

BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

IN THE MATTER OF AMENDING CHAPTERS 100,	)	
KLAMATH COUNTY CODE; 102, FEES GENERALLY;	)	ORDINANCE NOS. 59.01
400, SOLID WASTE MANAGEMENT; 401, NUISANCE	)	<u>62.03</u> ; 42.02
CONTROL; 405, AMBULANCE REGULATION; 406,	)	38.05; 27.04
CLEAN AIR ORDINANCE; 407, KLAMATH COUNTY	)	67.02; 15.11
PARKS REGULATIONS; 408, ENTERTAINMENT;	)	57.05B; 36.03
ASSEMBLIES; 601, SOCIAL GAMES; 602,	)	39.08
<u>SECONDHAND DEALERS</u> ; 603, TRANSIENT ROOM TAX;	)	63.04
604, CABLE SYSTEMS; 703, MANUFACTURED	)	46.05
DWELLING PLACEMENT; 800, UNIFORM CIVIL	)	16.03
VIOLATION PROCEDURE; AND ADOPTS CHAPTER 409,	)	53.01
ON-SITE DIVISION OF COMMUNITY DEVELOPMENT,	)	21.05
OF THE KLAMATH COUNTY CODE	)	
	)	

WHEREAS, a periodic review of the Klamath County Code indicates that some housekeeping amendments are necessary to make the Klamath County Code consistent with the Oregon Revised Statutes, the Oregon Administrative Rules and operating changes that have occurred within the County; and

WHEREAS, it is in the best interest of Klamath County to amend the Code to make it consistent with the Oregon Revised Statutes, the Oregon Administrative Rules and current County operations;

NOW, THEREFORE, the Board of County Commissioners ordains that the Klamath County Code will be amended to read as follows <sup>1</sup>:

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<sup>1</sup> Portions deleted from the old Code are placed in brackets and lined out and portions to be added are boldface and underlined.

409.500 Validity.

If any section, subsection, sentence, clause, phrase or word of this Chapter shall, for any reason, be held invalid or unconstitutional by a court of competent jurisdiction, it shall not affect the validity of the remainder of this Chapter, but shall be confined to the section, subsection, sentence, clause, phrase or word to which is applies, it being the intent of the Board of County Commissioners that this Chapter should stand with such deletions.

409.600 Enactment.

This Chapter being necessary for the immediate preservation and protection of the public health, safety and general welfare, an emergency is hereby declared to exist and this Chapter shall be, and is hereby declared to be in full force and effect from the date of its passage.

ORDINANCE NO. 21.05

CHAPTER 601  
SOCIAL GAMES

. . . . .

**601.400 Penalties.**

(1) Whoever violates or fails to comply with any provision of this Chapter shall be fined not more than [~~six~~] **seven** hundred **fifty** dollars (\$~~600.00~~ **720.00**) for the first offense.

(2) For a second or subsequent offenses within a year of a previous offense a person shall be fined not more than one thousand dollars (\$1,000.00).

(3) The Board of County Commissioners shall have the discretion to recommend disapproval of any Oregon Liquor Control Commission license renewal if the licensee under this Chapter is guilty of two (2) violations of this Chapter in any calendar year.

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ORDINANCE NO. 62.03

CHAPTER 602  
SECONDHAND DEALERS

. . . . .

**602.400 Enforcement.** The Sheriff and his or her representatives are hereby authorized and directed to enforce this Chapter. Any peace officer as defined in Section 602.003 (~~[2]~~ 3) is hereby authorized to enforce this Chapter.

**602.500 Penalty.**

(1) Whoever violates or fails to comply with any of the provisions of this Chapter shall be fined not more than ~~[six]~~ seven hundred twenty dollars (~~[\$600]~~ 720) ~~[for a first offense].~~

(2) ~~[For a second offense, a]~~ A person shall be fined not more than \$720 a day for a continuing offense ~~[one thousand dollars (\$1,000)].~~

~~[(3) For a subsequent offense, a person shall be fined not more than one thousand dollars (\$1,000).]~~

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**ORDINANCE NO. 38.05**

**CHAPTER 603  
TRANSIENT ROOM TAX**

. . . . .

**603.800 Violations.** It is unlawful for any operator or other person so required to fail or refuse to register as required herein, or to furnish any return required to be made, or fail or refuse to furnish a supplemental return or other data required by the Tax Administrator or to render a false or fraudulent return. No person required to make, render, sign, or verify any report shall make any false or fraudulent report with intent to defeat or evade the determination of any amount due required by this Chapter. Any person willfully violating any of the provisions of this Chapter shall be subject to a fine of not more than three hundred sixty dollars (~~[\$300.00]~~ 360.00).

**ORDINANCE NO. 67.02**

**CHAPTER 604  
CABLE COMMUNICATION SYSTEMS**

. . . . .

**604.500 Violation, Penalties and Remedies.** Any person, firm or organization violating any of the provisions of this Chapter shall, upon conviction thereof, be punished by a fine not to

**800.900 Schedule of Penalties.**

(1) Violations are classified for the purpose of determining penalties in the following categories:

- (a) Class A violations.
- (b) Class B violations.

(2) An assessment of a penalty for a violation shall be an assessment to pay an amount not exceeding:

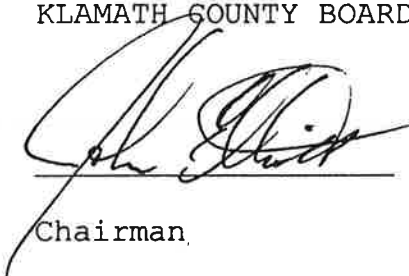
- (a) \$~~([600.00]~~ **720.00**) for Class A violations;
- (b) \$~~[300.00]~~ **360.00**) for Class B violations;

(3) For a continuing offense where only one citation is used, a fine of not more than \$1,000.00 may be assessed.


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DONE and DATED this 5<sup>th</sup> day of October, 2004.

KLAMATH COUNTY BOARD OF COMMISSIONERS

  
Chairman  
Commissioner  
Commissioner

APPROVED FOR LEGAL SUFFICIENCY:

  
Reginald R. Davis  
Klamath County

ATTEST:

  
Recording Secretary