

ORDINANCE NO. 726

AN ORDINANCE REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, AND MAINTENANCE OF BUILDINGS AND/OR STRUCTURES IN THE CITY OF PRINEVILLE; PROVIDING FOR THE ADOPTION AS THE BUILDING CODE OF THE CITY OF PRINEVILLE OF THE STATE OF OREGON STRUCTURAL, MECHANICAL, FIRE AND SAFETY SPECIALTY CODES; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; PROVIDING PENALTIES FOR THE VIOLATION THEREOF, DECLARING AND ESTABLISHING FIRE DISTRICTS AS PROVIDED UNDER ORDINANCE NO. 733; REPEALING ORDINANCE NO. 678, AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF PRINEVILLE, OREGON, ORDAIN AS FOLLOWS:

Section 1. ADOPTION OF STATE SPECIALTY CODES: That ORS Chapter 456 and Department of Commerce Administrative Order No. DC34 regarding structural, ORS Chapter 457 and Department of Commerce Administrative Order No. DC35 regarding mechanical and ORS Chapter 476 and Fire Marshal Administrative Order No. FM65 regarding fire and safety specialty codes and all acts and amendments applicable to cities, are hereby adopted and made by reference a part of this ordinance.

Section 2. BUILDING PERMIT AND PLAN CHECKING FEES: Before receiving a building permit, the owner or his agent shall pay the City Recorder-Treasurer the following Building Permit Fee and Plan Checking Fee:

a. Building Permit Fee

<u>TOTAL VALUATION</u>	<u>Fee</u>
\$1.00 to \$300.00	Permit required, but no charge
\$301.00 to \$500.00	\$5.00
\$501.00 to \$2,000.00	\$5.00 for the first \$500.00 plus \$1.00 for each additional \$100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$25,000.00	\$20.00 for the first \$2,000.00 plus \$4.00 for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00.
\$25,001.00 to \$50,000.00	\$112.00 for the first \$25,000.00 plus \$3.00 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00.
\$50,001.00 to \$100,000.00	\$187.00 for the first \$50,000.00 plus \$2.00 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00.
\$100,001.00 to \$500,000.00	\$287.00 for the first \$100,000.00 plus \$1.50 for each additional \$1,000.00 or fraction thereof, to and including \$500,000.00.
\$500,001.00 and up	\$887.00 for the first \$500,000.00 plus \$1.00 for each additional \$1,000.00 or fraction thereof.

The determination of value or valuation under any of the provisions of this ordinance shall be made by the Building Official. The valuation to be used in computing the permit and plan-check fees shall be the total value of all construction work for which the permit is issued, as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire-extinguishing systems and any other permanent work or permanent equipment.

Where work for which a permit is required by this ordinance is started or proceeded with prior to obtaining said permit, the fees specified shall be doubled. However, the payment of such double fee shall not relieve any persons from fully complying with the requirements of this ordinance in the execution of the work nor from any other penalties prescribed herein.

b. Plan-Checking Fees

The fee for examining plans and specifications submitted to the administrator under this ordinance, or ORS 479.155 shall be one-half the amount of the prescribed permit fee. Where plans are incomplete, or changed so as to require additional plan checking, an additional plan-check fee shall be charged at a rate established by the Building Official.

Section 3. MECHANICAL INSTALLATION FEE: Before receiving a permit to install mechanical equipment the owner or his agent shall pay the City Recorder-Treasurer the following fees:

1. For the issuance of each permit.....\$3.00
2. For the installation or relocation of each forced-air or gravity-type furnace or burner, including ducts and vents attached to such appliance, up to and including 100,000 B.T.U.'s.....\$4.00
3. For the installation or relocation of each forced-air or gravity-type furnace or burner, including ducts and vents attached to such appliance over 100,000 B.T.U.'s.....\$5.00
4. For the installation or relocation of each floor furnace, including vent.....\$4.00
5. For the installation or relocation of each suspended heater, recessed wall heater or floor mounted unit heater.....\$4.00
6. For the installation, relocation or replacement of each appliance vent installed and not included in an appliance permit.....\$2.00
7. For the repair of, alteration of, or addition to each heating appliance, refrigeration unit, cooling unit, absorption unit, or each heating, cooling, absorption, or evaporative cooling system, including installation of controls regulated by this ordinance.....\$4.00
8. For the installation or relocation of each compressor to and including three horsepower, or each absorption system to and including 100,000 B.T.U.'s.....\$4.00
9. For the installation or relocation of each compressor over three horsepower to and including 15 horsepower, or each absorption system over 100,000 B.T.U.'s to and including 500,000 B.T.U.'s.....\$7.50
10. For the installation or relocation of each compressor over 15 horsepower to and including 30 horsepower, or each absorption system over 500,000 B.T.U.'s to and including 1,000,000 B.T.U.'s.....\$10.00
11. For the installation or relocation of each compressor over 30 horsepower to and including 50 horsepower, or for each absorption system over 1,000,000 B.T.U.'s to and including 1,750,000 B.T.U.'s.....\$15.00
12. For the installation or relocation of each refrigeration compressor over 50 horsepower, or each absorption system over 1,750,000 B.T.U.'s..\$25.00
13. For each air handling unit to and including 10,000 cubic feet per minute, including ducts attached thereto.....\$3.00
(Note: This fee shall not apply to an air handling unit which is a portion of a factory assembled appliance, cooling unit, evaporative cooler or absorption unit for which a permit is required elsewhere in the Mechanical Specialty Code.)
14. For each air handling unit over 10,000 cubic feet per minute.....\$5.00
15. For each evaporative cooler other than portable type.....\$5.00
16. For each ventilation fan connected to a single duct.....\$2.00
17. For each ventilation system which is not a portion of any heating or air conditioning system authorized by a permit.....\$3.00
18. For the installation of each hood which is served by mechanical exhaust, including the ducts for such hood.....\$3.00
19. For the installation or relocation of each domestic type incinerator.....\$5.00
20. For the installation or relocation of each commercial or industrial type incinerator.....\$20.00
21. For each appliance or piece of equipment regulated by the Mechanical Specialty Code, but not classed in other appliance categories, or for which no other fee is listed in the Mechanical Specialty Code.....\$3.00

Section 4. DUTIES OF BUILDING OFFICIAL: Wherever in the Building Code it is provided that anything must be done to the approval of or subject to the direction of any enforcement officer, this shall be construed to give such officer only the power to determine whether the rules and regulations established by such ordinance have been complied with, and shall not be considered as giving such officer discretionary powers.

Section 5. FEE EXEMPTION: The City, County, State, and Federal governments shall not be required to pay building permit, mechanical installation, or plan-checking fees. Also, churches shall not be required to pay a permit fee for permits issued for houses of worship. This exemption shall not apply to church-owned buildings which are constructed separate and apart from the buildings in which regular ceremonies of worship are conducted.

Section 6. PENALTIES: Any person violating or failing to comply with any of the provisions of this ordinance shall, upon conviction thereof, be fined in a sum not to exceed \$25.00 per day for each day the offense continues, or be imprisoned for a term not to exceed 1 year, or by both such fine and imprisonment.

Section 7. REMEDIES: A person violating a provision of the ordinance shall be subject to the provisions of this Section as follows:

- (1) Unlawful construction or use is a nuisance. The location, erection, construction, maintenance, repair or alteration of an access or use of an access, in violation of this ordinance shall be deemed a nuisance.
- (2) Remedies for unlawful access or use. In case an access is, or is proposed to be, located, constructed, maintained, repaired, altered, or used in violation of this ordinance, the City Council or City Attorney of the City or a person whose interest in real property in the City is or may be affected by the violation, may, in addition to other remedies provided by law, institute injunction, mandamus, abatement, or other appropriate proceedings to prevent, temporarily or permanently enjoin, abate, or remove the unlawful location, construction, maintenance, repair, alteration, or use.

Section 8. FIRE DISTRICT: The Fire Districts established by Ordinance No. 733 shall apply for enforcement of this code.

Section 9. REPEALER: Ordinance No. 678, which adopted the 1970 Edition of the Uniform Building Code, and any other ordinance or part thereof in conflict herewith are hereby repealed.

Section 10. SEVERABILITY: The provisions of this ordinance are severable. If any section, sentence, clause, or phrase of this ordinance is adjudged by a court of competent jurisdiction to be invalid, the decision shall not effect the validity of the remaining portions of the ordinance.

Section 11. An emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

Passed by the City Council this 25th day of June, 1974.

Approved by the Mayor this 1st day of July, 1974.

Dr. Riley Allen
Dr. Riley Allen, Mayor

Jim Watson
Jim Watson, Administrator

ORDINANCE NO. 725

AN ORDINANCE PROVIDING FOR THE INOCULATION OF DOGS FOR RABIES; PRESCRIBING PENALTIES; AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF PRINEVILLE ORDAIN AS FOLLOWS:

Section 1. Every person who resides within the corporate limits of the City of Prineville, Crook County, Oregon who owns or keeps any dog which has a set of permanent canine teeth shall inoculate that dog for rabies. Such inoculation shall be kept current.

Section 2. Penalties. Any person violating the above described ordinance shall, upon conviction thereof, be punished by imprisonment in jail for a period not to exceed 30 days or by a fine not to exceed \$250.00, or by both such fine and imprisonment at the discretion of the court.

Section 3. Emergency Clause. It being deemed by the City Council of the City of Prineville that an emergency exists, this ordinance shall be in full force and effect from and after its passage and approval by the City Council and Mayor.

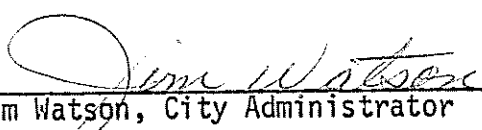
This ordinance shall become effective June 1, 1974.

Passed by the City Council this 23rd day of APRIL, 1974.

Approved by the Mayor this 23rd day of APRIL, 1974.



Mayor Dr. Riley Allen



Jim Watson, City Administrator