

# Chapter 26.03 Organization and Enforcement

1. Add Section 26.03.055 Severability Clause.

## **26.03.055 Severability Clause**

If any provision of this Title, or its application to any person or circumstance, is held invalid by any court, the remainder of this Title and its application to other persons and circumstances, other than that which has been held invalid, shall not be affected by such invalidity, and to that extent the provisions of this Title are declared to be severable.

2. Amend Section 26.03.060 Bureau of Development Services Administrative Appeal Board.

## **26.03.060 Bureau of Development Services Administrative Appeal Board.**

A. [No changes.]

B. [No changes.]

**C. Reconsideration of Final Decisions and Appeals to the Electrical Code Board of Appeal.** Any person aggrieved by a final decision of the Building Official made under Subsection B. above may either file a reconsideration of that decision within 180 days of the decision based on new or revised information or appeal the decision to the Electrical Code Board of Appeal in accordance with Section 26.03.070 within 90 days of the final decision being appealed. The appeal package may not be altered from the administrative hearing. There is no additional fee for the first reconsideration of an Administrative Appeal Board decision or for an appeal to the Electrical Code Board of Appeal. The Electrical Code in effect at the time of the final decision being reconsidered or appealed will be applied to the reconsideration or subsequent appeal to the Electrical Code Board of Appeal.

D. [No changes.]

3. Amend Section 26.03.070 Electrical Code Board of Appeal.

## **26.03.070 Electrical Code Board of Appeal.**

**A. Appointment of Electrical Code Board of Appeal.** In order to hear appeals of final decisions of the Building Official made under Section 26.03.060, there has been created an Electrical Code Board of Appeal, consisting of three members and ~~three~~one alternates appointed by the Mayor and approved by the City Council.

1. Each member and alternate member must be qualified by experience and training to make decisions pertaining to the Electrical Code. One member and one alternate member shall be Oregon licensed signing supervisor journeymen electricians whose experience and training provide expertise on matters contained in the Electrical Code and this Title. One member ~~and one alternate member~~ shall be Oregon registered electrical engineers with substantial experience in electrical design and construction subject to the requirements of the Electrical Code and this Title. One member ~~and one alternate member~~ shall be electrical contractors experienced in electrical design and construction subject to requirements of the Electrical Code and this Title.

2. Electrical Code Board of Appeal appointments shall be for a 3-year terms. Appeal Board members may serve no more than two ~~complete 3-year terms; however board members may serve a third term if their board hasn't convened in the board member's first two terms.~~ s, or unless the Director recommends approval of a longer term, and the Mayor and City Council approve the extended appointment. Vacancies occurring prior to the end of a term for whatever cause may be filled by qualified persons through appointment by the Mayor for the remainder of the term. If a board member does not convene in one of their first two terms, they are automatically rolled into a third term. Board members may opt out of the third term at their discretion.

3. Any member may be removed by the Mayor for incompetence, dereliction of duty, incapacity or other sufficient cause.

4. Members of the Electrical Code Board of Appeal shall comply with the State ethics laws applicable to public officials.

Exhibit F

**5.** Members of the Electrical Code Board of Appeals shall serve in a voluntary capacity and without pay.

**B.** [No changes.]

**C.** [No changes.]