

**RESOLUTION #21-15**

**A RESOLUTION DECLARING AN EMERGENCY RELATED TO EXTREME HEAT AND THE DANGERS OF FIREWORKS; AND PROHIBITING THE USE OF FIREWORKS WITHIN THE CITY OF ADAMS, OREGON**

**The City Council of the City of Adams, Oregon, finds as follows:**

**WHEREAS**, extraordinary heat and dry weather conditions have occurred within the City of Adams for multiple days with temperatures exceeding 100 degrees Fahrenheit; and

**WHEREAS**, the National Weather Service has issued a forecast for very hot temperatures to continue, with possibility of wind and thunderstorms for the region; and

**WHEREAS**, the current National Weather Service forecast for Adams shows daily high temperatures exceeding 90 degrees Fahrenheit through at least July 4, 2021; and

**WHEREAS**, the extreme heat is contributing to an already high fire danger; and

**WHEREAS**, according to the National Fire Protection Association, fireworks cause over 19,000 fires and require emergency room treatment for over 9,000 people in the United States each year; and

**WHEREAS**, on June 29, 2021, the Oregon Governor issued Executive Order No 21-16 declaring a state of drought emergency in Umatilla County due to lack of precipitation, unusually low snowpack and streamflow; and

**WHEREAS**, on June 30, 2021 Umatilla County enacted a ban on fireworks in the unincorporated areas of Umatilla County and ordered enforcement of said ban by the Umatilla County Sheriff Office; and

**WHEREAS**, under ORS 401.309, the governing body of a city may declare, by resolution, that a state of emergency exists within the city, which resolution may establish procedures to prepare for and carry out activities to prevent, minimize, respond to, or recover from an emergency; and

**WHEREAS**, under ORS 401.309 a declaration of state of emergency is necessary to protect life and property, to minimize danger to life and property, and to ensure the City of Adams has the appropriate resources to respond to the emergency.



**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Adams, Oregon as follows:

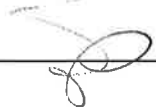
1. Pursuant to the emergency powers granted by ORS 401.309, the City of Adams declares that a state of emergency exists as a result of extremely hot and dry weather conditions which have required emergency measures to be taken and City resources having been exhausted.
2. Conditions of Emergency. The following conditions have resulted in the need for a state of emergency:
  - a. Extreme heat and dry conditions;
  - b. Dangerous conditions for the use of fireworks; and
  - c. Significant likelihood of fire damage from the use of fireworks.
3. Authorizing activation of emergency operations and plans.
4. Use of Fireworks Prohibited. The use and explosion of any and all fireworks as defined by ORS 480.111 within the City of Adams, during this emergency is strictly prohibited. For purposes of this section, "use" includes lighting, exploding, or igniting in any way. Use of fireworks that are illegal under state law continues to be prohibited at all times.
5. Violations. A person who violates the prohibitions set forth in this resolution commits a civil infraction and shall be subject to a fine of \$500 for each violation, and may be prosecuted in Circuit Court for the County of Umatilla, Oregon.
6. Authorizing this declaration of emergency shall continue for as long as the Governor's Executive Order 21-16 remains in effect.

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY AFTER ITS ADOPTION.**

**PASSED AND ADOPTED** by the City Council of the City of Adams this 2nd day of July 2021.

**APPROVED** by the Mayor this 2<sup>nd</sup> day of July 2021.

Mayor:  7/2/21 

Attest:  7/2/21 