

**ADMINISTRATIVE ORDER NO. 53-13-12**

**of the**

**City Manager of the City of Eugene**

**PROPOSED ADOPTION OF TEMPORARY CONESTOGA HUT RULE  
AS A PERMANENT RULE AND REPEAL OF ADMINISTRATIVE  
ORDER NO. 53-13-09.**

**The City Manager of the City of Eugene finds that:**

**A.** Section 2.019 of the Eugene Code, 1971 (EC) authorizes the City Manager to adopt rules for administration of provisions of the Eugene Code.

**B.** On May 30, 2013, Administrative Order No. 53-13-09 was issued establishing temporary minimum standards for Conestoga huts for the purpose of implementing Ordinance No. 20503, which temporarily allowed overnight sleeping in a Conestoga hut where overnight sleeping would be allowed in a vehicle pursuant to EC 4.816(1).

**C.** On September 25, 2013, the City Council passed Ordinance No. 20517 adopting a permanent amendment to EC 4.816(1) to permit the use of Conestoga huts in overnight camping areas. Due to the adoption of Ordinance No. 20517, and the upcoming expiration of Administrative Order No. 53-13-09 on November 26, 2013, it is necessary to adopt the Conestoga hut standards as a permanent Rule.

**D.** The principal document relied upon in preparing the Rule is the Oregon Structural Specialty Code, 2010 (current State building code), which is available for review at the Planning & Development Department, 99 West 10<sup>th</sup> Avenue, Eugene, Oregon, 97401, and online at the following Oregon Building Codes Division website:  
[http://www.oregonbcd.org/programs/online\\_codes.html](http://www.oregonbcd.org/programs/online_codes.html)

**E.** Pursuant to the authority of EC 2.019, I proposed to adopt the following Conestoga Hut Rule:

**Conestoga Hut Standards**

For purposes of Section 4.816(1) of the Eugene Code, 1971, Conestoga huts shall meet the following minimum standards:

**Floor Area:** No larger than 6-feet by 10-feet of covered area.

**Walls:** Two framed end walls. One wall shall include a door; the other wall shall include a window.

**Roof Frame:** Metal wire frame, equivalent to 4 gauge welded cattle fence panel that is curved to connect to the end walls and long sides at the floor frame.

**Height:** Overall height shall not exceed 10 feet.

**Frame Cover:** Frame covered with a pliable membrane that is attached to the base of the structure, to provide a weather barrier.

**Materials:** Foam plastic insulation must not be used. Other insulation materials, including facings that are exposed to the interior, shall have a flame spread index not exceeding 25 and a smoke developed rating not exceeding 450, when tested to ASTM E 84.

**Smoke and CO Alarms:** Each hut must have a functioning battery operated smoke alarm and CO alarm or a single alarm for both smoke and CO.

**Appearance:** See Exhibit A to this Order for example.

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Public notice of this proposed Rule shall be given by making copies of the Notice attached as Exhibit B to this Order available to any person who has requested such notice, to any business which possesses a license issued pursuant to this Rule, and by publication of the Notice in the Register Guard Newspaper for at least five consecutive days, providing interested persons an opportunity of not less than 15 days to submit data or comments on the proposed amendments. After expiration of the comment period, I will adopt the amendments to the Rule as proposed or as modified in response to the comments received, provided that any modifications comply with the provisions of the Eugene Code, 1971, and will repeal Administrative Order No. 53-13-09.

Dated this 28 day of OCTOBER, 2013.


  
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Jon R. Ruiz  
City Manager

Exhibit A



**NOTICE OF INTENDED ADOPTION OF TEMPORARY CONESTOGA HUT  
RULE AS A PERMANENT RULE.**

**NOTICE IS HEREBY GIVEN** that pursuant to the authority contained in Sections 2.019 of the Eugene Code, 1971, the City Manager of the City of Eugene, intends to adopt the temporary Conestoga hut standards as a permanent Rule. Administrative Order No. 53-13-09 established temporary minimum standards for Conestoga huts. Due to the enactment of Ordinance No. 20517 (which adopted a permanent amendment to EC 4.816(1) to permit the use of Conestoga huts in overnight camping areas) and the upcoming expiration of Administrative Order No. 53-13-09 on November 26, 2013, it is necessary to adopt the Conestoga hut standards as a permanent Rule.

The Rule may be reviewed at the Building & Permit Services Division of the Planning & Development Department, 99 West 10<sup>th</sup> Avenue, Eugene, Oregon, 97401, during normal business hours (9-5, Monday-Friday, exclusive of holidays), or at the City of Eugene's website at <http://www.eugene-or.gov/> on the City Recorder's Office page under "Administrative Order."

The principal document relied upon in preparing the Rule is the Oregon Structural Specialty Code, 2010 (current State building code), which is available for review at the Planning & Development Department, 99 West 10<sup>th</sup> Avenue, Eugene, Oregon, 97401, and online at the following Oregon Building Codes Division website:  
[http://www.oregonbcd.org/programs/online\\_codes.html](http://www.oregonbcd.org/programs/online_codes.html)

Comments or objections to the proposed amendments must be submitted in writing to Mark Whitmill, City of Eugene Building & Permit Services Division, 99 W. 10<sup>th</sup>, Eugene, Oregon, 97401, or via e-mail to [mark.d.whitmill@ci.eugene.or.us](mailto:mark.d.whitmill@ci.eugene.or.us) within 15 days of the date of the first publication of the Notice as indicated below. After expiration of the comment period, the City Manager will adopt the Conestoga hut standards as proposed or as modified in response to the comments received, provided that any modifications comply with the provisions of the Eugene Code, 1971.

**Jon R. Ruiz, City Manager**

**Dates of Publication:** November 2, 2013  
November 3, 2013  
November 4, 2013  
November 5, 2013  
November 6, 2013