

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR LINN COUNTY

IN THE MATTER OF AN EMERGENCY
DECLARATION FOR BEACHIE CREEK
FIRE

RESOLUTION &
ORDER NO. 2020-282
(Declaring State of Emergency)

WHEREAS, ORS 401.305 through 401.335 provides authority for Linn County to act as an emergency management agency, including authority to establish policies and procedures for defining and directing responsibilities during time of emergency, and to declare the existence of a state of emergency in Linn County;

WHEREAS, Linn County has enacted Linn County Code Chapter 235, pursuant to authority granted by ORS Chapter 203 and Chapter 401, that provides for executive responsibilities in times of emergency and specifically delegates authority to declare a state of emergency to the Linn County Board of Commissioners (Board). If circumstances prohibit the timely action of the Board, a state of emergency may be declared and duties performed by the following in the following order, the Chair of the Board, Vice-chair of the Board, third member of the Board, County Administrative Officer, and Emergency Program Manager, provided that the approval of a majority of the Board is sought and obtained at the first available opportunity;

WHEREAS, The following conditions have resulted in the need for a declaration of a state of emergency: Beachie Creek Fire, and other fires in areas of Linn County;

WHEREAS, The following damage to life and property can be expected from the above conditions: Property damage from fires, potential for loss of life due to the fires, road closures, and possible damage to transportation infrastructure; and



1 WHEREAS, the entire County is in a state of emergency; now, therefore, be it
2 RESOLVED and ORDERED, That the Chair of the Board, Roger Nyquist, formally declares
3 a state of emergency for Linn County, effective on this 8th day of September, 2020 at 9:30 a.m.
4 for the area described above;

5 ORDERED, That upon this declaration of a state of emergency the undersigned official is
6 empowered to assume control of and have authority over all departments and offices of the County in
7 accordance with the provisions of LCC Chapter 235, and further that the County Office of
8 Emergency Management is empowered to carry out the appropriate function and duties identified in
9 LCC Chapter 235 during times of emergency and shall implement the Linn County Emergency
10 Operations Plan;

11 ORDERED, That the Emergency Management Director shall take all necessary steps
12 authorized by law to coordinate response and recovery from this emergency, including, but not
13 limited to, requesting assistance from the State of Oregon;

14 ORDERED, That this declaration of a state of emergency shall be taken before the Linn
15 County Board of Commissioners at its next available meeting for ratification; and

16 ORDERED, That the Chair of the Board shall terminate this state of emergency when the
17 emergency no longer exists or the threat of an emergency has passed.

18
19 Dated this 8th day of September, 2020

20
21 FOR THE LINN COUNTY BOARD
22 OF COMMISSIONERS
23 
24 _____
25 Roger Nyquist, Chairman

24 //
25 //
26 //
27 //



1 Ratified this 8th day of September, 2020.

2 LINN COUNTY BOARD OF COMMISSIONERS

	AYE	NO
3 4 5 <u>[Signature]</u> 6 Roger Nyquist, Chairman	<u>X</u>	_____
7 8 <u>[Signature]</u> 9 John K. Lindsey, Commissioner	<u>X</u>	_____
10 11 <u>[Signature]</u> 12 William C. Tucker, Commissioner	<u>X</u>	_____

10 APPROVED AS TO CONTENT:

11 [Signature]
12 Darrin L. Lane
13 County Administrative Officer

10 APPROVED AS TO FORM:

11 [Signature]
12 Eugene J. Karandy II
13 County Attorney

