RESOLUTION NO. 1152

A RESOLUTION DECLARING A LOCAL EMERGENCY AND PERMITTING A WARMING SHELTER AT HILLSIDE CHRISTIAN FELLOWSHIP LOCATED AT 6460 GLEN ECHO AVENUE

RECITALS

A. Oregon law at ORS 401.305 authorizes the City of Gladstone to establish an "emergency management agency" and to take action as necessary to protect the public and minimize or mitigate the effects of the circumstances giving rise to the emergency.

B. Pursuant to the authority granted to it in ORS Chapter 401, the city has enacted an ordinance (codified in Chapter 8.16 of the Gladstone Municipal Code) that provides for executive and administrative responsibility in times of emergency and permits the Gladstone City Council in its judgment to declare an emergency when circumstance warrant it.

C. Pursuant to ORS 401.025(1) and GMC 8.16.030, an "emergency" is defined as "any man-made or natural event or circumstance causing or threatening loss of life, injury to person or property, human suffering or financial loss to the extent that extraordinary measures must be taken to protect the public health, safety and welfare. Such events shall include, but not be limited to, fire, explosion, flood, severe weather, drought, earthquake, volcanic activity, spills of oil or other hazardous substances, disease, blight, infestation, utility or transportation service disruptions, civil disturbance, riot, sabotage and war."

D. For unincorporated areas of Clackamas County, the Clackamas County Board of Commissioners enacted Resolution No. 2018-73, which declares an emergency relative to anticipated severe winter weather and those without shelter or without sufficient means to stay warm during such weather.

E. Similarly, the Gladstone City Council acknowledges the injuries and human suffering that can result from severe whether such as cold temperatures.

F. As such, it wants to permit a warming shelter for the winter months within the Hillside Christian Fellowship, located at 6460 Glen Echo Avenue, subject to the approval of City of Gladstone Fire Marshall.

NOW, THEREFORE, THE GLADSTONE CITY COUNCIL RESOLVES AS FOLLOWS:

1. The Gladstone City Council declares a state of emergency for the City of Gladstone effective upon adoption of this resolution and remaining in effect until May 1, 2019, unless extended by the Gladstone City Council. The emergency declared pursuant to this resolution is limited to cold temperatures anticipated during the winter months and the effect of such temperatures on those without shelter or without sufficient means of staying warm.

2. Regulation and control of the emergency declared pursuant to this resolution will proceed in accordance with GMC 8.16.070.

3. As authorized by GMC 8.16.070(9), the council may order other measures that it finds to be necessary for the protection of life or property. As such, and despite any other requirements of the Gladstone Municipal Code or applicable city rules or regulations, the council authorizes the Hillside Christian Fellowship at 6460 Glen Echo Avenue to operate a warming shelter for no more than 88 persons at any one time from the effective date of this resolution until May 1, 2019. This authorization is subject to the following conditions:
    a. Prior to beginning operation, the Gladstone Fire Marshall must approve the use of the Hillside Christian Fellowship and its property for a warming shelter.
    b. The Hillside Christian Fellowship will ensure that the use of its property as a warming shelter does not unduly burden its neighbors or other members of the community and will take all reasonable steps to promptly respond to concerns from neighbors or other community members while operating the warming shelter.
    c. The Hillside Christian Fellowship will apply for and receive land use and other approvals if it wishes to operate a warming shelter on its property after May 1, 2019.

4. The Gladstone City Council may revoke this declaration at any time in its sole discretion.

5. This resolution is effective immediately upon its adoption.

ADOPTED this 13th day of November, 2018 by the Gladstone City Council.

ATTEST:

Mayor Stempel	Tami Bannick, City Recorder