall be securely anchored to each tier of beams by Iron Anchors made of one half inch round iron not less than three feet long, with three quarter inch round iron flukes not less than twelve inches long, which anchors shall be securely fastened to the beams of the building and placed not more than eight feet apart.

Awnings may be constructed of canvass or other cloth of like kind, but such so constructed shall be movable so that the same may be raised and lowered by means of crank and chain or other contrivance fixed outside of the building. ^{Wood awnings are deficiencies} Wooden awnings may be constructed on any building and extend over the sidewalk space adjacent thereto in the town of stayton, but such awning shall be flat and be properly drained, and shall be supported by chains or Iron rods of sufficient number, size and strength so that the margin of safety thereof, on account of the strength of said supports which shall at all times (including snow load of two feet) be at least equal to twice the strain to which the same shall be subject, such wooden awnings shall be not less than eight nor more than ten feet in height from the sidewalk of the street upon which the same are constructed. the entire outside portion of said wooden awnings shall be covered with tin, galvanized iron or other fire resisting substance, and shall at all times be kept in good order and repair, No awnings shall extend beyond the curb line.

Section 3, After the passage of this ordinance no Tent, made of cloth or other like material whatever shall be erected within said fire

limits, for any purpose except on a permit issued by the recorder, on a recommendation of the Council.

No new ~~No~~ building shall be erected within such fire limits, except upon a permit issued by the recorder on recommendation of the Council or fire committee. *Cut out*

Section 4, No wooden building, or building composed mostly of wood, or tent now existing or which hereafter may exist within said fire limits shall be in any manner enlarged or altered or repaired or changed, except on a permit issued by the recorder on recommendation of the Council or fire committee.

Section 5, No wooden building or buildings, the outer walls of which are composed chiefly of wood, or any combustible material, shall be moved into said fire limits *from without fire limits*

Section 6, No wooden building now within such fire limits shall be moved from one part of such limits to another part thereof.

Section 7, No wooden building or tent within said fire limits which has been or shall be damaged by fire flood or other elements, shall be repaired without permission having been first granted to that effect by the council and recommendation of the fire chief; and in no case shall a permit be granted by the council if, in its opinion, such building has been sufficiently damaged to warrant an order for its removal as a nuisance as hereafter provided by this ordinance. *Re-write as Sec. 5 A. B.*

Section 8, Every building or tent or addition to a building or tent erected within or moved within said fire limits contrary to the provisions of this ordinance, is hereby declared and ordained to be a nuisance and liable to be abated as such, and unless the same be removed within five days after notice so to do, given by the city marshal to the person occupying the same, or the person owning the same or causing the same to be erected, or repaired or removed within such limits, that officer, together with such person or persons as he may summon to his assistance, or as the council may direct to assist him, shall immediately proceed to tear down and remove such building, tent or addition thereto, and the costs and expenses of so doing, and of the removal thereof shall be charged against and collected from the owner of such building tent or addition thereto, or from the owner of the land upon which the same shall be so unlawfully erected, repaired, or moved upon with his consent, or from both such owner and such occupant, and proper proceedings for the purpose of collecting such costs and expenses may be instituted in the proper Courts of the State of Oregon.

Section 9, The Marshal of the Town of Stayton, as fire warden of the Town, is hereby clothed with authority to enforce this ordinance.

Section 10, All buildings over one story in height hereafter erected within said fire limits shall have scuttle frames and doors or bulk-heads leading to the roof, made of or covered with some fire proof material, and shall have strong ladders or stairways leading to the same, and all such scuttles and stairways shall be kept ready for immediate use at all times, and no such scuttle shall be less than 2 by 3 feet.

CHIMNEYS, FIREPLACES AND FLUES.

Section 11, All fireplaces and chimneys breasts where mantles are placed whether intended for ordinary fireplaces or not, shall have trimmer arches to support the hearths, and the said arches shall be at least twenty inches wide measured from the finished chimney breast, and such arches shall be constructed of brick, stone, tile or concrete; such arches shall extend the full length of and one foot on each side of fireplace opening. Fire backs shall be not less than nine inches in thickness.

HEARTHES

Hearthhs of open fireplaces shall be constructed of brick, tiles, stone or concrete, and shall be at least 20 inches wide measured from the breast of the fireplace, and extend 12 inches on each side of opening.

CHIMNEYS

No Chimney or Flue shall be erected or constructed within the Town of Stayton, either within or without the fire limits except upon a permit issued by the recorder.

All Chimneys or flues hereafter constructed shall be surrounded with walls not less than four inches in thickness.

No smoke flues or chimneys shall be less than eight by eight inches in the clear.

No four by twelve inch flues will be allowed in any building.

No eight by eight inch flues shall have more than the equivalent of three round 6-inch smoke pipes entering it.

Two story buildings having flues with more than three inlets shall be not less than Eight by eight inches in the clear. Flues in buildings of greater height shall be increased proportionately.

Flues having a greater area than two hundred and less than Five hundred square inches, shall be surrounded by walls not less than eight inches in thickness.

Flues having a greater area than Five hundred and less than one-thousand square inches shall be surrounded by walls not less than twelve inches in thickness.

All chimneys having an area of four hundred or more square inches shall be lined with fire-brick, laid in fire clay, not less than two feet below and Six feet above the thimble.

Bakery oven flues shall be not less than eleven by eleven inches in area in the clear, and shall be surrounded by walls not less than eight inches in thickness.

All chimneys shall be plastered on the inside from first floor to attic roof.

All chimneys must be kept not less than one-fourth inch from all framing, one course of brick to project one inch at bottom of joist, and the space around chimneys to be filled with mortar. All offsets in chimneys shall have proper supports.

Terre-Cotta pipe flues will not be allowed unless the same are surrounded by a four inch wall of brick.

All chimneys must be built so that thimbles for smoke pipes shall be at least Eighteen inches from the ceiling, and six inches from any wood partition, except where protected by asbestos and metal shield, and in no case less than eight inches from ceiling.

HEIGHT OF FLUES ABOVE ROOF.

All flues shall be topped out at least three feet above a flat roof and not less than one foot above the ridge of any pitched roof, provided however, that where the chimney is built out at the eave, then six feet of stem will be sufficient if ridge is higher than twelve feet.

All chimneys must be built from the level of the first floor, base to first floor level shall be built of brick, rubble, stone or concrete; Provided that chimneys may be built from a level above the first floor if proper supports extend from the bottom of the chimneys to the base.

All partitions in brick flues shall be not less than four inches in thickness.

STOVES AND RANGES.

Section 12. No kitchen range or stove in any building shall be placed less than eight inches from any wooden work, or wooden lath and plaster partition, unless the wood work or partition is properly protected by metal shields, in which case the distance shall not be less than four inches.

Sec 12 - re. with Art. Sec 291. B

Re-write

Metal shields shall be loosely attached, thus preserving an air space behind them. Hotel and restaurant ranges shall be provided with a metal hood, placed at least 9 inches below any wooden lath and ~~plaster~~ plaster or wooden ceiling. Combustible floors under coal ranges, heaters and stoves in which fires are maintained, must be protected by the installation of metal mats of sufficient size to prevent droppings from reaching the floor.

PICTURE BOOTHS.

Section 13, (a) By the term "Picture Machine" as used in the following sections, is meant any machine or device operated by or with electricity, calcium light or other illuminant, and adapted or used to project upon a screen or other surface pictorial representations in which inflammable films are used.

(b) From and after the passage of this ordinance no picture machine shall be installed, maintained, operated or licensed, except in conformity with the provisions of this ordinance,

Provided, however, that as inasmuch as the construction of the building in which the Starr Theater in the Town of Stayton is now located, is such that all of the provisions of this ordinance can not be strictly complied with, the booth now in use in said Theater may be maintained and used at the option of the council.

(c) Every Picture machine installed or operated shall be enclosed with a booth, to be not less than 6 by 8 feet in size, and 6 feet 6-inches high, the frame of which shall be composed of angle iron not less than $1\frac{1}{2}$ inch by $1\frac{1}{2}$ by $\frac{1}{4}$ -inch, properly braced to secure rigidity and securely riveted or bolted at the joints, Every such booth shall be sheeted and roofed with sheet iron of not less than No. 20 U.S. gauge, or with $\frac{1}{4}$ -inch hard asbestos board securely riveted or bolted to the angle iron frame or two inches of solid metal lath and Portland cement plaster may be used.

(d) The booth shall be floored with the same material as the sides and roof, riveted to the frame and covered with some nonconducting material.

(e) The entrance door into the booth shall be no larger than 2 feet by 6 feet, of the same material as the booth, and so arranged as to close automatically by metal rope and weight attachment. *Re-write*

(f) The orifice or opening for the operator's view, or through which the picture is thrown, shall not be larger than 6 by 12 inches, and shall be provided with a gravity door of the same construction as the booth, which door shall be held open by fusible links placed in series with fine cords, so arranged that one of the links is suspended directly over the film in the slide of the apparatus, or the door shall be so arranged as to be normally closed and held open by pressure of the operator's foot.

(g) All shelves, furniture and fixtures within the booth shall be constructed of noncombustible materials, and no combustible material of any sort whatever shall be permitted or allowed to be within such booth except the films used in the operation of the machine.

(h) Each booth must have an opening not less than twelve inches in diameter, for ventilation, which must be flanged to carry standard conductor pipe for exhausting the hot air generated in operating the machine, Connection for ventilation should vent to a chimney or outside of the building, in order to carry off hot air or explosive gas. *in case*

(i) All picture machines shall be equipped with incombustible magazines for receiving and delivering the film during operation of the machine. Shutters be provided and placed in front of the condenser of the machine so arranged that same can be instantly closed by the operator. Films now in the machine shall be kept within the booth enclosing the machine, in metal boxes, with tight fitting covers. Hot carbons taken from the lamps shall be deposited in a metal receptacle.

(j) Portable cords shall not be allowed within the booth unless the same is pertinent to a proper connection to the lantern itself, and in all other respects the electrical wiring must be in accordance with the rules and requirements for electrical wiring embodied in the National Electrical Code.

The above ordinance shall be in accordance with the rules & reg. established in the Nat. Elec. Code

Each lamp connected with a picture machine must be provided with a separate switch, located within the booth. There shall also be two switches controlling the lights in the exhibition room, one of which shall be operated from the booth and the other so placed that it is within the reach of the ticket taker or other person stationed at the entrance door. There shall be a separate system of lighting, controlled by switches located within the reach of the ticket taker operating red signal lamps; and there shall be one such lamp placed at each exit, with a sign marked "EXIT" in letters not less than five inches high. These lights and signs shall be determined by the chief of the fire department.

PROTECTIVE FEATURES.

Section 14, No waste paper, newspaper, old clothes, rags, or in fact anything of an inflammable character, will be allowed or permitted in the operating room. The walls and floors of the operating room must be kept clean; waste will not be permitted in operating rooms, such wiping rags as may be necessary must be kept in an approved waste can. Under no circumstances must the operator leave the operating room without first disconnecting the current from the arc lamp of the machine, smoking is positively prohibited. One 2½-gallon chemical extinguisher, two buckets of water and two buckets of sand must be kept in the booth.

Section 15, It shall be the duty of the Chief of the fire department, or other designated official, at least once in six months, to make a special and careful examination of all buildings within said fire limits and report the condition of same to the Council; if from said report or for any other reason the council shall have reason to believe that such building is a nuisance it may order any committee of its members whom it may select, to make further examination of such building and report the condition thereof, at the next meeting of the council; if said committee shall report that any such building is unfit for habitation, by reason of decay or wear and tear, accident or otherwise, and is dangerous as being likely to contribute to the spread of fire, and therefore a nuisance, then or at any other time thereafter the Council may declare the said building to be a nuisance and may order the marshal to notify the owner or occupant of the building in writing that the same has been declared a nuisance by the council, and that he must abate the same and wholly remove it from within the fire limits above mentioned within ten days from the date of such notification; Provided, that if the owner resides without the town and can not be served with personal notice, then such notice shall be reduced to writing and posted on the premises, and a copy thereof shall be served upon the owner by mailing the same to him at his last known address if it be known or can by reasonable diligence be ascertained; Provided further, that if notice is given by posting and mailing as above provided, and not personally to the owner of such building, such owner shall have not less than thirty days in which to remove such building from the fire limits; the marshal shall file with the recorder his affidavit, showing that such notice has been given as required by this ordinance, and if after the expiration of the time specified in said notice, said building has not been wholly removed from the said fire limits the marshal shall file with the recorder an affidavit stating that fact, whereupon the recorder shall issue a Warrant directed to the marshal ordering him with such assistance as may be needed, to proceed to abate such nuisance and tear down and wholly remove said building from within said fire limits; any wooden structure occupying an area of more than thirty square feet and more than six feet high of whatever shape or for whatever purpose or use erected, shall be deemed a building within the meaning of this ordinance.

Section 16. No person shall build or commence to build and building or structure of any kind within the fire limits prescribed by this ordinance, unless he shall first obtain a permit so to do as herein before provided. All applications for permits shall be in writing, stating the work proposed to be done and in what manner and the estimated cost thereof.

Where permits are to be granted by the recorder the application and a copy of the permit shall be filed in the office of the recorder. If the application be denied by the recorder he shall endorse the application to that effect, and likewise file same in the office of the recorder.

Section 17, Any person or persons who shall violate any of the provisions of this ordinance, or who shall fail to remove any building or structure from within the fire limits, after being ordered to do so by the marshal as above specified, shall, upon conviction before the recorder, be punished by a fine of not more than \$50.00 and in default of the payment of such fine, shall be imprisoned in the Town Jail not to exceed 20 days, and each day of continuing such violation of any of the provisions of this ordinance shall be deemed a new offense and punished accordingly; and upon conviction of any person or persons under this ordinance or any of its provisions, the recorder shall direct the marshal to forthwith tear down or remove any building, repairs, alterations or structure made by such person or persons contrary to the provisions thereof, and the expense and costs of so doing shall be paid in the first instance by the Town but the same shall be charged against and recovered from such person or persons, and proper proceedings may be instituted in any Court of the State in the name of the Town of Stayton.

Section 18, All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

*Passed the Council this 2^d day of March
1926,*

*Approved by the Mayor this 2^d day March
1926,*

*George Keech
Mayor*

Attest J.B. Grier