

ORDINANCE NO. 211

AN ORDINANCE pertaining to a declaration of an emergency for the Town of Yacolt and the Town's water supply.

WHEREAS, the Town Council of Yacolt, Washington, is in special emergency session this 22nd day of July, 1980; and

WHEREAS, RCW 42.30.080 provides that notices of special meetings may be dispensed with in the event a special meeting is called to deal with an emergency involving potential injury or damage to the Town's water supply system; and

WHEREAS, RCW 35.33.081 provides that the Town Council may, without notice or hearing, authorize emergency expenditures upon the happening of any emergency caused by violence of nature, or other unanticipated occurrences requiring the immediate preservation of order or public health, safety or general welfare; and

WHEREAS, the eruption in May, 1980, of Mount St. Helens has caused an emergency situation to the residents of Yacolt, Washington; and

WHEREAS, all members of the Town Council have had notice of the time, place and purpose of the meeting of said Council;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF YACOLT, WASHINGTON, AS FOLLOWS:

1. Purpose. This emergency ordinance is enacted for the purpose of declaring an emergency within the town limits of Yacolt, Washington. Ordinance No. 181 provides in Article 21.2 that the water regulations may be suspended in cases of emergency involving loss of life or property or which would place the water system operation in jeopardy.

2. Use of Water for Personal Use. In order to preserve the existing water supply within the Town of Yacolt, Washington, the Town Council does hereby declare that all residents within the corporate limits of the Town of Yacolt may only utilize water for their own personal use. In addition, the residents of the Town of Yacolt are directed and instructed to boil water prior to its use for personal consumption.

3. Discontinuance of Water in Event of Emergency. As a necessity may arise in cases of an emergency or for any other unavoidable cause, the Town may temporarily cut off the water supply in order to make necessary repairs, connections, or the like. However, the Town will use all reasonable and practicable measures to notify residents of such discontinuance of service. In such case, the Town shall not be liable for any damage or inconvenience suffered by residents, or for any claim against the Town at any time for interruption in service, a lessening of the supply, inadequate pressure, a poor quality of water, or for causes reasonably beyond the Town's control.

4. Water Shortage. The Town hereby declares that there is a serious and severe water shortage in the Town of Yacolt. Therefore, no street or lawn sprinkling shall be done at any times during the water shortage until otherwise declared and/or resolved by the Town Council.

5. Declaration of Emergency. Since it is immediately necessary for preservation of the peace, health, safety and welfare of the Town of Yacolt, Washington, and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect, an emergency is hereby declared to exist, and this Ordinance shall take effect and be in full force from and after its passage, as provided by law, and is hereby exempted from provisions for notices.

ADOPTED this 22nd day of July, 1980.

Emily Riley Jones
Mayor

TOWN COUNCIL

Kathryn D. Tester

Jeanette G. Tester

D. J. Johnson

Howard Cahoon

ATTEST:

Ivey Cahoon
Town Clerk