



ORDINANCE NUMBER 2023-06

**AN ORDINANCE OF THE CITY OF MOLALLA, OREGON.
REPEALING MUNICIPAL CODE SECTION 9.16.020 UNLAWFUL CAMPING
AND REMOVING LETTERS A-C**

WHEREAS, State of Oregon House Bill 3115 requires the City of Molalla to allow individuals and families that are temporarily experiencing the effects of homelessness to rest or camp in relatively safe and sanitary locations while they are actively seeking access to stable and affordable housing; and

WHEREAS, due to the House Bill requirement, the City is required to establish codes to allow for legal resting or camping during reasonable time periods, while protecting sensitive areas of the City that are disproportionately impacted by the negative effects of such activity; and

WHEREAS, the Molalla City Council adopted Ordinance No. 2023-04, Regulating and Prohibiting Public Camping on Public Property on June 14, 2023; and

WHEREAS, Municipal Code Section 9.16.020 Unlawful Camping, letters A-C are no longer valid.

Now, Therefore, the City of Molalla Resolves as follows:

Section 1. Municipal Code Section 9.16.020 Unlawful Camping, letters A-C shall be removed from the Molalla Municipal Code.

Section 2. Letter D. "No owner or person in charge of private property shall permit camping on such property unless such activity occurs in accordance with all applicable provisions of the city's development code and the property owner or person in charge has given written permission to the individuals camping on such property. Unless otherwise permitted by Chapter 15.08 of this code, no owner or person in charge of private property may permit another individual to camp on such property for more than 72 hours in any 30-day period. Exceptions may be granted under emergency conditions as declared by the City Manager. (Ord. 2016-04 §1)" shall remain and become the only language listed in Section 9.16.020 Unlawful Camping.

Section 3. Effective Date. The effective date of this Ordinance will take place immediately after adoption.

The First Reading was held on June 28, 2023 and moved to a Second Reading by _____ vote of the City Council.

The Second Reading was held on _____ and adopted by the City Council on _____.

Signed this 28th day of June 2023.

Scott Keyser, Mayor

ATTEST:

Christie Teets, CMC
City Recorder