

MULTNOMAH COUNTY, OREGON

EXECUTIVE RULE NO. 392

Declaration of Emergency

- a. Multnomah County is authorized under ORS 401.305 to act as an emergency management agency, including authority to establish policies and protocols for defining and directing responsibilities during time of emergency.
- b. Multnomah County has enacted a local ordinance, Multnomah County Code § 25.410 et seq., pursuant to the authority granted by ORS 401.025 et seq. and the Multnomah County Charter, that provides for executive responsibility in times of emergency and specifically delegates authority to declare a state of emergency to the County Chair, or in the Chair's absence or inability to perform the functions of office, the most senior member of the Board, or in the senior member of the Board's absence or inability, the Sheriff, or in the Sheriff's absence or inability, the Chair's designated interim, or in the Chair's designated interim's absence or inability, the Sheriff's designated interim.
- c. The Chair is authorized pursuant to Multnomah County Code § 7.007, to adopt Executive Rules to implement and enforce provisions of the Multnomah County Code and to carry out the Chair's duties under the Charter.
- d. The following conditions have resulted in the need for a state of emergency declaration:

Unusually hot and dry conditions have created an imminent risk of wildfires. On June 23, 2021, the Multnomah Fire Defense Board issued a burn ban throughout all areas of Multnomah County, west of the Sandy River. On June 29, 2021, Governor Brown, issued Executive Order No. 21-17, declaring a

statewide State of Emergency Due to Imminent Threat of Wildfires. Fireworks present an unreasonable risk of wildfires under current conditions. Local jurisdictions in Oregon and Washington have banned the use of fireworks, including a ban on the sale and use of fireworks in Portland, Gresham, unincorporated Clark County, Washington, and Vancouver, Washington.

e. The following damage to lives and property can be expected from the above conditions:

Extreme wildfire damage including the possibility of loss of life and extensive loss of property, both private and public.

f. An emergency is declared for the following area(s) (check one):

☐ The entire County is in a state of emergency; or

☒ The following portion of Multnomah County is in a state of emergency:

Unincorporated Multnomah County.

g. On behalf of Multnomah County, the County Chair certifies as follows (Check one):

☐ All local resources have been expended; or

☒ All local resources have not been expended.

NOW, THEREFORE, the following Executive Rule is adopted:

1. The County Chair formally declares a state of emergency for Multnomah County, effective on this First day of July, 2021 at 5pm, for the area described above.
2. Effective immediately and for the duration of this Declaration of Emergency, the sale and use of consumer fireworks as defined by ORS 480.111(2) and display fireworks as defined by ORS 480.111(4) are prohibited throughout unincorporated Multnomah County. For purposes of this

section, “use” includes lighting, exploding, or igniting in any way. Violations of this Declaration shall be punishable by fine not to exceed \$500 per violation.

3. The County Chair (☐ requests/☒ does not request) that Governor of the State of Oregon declare a state of emergency under ORS 401.165 as the Governor has already declared an Emergency.
4. This declaration of emergency shall expire on July 31, 2021.

FOR THE MULTNOMAH COUNTY
CHAIR

REVIEWED:

COUNTY ATTORNEY

FOR MULTNOMAH COUNTY, OREGON:

By: /s/ Deborah Kafoury,
County Chair

By: /s/ David Blankfeld,
Senior Assistant County Attorney