

**IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON**

In the Matter of an Ordinance Amending)
Ordinance 06-0-572, An Ordinance)
Creating the City of Brookings Municipal) **Ordinance 07-O-584**
Code, to amend Chapter 17.160,)
Violations, in its entirety.)

Sections:

- Section 1. Ordinance identified.
- Section 2. Amendment to Chapter 17.160BMC.
- Section 3. Emergency Clause
- Section 4. Finding of emergency

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends Ordinance No. 06-0-572, Brookings Municipal Code.

Section 2. Amendment to Chapter 17.160 BMC. Ordinance No. 07-0-584, Chapter 17.160 BMC is hereby amended to read as follows:

Sections:

- 17.160.010 Enforcement.
- 17.160.020 Violations.
- 17.160.030 Penalties.

17.160.010 Enforcement. Pursuant to Chapter 1.05 BMC of this code.

17.160.020 Violations. Any building or structure set up, erected, constructed, altered, enlarged, converted, moved, or maintained contrary to the provisions of this code and any use of any land, building or premise established, conducted, operated or maintained contrary to provisions of this code, shall be and the same is hereby declared a violation and a public nuisance. These public nuisances may be abated and removed pursuant to BMC 8.15.090, General Abatement Procedure. It is provided, however, nothing in this section requires the City to exhaust these administrative remedies prior to seeking equitable relief or damages in Circuit Court.

17.160.030 Penalties for Violations. Pursuant to Chapter 1.05 BMC.

Section 3 Emergency Clause. It is hereby determined that this ordinance is in the interest of public health, safety and welfare of the residents of the City of Brookings, and an emergency having been declared to exist, this ordinance shall become effective upon its passage by the City Council and signing by the Mayor.

Section 4 Finding of Emergency. The Council finds that an emergency exists based on the fact that if the enforcement ordinance is not adopted as an emergency the City will not have the ability to continue to enforce violations of the Brookings Land Development Code under current procedure.

First reading: April 23, 2007
Second reading: April 23, 2007
Passage: April 23, 2007
Effective date April 23, 2007

Signed by me in authentication of its passage this _____ day of _____, 2007.

Signed April 23, 2007

Pat Sherman, Mayor

ATTEST:

Paul Hughes, Finance Director/Recorder