

**ORDINANCE NO. XXXX**

AN ORDINANCE AMENDING THE SECTION 157.210 OF THE HERMISTON CODE OF ORDINANCES TO MATCH OREGON ADMINISTRATIVE RULES FOR PROVISION OF OPEN SPACE AT NURSERY SCHOOLS

THE CITY OF HERMISTON ORDAINS AS FOLLOWS:

(New language is in **bold** and language to be deleted in [*brackets and italics*].)

**SECTION 1.** The open space requirement in 157.210 of the Hermiston Code of Ordinances shall be amended to match Oregon administrative rules as follows:

(D) *Schools.*

(1) Nursery schools shall provide [*and maintain at least 100 square feet of outdoor play area per child*] **open space in compliance with the requirements of OAR 414-300-0150**. A sight-obscuring fence at least four feet but not more than six feet high shall separate the play area from abutting lots.

**SECTION 2.** The findings of fact as adopted by the city council on September 24, 2018 are incorporated herein by reference.

**SECTION 3.** The effective date of this ordinance shall be thirty days after enactment.

PASSED by the Common Council this 24<sup>th</sup> day of September, 2018.

SIGNED by the Mayor this 24<sup>th</sup> day of September, 2018.

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MAYOR

ATTEST:

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CITY RECORDER