

ORDINANCE NO. 4824

AN ORDINANCE AMENDING CHAPTER 2.01 OF THE CITY CODE RELATED TO EMERGENCY MANAGEMENT TO AUTHORIZE THE CITY MANAGER TO DECLARE AN EMERGENCY

WHEREAS, ORS 401.309 authorizes cities to declare by ordinance or resolution that a state of emergency exists within the city; and,

WHEREAS, City Code 2.01.040 outlines the procedures for the city to declare that a state of emergency exists; and,

WHEREAS, current procedures do not allow for the City Manager to declare an emergency without a request for an emergency declaration from the emergency program manager, emergency management officer, or designated incident commander.

THE CITY OF BEAVERTON ORDAINS AS FOLLOWS:

Section 1. The Council adopts the recommended changes to City Code Chapter 2.01 Emergency Management Code, Section 2.01.040, Emergency and Disaster Declarations, as provided for in **Exhibit A** attached to this ordinance.

First reading the 19th day of July, 2022

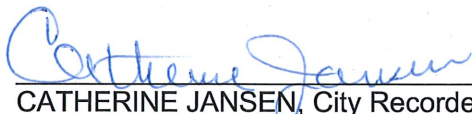
Public hearing the 2nd day of August, 2022

Duly passed by the City Council the 2nd day of August, 2022

Signed by the Mayor the 3rd day of August, 2022

ATTESTED:

SIGNED:



CATHERINE JANSEN, City Recorder



LACEY BEATY, Mayor

2.01.040 Emergency and Disaster Declarations.

A. When the ~~emergency program manager, emergency management officer, or designated incident commander~~city manager reasonably believes that a state of emergency exists in the City of Beaverton, the city manager will make a declaration to that effect. ~~the emergency program manager, emergency management officer, or designated incident commander shall request that the city manager make an emergency declaration or disaster declaration.~~

1. An emergency declaration is issued to implement specific local measures and emergency authorities necessary to protect life, public health, or property and/or to suspend rules or procedures in order to expedite response operations. The emergency declaration must specify the time, duration and area impacted by the incident.

2. A disaster declaration is used to request assistance from the next higher level of government (local-county-state-federal), to include requesting a "state of emergency" declaration from the Governor and asking the Governor to seek a presidential emergency or major disaster declaration which would initiate actions necessary for local governments and individuals to receive federal disaster assistance.

B. ~~If the emergency manager, emergency management officer, or designated incident commander is unable to reach the city manager in a reasonable amount of time, then the emergency manager, emergency management officer, or incident commander shall attempt to contact the next person indicated in line of succession under BC 2.01.030.~~ If the city manager and the persons identified under BC 2.01.030 are unable to be reached in a reasonable amount of time, and a state of emergency exists within the City of Beaverton, then the emergency manager, emergency management officer or designated incident commander shall issue the emergency declaration or disaster declaration.