

**ORDINANCE NO. 2020-964-O**

**AN ORDINANCE AMENDING ORDINANCE 458, TALENT MUNICIPAL CODE 18.35 MANUFACTURED HOME (RMH), AND DECLARING AN EMERGENCY.**

WHEREAS, the Almeda Fire of September 8, 2020 destroyed over 300 acres and burned over 700 residential structures in the City of Talent, resulting in a large displacement of residents from the City of Talent;

WHEREAS, on September 14, 2020, the Governor of Oregon proclaimed a State of Emergency in Jackson County, and on September 15, 2020, the President of the United States declared the existence of a major disaster in the State of Oregon and ordered Federal aid to supplement State on local recovery efforts in the areas affected by wildfire;

WHEREAS, on September 10, 2020, the Talent City Council declared that a State of Emergency existed throughout the City of Talent due to wildfire and ordered that during the existence of the local emergency the powers, functions, and duties of the City Emergency Management Team under the City Manager of Talent, shall be those prescribed by state law, Talent City Charter, section 2.10.050 of the Talent Municipal Code, and any resolution pertaining thereto;

WHEREAS, the City of Talent, prior to the Almeda Fire, previously found that the City is experiencing a housing crisis, and particularly for rental housing that is affordable to lower and moderate income residents;

WHEREAS, the large number of housing units damaged in the City of Talent and surrounding area increases the pressure on housing demand and shortage in Talent by several orders of magnitude;

WHEREAS, the destruction of housing units exacerbates the pressure of persons who lived and worked in the City of Talent, and those who will be working to restore the viability of the City of Talent, to relocate to other housing far from their home due to the housing shortage;

WHEREAS, Section 33 of the Talent City Charter authorizes the adoption of an ordinance by emergency, taking effect as soon as adopted;

WHEREAS, the City of Talent finds that this ordinance is necessary for the preservation of the public welfare, health and safety of residents living within the City of Talent and finds an urgency to approve said ordinance immediately.

NOW, THEREFORE, THE CITY OF TALENT ORDAINS AS FOLLOWS:

**SECTION 1. Emergency Findings.**

The City Council finds and declares that the adoption of this Emergency Ordinance is necessary for the immediate preservation of the public peace, health, and safety and of the City's most affordable housing options. The Almeda Fire destroyed over 700 residential structures, necessitating the declaration of a state of emergency by the Governor of Oregon for Jackson County. Therefore, the City Council finds and determines that the immediate preservation of the public peace, health and safety and preservation

of the City's affordable housing options requires that this Ordinance be enacted as an emergency ordinance pursuant to Charter Section 33 and takes effect immediately upon adoption.

**SECTION 2. Authority**

Pursuant to Section E of the City Manager's Executive Order, EO 2020-01 ordered September 23, 2020, the City Manager may order ***"measures necessary for the protection of life or property, or for the recovery from the emergency."***


Section 33 of the Talent City Charter authorizes the adoption of an ordinance by emergency, taking effect as soon as adopted.

**SECTION 3. Amendment.**

That the amendments attached as Exhibit A comply with all applicable Comprehensive Plan Policies of the City of Talent as well as all applicable State and Federal Laws and replaces Chapter 18.35 of the Talent Municipal Code as currently adopted.

Duly enacted by the City Council in open session on October 7, 2020 by the following vote:

Ayes: 5      Nays: 0      Abstain: 0      Absent: 1

  
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Fray Crease, City Recorder and Custodian of City Records