

ORDINANCE NO. 158763

An Ordinance ratifying issuance of a revocable permit to Portland Speedway for a fireworks display at Portland Speedway on July 4, 1986, under certain conditions, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. That Portland Speedway has heretofore filed a request for a revocable permit to have a fireworks display at the Portland Speedway on July 4, 1986, at 9:45 P.M.
2. That under the provisions of ORS Chapter 480, the sales and use of fireworks in the State of Oregon are prohibited except under certain circumstances therein recited.
3. That the request has been approved by the Fire Marshal, as ex-officio Assistant State Fire Marshal by provisions of ORS 476.060, who, under authority of ORS, Chapter 480, and pursuant to Section 31.70.070(b) of the Code of the City of Portland, has authority to grant a permit in the name of the State Fire Marshal.
4. That the Council further finds that by the provisions of the State law permitting such displays, the same shall be under the supervision of the Chiefs of the Bureaus of Fire and Police.
5. Insurance provided was approved by the City Attorney prior to date of display.

NOW, THEREFORE, the Council directs:

- a. That the action of the Commissioner-in-charge of the issuing of the permit be ratified and that revocable permit hereby be granted to Portland Speedway to stage a fireworks display at Portland Speedway on July 4, 1986, at 9:45 P.M; that such display shall be under the control and supervision of the Chief of the Bureau of Police and the Fire Marshal, Bureau of Fire, and shall be staged in conformity with the regulations and limitations set forth in ORS, Chapter 480, and the rules and regulations promulgated under the authority of said chapter by the State Fire Marshal, under the following conditions:
 1. The permittee shall have first filed with the Auditor of the City of Portland, on a form approved by the City Attorney, an insurance policy or certificate of insurance in the sum of \$1,000,000 for bodily injury and property damage. Said insurance is to protect the City of Portland, its officers, agents and employees.

2. The display shall be limited to the fireworks specifically listed in the application to the State and City Fire Marshals for the date and place therein designated.
3. The display, handling, and transportation of fireworks shall be under the direct supervision of Kathy Jordan, P.O. Box 44001, Tacoma, WA, 98444.
4. The permittee shall effectively supervise the fireworks display to prevent unauthorized persons from entering within the firing range of any fireworks device or within 50 feet of any shed, truck or magazine in which the fireworks are stored. All combustible debris, defective and/or unfired fireworks shall be removed from the premises and the City of Portland within six (6) hours of the final display. The fireworks shall be returned to their original storage vaults.
5. The firing platform or location shall not be closer than 400 feet to any audience, combustible structure, occupied parking lot, or land bearing a combustible crop.
6. Fireworks displays conducted in areas that contain dry grass should be wet down before firing the display.
7. Fireworks stored on the premises of the display site shall be stored in an approved, secured, Class II magazine bearing lettering three (3) inches high, "EXPLOSIVES. KEEP FROM FIRE."
8. The Chief of Police, the Fire Chief, the Fire Marshal, or their designated representatives, may stop or cancel the authorized display in the event conditions develop which might tend to endanger lives or property.
9. Two (2) Class 2A fire extinguishers shall be provided in the firing area, and personnel shall be knowledgeable in their use and operation.
10. No fireworks displays shall be held during any windstorm in which the wind reaches a velocity of more than twenty (20) miles per hour.
11. Smoking shall not be permitted in the firing area.
12. The fireworks display shall commence at approximately 9:45 and conclude shortly thereafter.
13. Notification of event must be via two separate medias.

ORDINANCE No.

Section 2. Ratification of this permit shall not be in force and effect until and unless the permittee shall have first filed with the Auditor of the City of Portland, in form approved by the City Attorney, a document in writing accepting the terms and conditions of this ordinance.

Section 3. The Council declares that an emergency exists because prompt enactment is required in order that ratification of the granting of the permit may be made and the required documents heretofore filed with the Auditor may be attached and recorded without delay; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUL 10 1986**
Commissioner Schwab
MAPittmon/nes
July 9, 1986

Jewel Lansing
Auditor of the City of Portland
By *Dotis E. O'Leary*
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
BOGLE		
LINDBERG	/	
SCHWAB	/	
STRACHAN	/	
CLARK	/	

FOUR-FIFTHS CALENDAR	
BOGLE	
LINDBERG	
SCHWAB	
STRACHAN	
CLARK	

Calendar No. *S-1358*

ORDINANCE No. **158763**

Title

An Ordinance ratifying issuance of a re-vocable permit to Portland Speedway for a fireworks display at Portland Speedway on July 4, 1986, under certain conditions, and declaring an emergency.

Filed JUL 10 1986

JEWEL LANSING
Auditor of the CITY OF PORTLAND

By *Ema Cervera*
Deputy

INTRODUCED BY
COMMISSIONER SCHWAB
NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works

BUREAU APPROVAL
Bureau: FIRE BUREAU
Prepared By: M.A. PITTMON Date: 7-9-86
Budget Impact Review: <input type="checkbox"/> Completed <input type="checkbox"/> Not required
Bureau Head: <i>Kenneth L. Owens</i> CHIEF KENNETH L. OWENS

CALENDAR
Consent Regular

NOTED BY
City Attorney
City Auditor
City Engineer