

ORDINANCE BILL NO. 6 FOR 1989

ORDINANCE NO 986

AN ORDINANCE ADOPTING THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS; REPEALING ORDINANCE NO. 690; AND DECLARING AN EMERGENCY.

The City of Sweet Home does ordain as follows:

Section 1. The Uniform Code for the Abatement of Dangerous Buildings (1988 Edition) is hereby adopted by reference as if fully set forth herein as now enacted or hereafter amended, with the following revisions:

a. Section 603(c) shall read as follows:

(c) **Penalties.** Any person who refuses without lawful excuse to attend any hearing, or to produce material evidence in his possession or under his control as required by any subpoena served upon such person as provided for herein shall be guilty of an infraction.

b. Section 701(a) shall read as follows:

(a) **General.** After any order of the Building Official or the Board of Appeals made pursuant to this Code shall have become final, no person to whom any such order is directed shall fail, neglect or refuse to obey any such order. Any such person who fails to comply with any such order is guilty of an infraction.

c. Sections 901, 902, and 903: Wherein reference is made to "clerk of this jurisdiction," said reference shall read "City Manager."

d. Section 908(b): Wherein reference is made to "7 percent per annum," said reference shall read "9 percent per annum."

e. Section 910 shall read as follows:

If the County Assessor and the County Tax Collector assess property and collect taxes for this jurisdiction, a certified copy of the assessment shall be filed with the County Assessor. The descriptions of parcels reported shall be those used for the same parcels on the County Assessor's map books for the current year.

Section 2. The procedures of this ordinance need not be followed where a building is unmistakably dangerous and imminently endangers human health, life or property. In such an instance, the Building Official, Fire Chief or Fire Marshall may proceed summarily to abate the building. The cost of abatement shall be assessed against the owner of the property upon which the building was situated as provided in this ordinance.

Section 3. Violation of any provision of the Uniform Code for the Abatement of Dangerous Buildings shall be prosecuted as an infraction pursuant to Sweet Home Ordinance No. 876 as now enacted or hereafter amended, except that violation of the code by entering or remaining in a building posted pursuant to Section 404 or Section 701, defacing or removing said posted notice, or violating Section 703 of the Code shall be dealt with by prosecution under applicable criminal laws as they apply to the situation.

Section 4. The remedies, which include penalties herein, provided for in this ordinance or sections thereof, shall be cumulative and not exclusive and shall be in addition to any and all other remedies available to the City.

Section 5. The sections, subsections, or parts thereof, of this ordinance are severable. The invalidity of any section, subsection or part thereof shall not affect the validity of the remaining sections, subsections or parts thereof.


Section 6. 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, and an emergency is hereby declared to exist and this ordinance shall take effect and be in full force from and after the passage and approval of the Mayor.

PASSED by the Council and approved by the Mayor this 28th day of February, 1989.



Mayor

ATTEST:



City Manager and Ex-officio City Recorder