

1 **BEFORE THE BOARD OF COMMISSIONERS**

2 **FOR LINCOLN COUNTY, OREGON**

3 ORDINANCE # 471

4 _____
5
6 **Relating to environmental health; creating new provisions; and declaring an emergency.**
7 _____

8 The Lincoln County Board of Commissioners ordains as follows:

9 **SECTION 1** **2.1800: RULES OF PROCEDURE**

10 **The Rules of Procedure provided in the Administrative Procedures Act, ORS Ch. 183,**
11 **are hereby adopted and approved for use in all hearings pursuant to the following**
12 **Delegations of Authority, Responsibilities and Functions by the State Health Division.**

13
14 **SECTION 2** **2.1805: TOURIST FACILITIES**

15
16 **Lincoln County hereby adopts ORS Ch. 446, together with subsequent amendments, as**
17 **it relates to the delegation of responsibilities of the Assistant Director for Health**
18 **regarding Tourist Facilities, pursuant to ORS 446.425.**

19 **SECTION 3** **2.1810: SWIMMING POOLS AND SPAS**

20
21 **Lincoln County hereby adopts ORS Ch. 448, together with subsequent amendments, as**
22 **it relates to the delegation of responsibilities of the Assistant Director for Health**
23 **regarding Swimming Facilities, pursuant to ORS 448.100 with the exception of plan**
24 **review duties for swimming pools and spas.**

1 **SECTION 4 2.1815: FOOD SERVICE FACILITIES**

2

3 **Lincoln County hereby adopts ORS Ch. 624, together with subsequent amendments, as**
4 **it relates to the delegation of responsibilities of the Assistant Director for Health**
5 **regarding Restaurants and Bed & Breakfast Facilities, pursuant to ORS 624.510.**

6 **SECTION 5 2.1820: OREGON ADMINISTRATIVE RULES**

7

8 **Lincoln County hereby adopts OAR 333-12-050, 333-12-055, 333-12-060, 333-12-065,**
9 **together with subsequent amendments, as it relates to the delegation of responsibilities**
10 **of the Assistant Director for Health as described in this division.**

11 **SECTION 6 2.1825: EFFECTIVE DATE OF DELEGATION**

12

13 **The delegation of duties as described in this division shall be effective on the date as**
14 **mutually agreed by the State and County or such other date as determined by the**
15 **Lincoln County Board of Commissioners.**

16 **SECTION 7 2.1830: ENFORCEMENT**

17

18 **Any state laws or administrative rules and any county ordinance or county rules**
19 **relating to public health inspections and the delegation of authority to Lincoln County,**
20 **including but not limited to this division and any rules adopted by the County**
21 **pursuant to this division, shall be enforceable through the provisions of Chapter Ten,**
22 **of the Lincoln County Code and/or by any applicable enforcement provisions provided**
23 **by state law or administrative rule.**

24

25

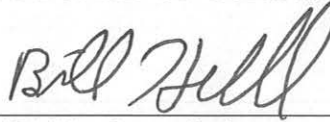
NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 **SECTION 8.**

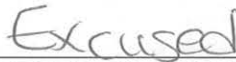
2 This Ordinance being necessary for the immediate preservation of the public peace,
3 health and safety, an emergency is declared to exist and this Ordinance shall take effect upon
4 its passage.

DATED this 5th day of February, 2014.

LINCOLN COUNTY BOARD OF COMMISSIONERS



BILL HALL, Commissioner

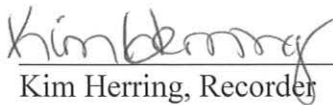


TERRY N. THOMPSON, Chair



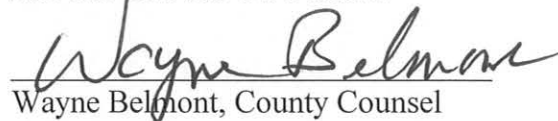
DOUG HUNT, Commissioner

ATTESTED TO:



Kim Herring, Recorder

APPROVED AS TO FORM:



Wayne Belmont, County Counsel