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BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR THE COUNTY OF LINCOLN

Lincoln County Legal Counsel

Ordinance No. 115

AN ORDINANCE REPEALING LINCOLN COUNTY ORDINANCE #35, JUNE 18, 1974 AND AN UNNUMBERED ORDINANCE DATED AUGUST 20, 1974 AMENDING LINCOLN COUNTY ORDINANCE #35 AND ADOPTING A NEW BUILDING CODE ORDINANCE IN PLACE OF ORDINANCE #35, AS AMENDED

The Lincoln County Board of Commissioners ordains as follows:

SECTION I. DEFINITIONS. As used in this ordinance:

1. "Agricultural Building" has the same meaning as set forth in ORS 456.758.
2. "Board" means the Lincoln County Board of Commissioners.
3. "Building Official" means the Lincoln County employe appointed by the Board to administer the Building Code within Lincoln County.
4. "Mobile Home" means a vehicle or structure constructed for movement on the public highways that has sleeping, cooking, and plumbing facilities, is intended for human occupancy, and is being used for residential purposes.
5. "Mobile Home Accessory Building or Structure" means any awning; portable, demountable, or permanent cabana, ramada, carport, porch, skirting, or steps established for use of the occupant of the mobile home and which are designed or intended to be attached to and which depend, in whole or in part, upon the mobile home for structural support.

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1 6. "State Building Code" has the same meaning as set
2 forth in ORS 456.750.

3 SECTION II. ADOPTION. The State Building Code is
4 hereby adopted as the Building Code of Lincoln County.

5 SECTION III. AMENDMENTS TO STATE BUILDING CODE. Any
6 amendments to the State Building Code as provided in ORS Chap 456
7 occurring after the effective date of this ordinance are hereby
8 adopted as amendments to the building code of Lincoln County.

9 SECTION IV. PERMITS. No person, firm, or corporation
10 shall erect, construct, alter, move, demolish, repair any building
11 or structure within the provisions of the State Building Code
12 without a building permit issued by the Building Official.

13 SECTION V. PROHIBITED ACTS. No person, firm, or cor-
14 poration shall construct, alter, move, demolish, or repair any
15 building or structure except as provided in the State Building
16 Code.

17 SECTION VI. FEES. Fees for permits issued pursuant
18 to this ordinance shall be as provided in the State Building Code
19 except that no fee shall be charged for agricultural buildings
20 or work having a value of less than \$500.

21 SECTION VII. AGRICULTURAL BUILDING. Nothing in this
22 ordinance shall authorize the application of the State Building
23 Code to agricultural buildings but permits shall be required as
24 set forth in Section IV of this ordinance in order to insure
25 compliance with the National Flood Insurance Program.

26 SECTION VIII. APPLICATION. This ordinance shall apply

1 to all lands within Lincoln County outside of incorporated cities.

2 SECTION IX. FLOOD PLAIN/ZONING. The building official
3 shall not issue permits as provided by this ordinance for any
4 building or structure not in compliance with Lincoln County Zoning
5 or Flood Management ordinances.

6 SECTION X. MOBILE HOME PLACEMENT AND ACCESSORY PERMITS.
7 No person, firm, or corporation shall install a mobile home or
8 mobile home accessory building or structure without first obtaining
9 a permit from the building official.

10 SECTION XI. PROHIBITED ACTS. No person, firm, or cor-
11 poration shall install a mobile home or mobile home accessory
12 building or structure except in compliance with the administrative
13 rules adopted by the Oregon State Department of Commerce.

14 SECTION XII. FEES. Fees for mobile home placement
15 permits and mobile home accessory building or structure shall be
16 as provided by the Oregon State Department of Commerce except that
17 a double fee may be charged by the building official if installation
18 or construction is commenced without a permit.

19 SECTION XIII. SAVING CLAUSE. This ordinance is intended
20 to replace Lincoln County Ordinance #35, as amended, and all rights,
21 duties, and liabilities under Ordinance #35 are expressly preserved
22 and continued.

23 SECTION XIV. PENALTIES. (A) Violation of any provision
24 of this ordinance is punishable upon conviction as provided in
25 ORS 456.885.

26

1 (B) Violation of any provision of this ordinance
2 shall constitute and be deemed a nuisance.

3 DATED this 13th day of June, 1979.

4
5 LINCOLN COUNTY BOARD OF COMMISSIONERS

6 Albert R. Strand
7 Albert R. Strand, Chairman

8 Andy Zedwick
9 Andy Zedwick, Commissioner

10 W.S. Ouder Kirk
11 W.S. Ouder Kirk, Commissioner

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