

**BEFORE THE CITY COUNCIL
FOR THE CITY OF MOSIER, OREGON**

Resolution No. 2025-07

**Resolution Declaring a State of Emergency
Due to Increased Risk of Fire
June 18, 2025**

WHEREAS, under ORS 401.025 an emergency exists when a human created or natural event or circumstance causes or threatens widespread loss of life, injury to person or property, human suffering, or financial loss, including fire, drought, and severe weather conditions;

WHEREAS, pursuant to ORS 401.309, the governing body of a city may declare an emergency and establish procedures to prepare for and carry out any activity to prevent, minimize, respond to, or recover from the emergency;

WHEREAS, the area in and around the City of Mosier has in recent years experienced unseasonably high temperatures, excessive heat warnings, and increased risk of wildfire;

WHEREAS, according to a 2020 report of the National Fire Protection Association, an estimated 19,500 fires were started by fireworks in 2018;

WHEREAS, the Mosier City Council acknowledges that the July 4th Independence Day weekend is generally a time of year when there is an increased use of fireworks in and around the City and creating a high risk of fire;

WHEREAS, the Mosier City Council finds that declaring a state of emergency will allow for greater cooperation with other jurisdictions in a collaborative effort to reduce and mitigate the risk of wildfire and react to fires that might begin;

NOW, THEREFORE, BE IT RESOLVED BY THE MOSIER CITY COUNCIL:

Section 1. Declaration of State of Emergency. Pursuant to ORS 401.309, the Mosier City Council hereby declares the City of Mosier to be in a State of Emergency due to an increased risk of fire.

Section 2. Order Prohibiting the Use and Display of Fireworks within the City of Mosier. Use and display of fireworks as defined by ORS 480.111(7) within the City of Mosier during this State of Emergency is strictly prohibited. Use includes the lighting, exploding, or igniting of fireworks in any way.

Section 3. Exemptions. Firework displays approved by the Oregon State Fire Marshall are exempt from this prohibition.

Section 4. Enforcement. Violations of the Order of Section 2 shall be deemed a nuisance and are subject to enforcement and prosecution under the Mosier Municipal Code, in

addition to all other civil and criminal enforcement and prosecution available under state and federal laws and regulations.

Section 5. Authorization for City Manager to Respond to and Mitigate Risks. The Mosier City Manager is authorized to take reasonable actions to mitigate the risks associated with this State of Emergency, including, but not limited to: coordinating services and response with public bodies; sending and receiving resources (with or without intergovernmental agreements in place) to response to the State of Emergency; requesting assistance from other jurisdictions, the Governor, and the State of Oregon to the extent that assistance may be available; entering into intergovernmental agreements to mitigate damage or risk of damage to persons or property; entering into contracts for enforcement and prosecution of violations of the Order in Section 2 of this Resolution; and implementing other reasonable protective measures. The City Manager is specifically authorized to enforce the Order contained herein and to prosecute violations of the same.

Section 6: Effective Date. This Resolution is effective immediately upon adoption and remains in effect until 11:59pm on December 31, 2025.

INTRODUCED AND ADOPTED on this 18th day of June 2025, effective as of the date of adoption.

CITY OF MOSIER

BY: _____ TITLE: _____

Attest: BY: _____ TITLE: _____