

EXHIBIT A (Amended Code Section)**15.04.030 Definitions.**

A. "Emergency" means any natural, technological or human-made event or circumstance causing or threatening: widespread loss of life, injury to persons or property, human suffering or financial loss, including but not limited to fire, explosion, flood, severe weather, landslides or mud slides, drought, earthquake, volcanic activity, tsunamis or other oceanic phenomena, spills or releases of oil or hazardous material, contamination, utility or transportation emergencies, housing emergencies, disease, blight, infestation, civil disturbance, riot, sabotage, acts of terrorism and war.

15.04.040 Declaration of State of Emergency.

A. A state of emergency exists when:

1. The situation requires a coordinated response beyond that which occurs routinely;
2. The required response is not achievable solely with the added resources available through mutual aid or cooperative assistance agreements; and
3. The Mayor or other City official, as provided in Portland City Code Section 15.08.010, has declared by proclamation that a State of Emergency exists.

B. The declaration shall be in writing, shall designate the geographic boundaries of the area in which the State of Emergency exists, and shall fix the duration of time in which the State of Emergency shall exist. Except for a declared housing emergency, the initial duration shall not exceed a two-week period, but may be extended in two-week increments. The initial duration of a housing emergency shall not exceed one year, but may be extended in six-month increments.

C. The Mayor must declare the City in a State of Emergency prior to requesting from the governing body of Multnomah County resources not available through mutual aid or cooperative assistance agreements.

D. The Mayor shall have the power to ask the Governor to declare a State of Emergency within the City. Pursuant to ORS 401.165 (2), the Mayor must submit the request through the governing body of Multnomah County.

E. Except for a declared housing emergency, tThe Mayor shall terminate the State of Emergency by proclamation when the emergency no longer exists or when the threat of an emergency has passed. The Mayor will communicate the change from the disaster response phase to the recovery phase with all appropriate officials.

F. When circumstances create an immediate need to provide adequate, safe, and habitable shelter to persons experiencing homelessness, the Council may declare a housing emergency exists. A housing emergency is a health and safety emergency under Portland City Code Subsection 33.296.030.G and mass shelters are allowed as temporary activities for the duration of the emergency subject to the standards in Subsection 33.296.040.

G. The Council shall terminate a housing emergency by resolution when the emergency no longer exists or when the threat of an emergency has passed.

EXHIBIT B (New Code Section)**15.08.025 Authority during a Housing Emergency**

A. Upon the declaration of a Housing Emergency, the authority over all bureaus, departments, and other City offices shall remain as most recently delegated by the Mayor under Portland City Charter Section 2-302 unless the Mayor directs otherwise by written executive order.

B. Upon the declaration of a Housing Emergency, in addition to any other powers that may be exercised by a local government, the Council may:

1. Utilize City owned resources;
2. Designate persons to coordinate the work of public, private, or nonprofit relief agencies responding to the housing emergency;
3. Provide temporary or permanent housing by purchase, lease or otherwise;
4. Order such other measures as may be necessary to protect the life, safety and health of persons, property or the environment;
5. Direct the expeditious issuance of permits necessary to address issues that arise from the emergency;
6. Enter into contracts to the extent authorized by Charter Sections 8-104 and 8-105;
7. Waive Portland City Code regulations or administrative rules to the extent necessary to respond to the housing emergency; and
8. Activate emergency plans.