

ORDINANCE NO. 398

Sec. 8 amended by 561.

AN ORDINANCE ADOPTING A BUILDING CODE FOR THE CITY OF WILLAMINA, OREGON.

The city of Willamina, Oregon, ordains as follows:

Section 1. Standards Applicable to Building. In addition to compliance with this and other ordinances of the city, building and related activities shall comply with provisions of each of the specialty codes making up the State Building Code adopted by the director of the State Department of Commerce and the Fire and Life Safety Code adopted by the State Fire Marshal as these codes are constituted on July 1, 1974, and thereafter. No person shall conduct building or related activities without compliance with these standards.

Section 2. City Code Administration. The city shall provide for the administration of a plan checking, building permit and inspection program for structural and mechanical work, but not for plumbing and electrical work. This city program is applicable to public building, including state building, as well as private building.

Section 3. Fire Zones. In accordance with the provisions of the State Building Code for recognition of local fire zones and in particular, Section 1601 of the Structural Specialty Code, the entire city within the city limits of Willamina, Oregon, is hereby declared to be in Fire Zone 3.

Section 4. Excavation and Grading. Chapter 70, Excavation and Grading, of the appendix to the 1973 edition of the Uniform Building Code published by the International Conference of Building Officials shall be in effect in this city.

Section 5. Local Interpretation. In addition to the provisions of Section 106 of the Structural Specialty Code and similar provisions of other specialty codes, the building official may approve a material or a method of construction not specifically prescribed by this ordinance, provided he finds that the proposed design is satisfactory and that the material, method or work offered is for the purpose intended at least the equivalent of that specifically prescribed by this ordinance in quality,

effectiveness, fire resistance, durability, safety and energy conservation, and that the director of the Department of Commerce has not issued a report disapproving the material or method for the purpose. The building official may refer the proposed design to the city board of appeals as provided in Section 204(a) of the Structural Specialty Code, and a person affected by a ruling of the building official may appeal such ruling to the board of appeals within 30 days of the date of the ruling. The provisions of this section shall not be interpreted to preclude a person from requesting a ruling from the director of commerce prior to submitting an application to the city for a permit or after withdrawing a previously submitted application.

Section 6. Unsafe Buildings. The law referred to in Section 203 of the Structural Specialty Code is the ordinance or ordinances of this city providing for abatement of building nuisances and dangerous buildings.

Section 7. Board of Appeals. For application in this city, Subsection (a) of Section 204 of the Structural Specialty Code and Subsection (a) of Section 203 of the Mechanical Specialty Code are replaced with the following:

In order to determine the suitability of alternate material and methods of construction, and to provide for reasonable interpretations of the provisions of standards applicable to building and related activities administered through this city, there is created a board of appeals consisting of five voting members who are qualified by experience and training to pass upon matters pertaining to building and related activities. The building official shall be an ex officio nonvoting member and shall act as secretary of the board. The board of appeals shall be appointed by the mayor and hold office at his pleasure. The board shall adopt reasonable rules and regulations for conducting its investigations and shall render all decisions and findings in writing to the building official with a duplicate copy to the appellant.

Section 8. Violations and Penalties. It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use, occupy or maintain any

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building or structure in the city, or cause the same to be done, contrary to or in violation of any of the provisions of this ordinance. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of an offense; and each such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this ordinance is committed, continued or permitted, and upon conviction of any such violation, such person shall be punishable by a fine of not more than \$500.00, or by imprisonment of not more than six months, or by both such fine and imprisonment.

Passed by the council and approved by the mayor
June 27, 1974.