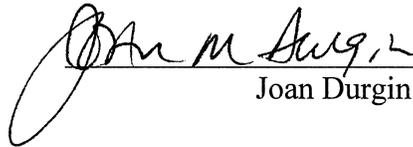


ORDINANCE NO. 2258

On January 10, 2000, the Camas City Council enacted Ordinance No. 2258, which revised the regulations for construction debris cleanup and disposal, provides for the issuance of a stop work order for violations, provides for the imposition of cleanup costs, and provides a civil infraction penalty for violations. The Finance Department will mail the full text of the ordinance to any person upon request.

  
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Joan Durgin

ORDINANCE NO. 2258

AN ORDINANCE amending Section 15.36 of the Camas Municipal Code, to allow for the issuance of a stop work order; provide for the imposition of cleanup costs; and providing a civil infraction penalty for violations.

THE COUNCIL OF THE CITY OF CAMAS DO ORDAIN AS FOLLOWS:

Section I

Section 15.36.010 of the Camas Municipal Code is amended to provide as follows:

15.36.010 - Purpose

The purpose of this chapter is to minimize the amount of mud that is tracked onto our public streets and highways, and to ensure the proper cleanup and disposal of construction debris.

- A. Construction activities, mining, manufacture or assembly of construction materials, the development of real estate results in the tracking of mud, and the spillage of construction debris onto the public streets and highways.
- B. Such tracking of mud and spillage of construction debris creates traffic hazards to users of the public roads and highways, poses a threat to the public safety, and can result in damage to public property.
- C. Tracking of mud, and the consequence of the mud washing off the road surfaces, leads to clogged storm drains, culverts and stream channels, inhibits the function of storm facilities, and causes detrimental water quality issues.
- D. The safety and welfare of the public will be served by enacting measures to regulate the disposal of construction debris, and to control mud tracking and spillage of construction debris on public streets and highways.

Section II

Section 15.36.020 of the Camas Municipal Code is amended to provide as follows:

15.36.020 - Definitions

- A. "Construction activity" means the clearing, grading, filling, excavation, or any other land-disturbing activity. The term construction activity shall further mean the building of any structure or other improvement on real property, the subdivision, short platting or other development of real property, and the mining, manufacture or assembly of construction materials.
- B. "Construction debris" means and includes mud, dirt, dust, stumps and vegetation, and shall also include all construction materials including but not limited to lumber, concrete, sheet rock, masonry, rock, roofing materials, containers and packaging for construction materials, and other material used in or arising out of a construction activity.
- C. "Construction debris bond" shall mean a bond, cash deposit, or other form of financial security provided by a developer or a person undertaking a construction activity. A construction debris bond may be required as part of a construction debris plan.

- D. "Construction debris plan" shall mean an approved plan for the disposal of construction debris and for the cleanup of construction debris from public streets, highways, storm drains, culverts and other public places.
- E. "Control measures" means those construction practices designed for the orderly disposal of construction debris, and for the cleanup of construction debris from the public streets, highways, storm drains, culverts, and other public places.
- F. "Stop Work Order" means an oral or written directive from the director of public works, or his authorized designee, to cease all construction activity. Upon the issuance of a stop work order, all work by the person, firm, or corporation in violation of this chapter or in violation of an approved construction debris plan must cease, with the exception of authorized control measures pursuant to this chapter.

### Section III

Section 15.36.030 of the Camas Municipal Code is amended to provide as follows:

#### 15.36.030 - Construction Debris Plan and Cleanup Requirements

All persons intending to undertake or undertaking any construction activity shall submit a construction debris plan to the City. Such plan shall set forth the proposed control measure for the disposal of construction debris, and for the cleanup up construction debris from public streets, highways, storm drains, culverts and other public places. The construction debris plan must be reviewed and approved by the City prior to the commencement of any construction activity.

### Section IV

Section 15.36.040 of the Camas Municipal Code is amended to provide as follows:

#### 15.36.040 - Enforcement

The director of public works, or his authorized designee, is directed and authorized to implement and enforce all provisions of this chapter. In enforcing this chapter, the public works director or his authorized designee shall have the following duties and powers:

- A. To require the submission of construction debris plans, and to review and approve such plans;
- B. To require the submission of a construction debris bond as part of a construction debris plan when in the judgment of the public works director or his designee such bond is necessary to insure compliance with the provisions of this chapter;
- C. To inspect all construction activities to assure compliance with the provisions of this chapter;
- D. To issue a stop work order of any construction activity being conducted in violation of this chapter or in violation of an approved construction debris plan. A stop work order will be in effect until such time as the director of public works, or his authorized designee, establish that all of the necessary control measures are in place and are properly functioning.
- E. To require any person violating the provisions of this chapter or an approved construction debris plan to undertake all cleanup, corrective and other remedial measures necessary to remedy such violation.

Section V

Section 15.36.050 of the Camas Municipal Code is amended to provide as follows:

15.36.050 - Failure to Clean Up - City to Perform Work When - Costs

In the event that any developer or person undertaking a construction activity fails to comply with the provisions of this chapter, then the City may clean up and dispose of construction debris, clean up spillage of construction debris, or clean up after any mudtracking. The cost to the City for undertaking these measures shall be a charge against the person failing to properly dispose of or clean up construction debris, or cleanup mudtracking. Such charge may be reimbursed to the City from the construction debris bond deposited by the person undertaking such construction activity, or may be collected in a civil action maintained in the courts of the state.

Section VI

Section 15.36.060 of the Camas Municipal Code is amended to provide as follows:

15.36.060 - Violation - Penalty

Any person, firm, or corporation which violates any provision of this chapter or which undertakes any construction activity in violation of an approved construction debris plan shall be guilty of a civil infraction punishable by a stop work order, a fine of not more than five hundred dollars (\$500.00) per day, or by both such stop work order and fine. Each separate day or any portion thereof during which any violation occurs or continues shall constitute a separate offense, and upon conviction thereof shall be punishable as provided herein.

Section VII

This ordinance shall take force and be in effect five (5) days from and after its publication according to law.

PASSED by the Council and APPROVED by the Mayor this 10<sup>th</sup> day of

January, ~~1999~~, 2000

SIGNED: [Signature]  
Mayor

ATTEST: [Signature]  
Clerk

APPROVED as to form:  
[Signature]  
City Attorney