

BEFORE THE BOARD OF COMMISSIONERS

FOR LINCOLN COUNTY, OREGON

ORDINANCE # 350

Relating to the building code; creating new provisions; and declaring an emergency.

WHEREAS the State Building Code requires that the county establish a board for appeals from decisions of the Building Official; and

WHEREAS the county has, in the past, established such an appeals board; and

WHEREAS appeals from the Building Official are so infrequent that the appeals board unavoidably disbands soon after hearing a single appeal; and

WHEREAS the Planning Commission established by the county for planning appeals can provide a forum for the relatively infrequent appeals from the Building Official; therefore,

The Lincoln County Board of Commissioners ordains as follows:

SECTION 1.

Section 2 of this Ordinance is added to and made a part of LCC chapter 3, as indicated.

SECTION 2.

3.075 Appeals

(1) The Lincoln County Planning Commission established pursuant to LCC chapter 1 is hereby also designated as the Lincoln County Building Codes Appeals Board. Any person aggrieved by a decision of the Building Official may appeal that decision to the Building Codes Appeals Board, which shall apply the provisions of the Lincoln County Building Code to its decisions. The procedures and fees for

Lincoln County Legal Counsel
Lincoln County Courthouse
225 W. Olive Street
Newport, Oregon 97365
Phone: 285-4108

1 appeals made pursuant to this subsection shall be the same as the procedures and
2 fees for appeals from decisions of the Planning and Development Department as
3 provided in LCC chapter 1.

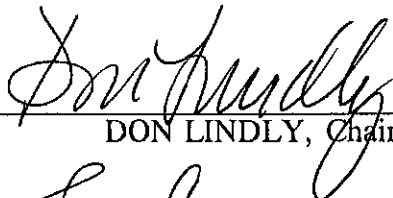
4 (2) Any person aggrieved by a decision of the Building Codes Appeals Board
5 may appeal that decision to the appropriate state advisory board in accordance with
6 ORS 455.690.

7 SECTION 3.

8 This Ordinance being necessary for the immediate preservation of the public
9 peace, health and safety, an emergency is declared to exist and this Ordinance shall take
10 effect upon its passage.

11 DATED this 21st day of December, 1994.

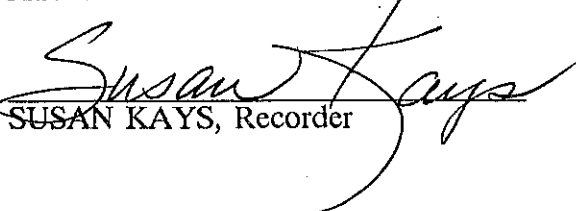
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13 LINCOLN COUNTY BOARD OF COMMISSIONERS

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15 _____
DON LINDLY, Chair

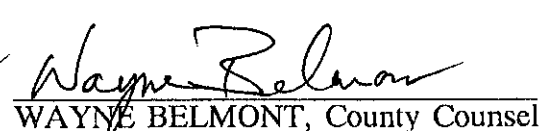
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17 _____
JEAN COWAN, Commissioner

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19 _____
NANCY E. LEONARD, Commissioner

20
21 ATTESTED TO:

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23 _____
SUSAN KAYS, Recorder

APPROVED AS TO FORM:

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25 _____
WAYNE BELMONT, County Counsel