

notices of jury duty, and such other orders of the court necessary for the proper conduct thereof. The municipal judge may hold any prospective juror who disregards the notice of jury duty in contempt of court and may punish said juror as set forth in Chapter 1.08 of this code.

EMERGENCY PLANNING

2.700 Title.

Sections 2.700 to 2.750 shall be known as the “emergency planning provisions” and may be so cited and pleaded and is referred to herein.

2.710 Conditions of Emergency.

The conditions required for the declaration of a state of emergency within the City of West Linn are as follows:

(1) “Emergency” includes any man-made or natural event or circumstances causing or threatening loss of life, injury to person or property, human suffering or financial loss, and includes, but is not limited to, fire, explosion, flood, severe weather, drought, earthquake, volcanic activity, spills or releases of oil or hazardous material as defined in ORS 466.605, contamination, utility or transportation emergencies, disease, blight, infestation, crisis influx of migrants unmanageable by the county, civil disturbance, riot, sabotage and war.

2.720 Declaration of Emergency.

A declaration of a state of emergency within the City of West Linn may be issued by the Mayor (or the Council President when the Mayor is absent or otherwise unable to perform the functions of Mayor as provided in the City Charter); or the City Manager or designee if the nature of the emergency requires that immediate action be taken and it is not reasonably practicable for the Mayor to issue the declaration of emergency prior to the time immediate action must be taken. Any declaration of

emergency by the City Manager or designee shall be subject to review and revision by the Mayor. All declarations of emergency shall be subject to review and revision by the City Council. A state of emergency shall be terminated by the City Council when the emergency situation ceases to exist.

2.730 Adoption of Emergency Operations Plan.

The City Council may by resolution establish an Emergency Operations Plan with procedures to prepare for and carry out any activity to prevent, minimize, respond to, or recover from an emergency. The Emergency Operations Plan may authorize City officials and employees to take action as needed to deal with the emergency, including but not limited to:

- (1) redirect City funds for emergency use and suspend standard City procurement procedures;
- (2) establish a curfew which fixes the hours during which all persons other than officially authorized personnel may not be upon the public streets or other public places;
- (3) prohibit or limit the number of persons who may gather or congregate upon any public street, public place, or any outdoor place;
- (4) barricade streets and prohibit vehicular or pedestrian traffic, or regulate the same on any public street leading to the emergency area for such distance as may be deemed necessary under the circumstances;
- (5) evacuate persons;
- (6) prohibit the sale of alcoholic beverages;
- (7) prohibit or restrict the sale of gasoline or other flammable liquids;
- (8) prohibit the sale, carrying, or

- possession of any weapons or explosives of any kind on public streets, public places, or any outdoor place;
- (9) curtail or suspend commercial activity;
 - (10) turn off water, gas, or electricity;
 - (11) order such other measures as are necessary for the protection of life or property, or for the recovery from the emergency.

2.740 Responsibilities of City Manager.

The City Manager shall carry out the emergency duties or functions as prescribed by the resolution establishing procedures to deal with an emergency and may delegate all or part of that authority.

2.750 Violation.

Any person, firm, corporation, association, or entity that violates any provision of Sections 2.700 to 2.750 or any plan or order authorized by sections 2.700 to 2.750 shall be subject, on conviction, to a fine of not more than \$500 per offense. Each day of violation shall be deemed a separate offence for penalty purposes.

[Sections 2.700 through 2.745 "Emergency Planning" repealed by Ordinance No. 1459, adopted August 28, 2000; The West Linn Municipal Code is amended by adding Sections 2.700 through 2.750 by Ordinance No. 1459, adopted August 28, 2000.]

DISPOSITION OF UNCLAIMED PROPERTY

2.800 Property in Police Department Possession-Disposition.

Whenever the chief of police of the city has any property, including money, but excluding vehicles subject to ORS 819.100 to 819.260, in his possession, the ownership of which is unknown, and which is unclaimed for a period of three months (90 days) after the property came into the possession of the police department, the chief of police shall, unless the disposition of such property is

otherwise specifically provided for by law, report the fact to the city manager and request authority to dispose of it as provided in sections 2.800 to 2.825.

2.805 Manager Authority--Disposition by Sale--Notice.

The city manager shall act upon the request of the chief of police within thirty days after the request for a public sale and if the city manager approves the request, the city manager shall cause to be posted written or printed notice of sale in three public places within the city at least ten days before the sale. Notice shall also be published in a newspaper of general circulation within the city at least ten days prior to the date of sale or transfer. The notice shall describe the property, excluding money, and shall state the time and place of public sale at which the property may be purchased by the highest bidder. Until the date of the sale, the property, excluding money, may be claimed at the office of the chief of police. If ownership is proved, the chief of police shall turn the property over to the owner, and cancel the sale insofar as the claimed property is concerned.

2.810 Conduct of Sale--Disposition of Funds.

The chief of police shall cause the sale to be conducted and shall deposit the proceeds thereof, together with any other money included in the notice, in the city treasury to the credit of the city general fund.

2.815 Transfer of Property to City.

In lieu of a sale of the property under the foregoing provisions of sections 2.800 to 2.825, the chief of police, with the approval of the city manager, may transfer any portion of the unclaimed property to the city for use by the city or other governmental agencies, or by destruction after the same notice as set forth in section 2.805.

2.820 Destruction of Contraband.

The Chief of Police shall cause contraband or illegal drugs, and/or substances to