

1 **RESOLUTION NO. 2024-08**

2 **A RESOLUTION OF THE CITY OF LINCOLN CITY, APPROVING NORTH**
3 **LINCOLN FIRE DISTRICT ANNEXATION OF LAND INSIDE CITY**

4 **WHEREAS**, Pursuant to LCMC 15.40.030, the city of Lincoln City delegates to North Lincoln
5 Fire and Rescue District (NLFD) the enforcement of the 2022 Oregon Fire Code as adopted and
6 amended by the Oregon Office of the State Fire Marshal in OAR 837, Division 40 and that such
7 delegation shall include, but shall not be limited to, fire prevention, fire suppression, fire safety,
8 fire storage, fire escapes, and fire investigation; and

9 **WHEREAS**, certain properties in Roads End are within the territorial boundaries of the City of
10 Lincoln City but are not within the boundaries served by the NLFD; and

11 **WHEREAS**, the NLFD passed the NLFD #1 Resolution 2024-03 to establish fire district
12 coverage for the properties not presently within the fire district; and

13 **WHEREAS**, Under SB1068 (2023), the annexation is subject to ORS 478.010 which states that
14 a district may not annex territory within a city unless otherwise authorized by law; and

15 **WHEREAS**, the law that authorizes the annexation is ORS 198.720 and 198.835.

16 **NOW THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY**
17 **OF LINCOLN CITY, AS FOLLOWS:**

18 **Section 1:**

19 North Lincoln Fire and Rescue District #1 Resolution 2024-03 is incorporated by reference
20 hereto.

21 **Section 2:**

22 The City of Lincoln City approves the NLFD annexation of property as follows:

23 **Section 3: Effective Date:** This resolution is effective as of the date of its adoption.

24 PASSED AND ADOPTED by the City Council of the City of Lincoln City this 22nd day of
25 April, 2024.

26 *Susan Kay Wahlke*

27 _____
28 SUSAN WAHLKE, MAYOR

29 ATTEST:

30 *Jamie Young*

31 _____
32 JAMIE YOUNG, CITY RECORDER

33 APPROVED AS TO FORM:

34 *David James Robinson*

35 _____
36 David Robinson, CITY ATTORNEY

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