



OFFICE OF MAYOR
TED WHEELER

City of Portland

IN THE MATTER OF THE)
LOCAL EMERGENCY) Emergency Declaration Due to
WITHIN THE CITY OF PORTLAND) Extreme Threat of Fire -
DECLARED ON JUNE 30, 2021) Ban on Sale and Use of Fireworks

WHEREAS, the State of Oregon is experiencing drought, extreme wildfire conditions, and recent record-high temperatures, creating an imminent risk of fires starting within the region and throughout the City; and

WHEREAS, on June 23, 2021, the Multnomah Fire Defense Board issued a burn ban throughout all areas of Multnomah County, west of the Sandy River, due to forecasted high temperatures, limited rainfall, and ongoing dry conditions; and

WHEREAS, on June 29, 2021, the Governor of Oregon, Kate Brown, issued Executive Order No. 21-17, declaring a statewide State of Emergency Due to Imminent Threat of Wildfire; and

WHEREAS, fireworks pose the primary preventable cause of fires during the Fourth of July holiday; and

WHEREAS, several local jurisdictions in Oregon and Washington have banned the use of fireworks, including a ban on the sale and use of fireworks in unincorporated Clark County, Washington, and Vancouver, Washington.

WHEREAS, the City of Portland must take the necessary measures to reduce the risk of immediate and extreme threats posed by the sale and use of fireworks under these conditions.

THEREFORE, pursuant to my authority under the Portland City Charter, City Code, and any other applicable law, I hereby Order as follows:

- 1. State of Emergency.** A State of Emergency exists throughout the entire City of Portland under Portland City Code Section 15.04 due to the extreme threat of fire.

- 2. Sale and Use of Fireworks Prohibited.** Effective immediately and for the duration of this State of Emergency, the sale and use of consumer fireworks as defined by ORS 480.111(2) and display fireworks as defined by ORS 480.111(4) are prohibited throughout the entire City of Portland. For purposes of this section, “use” includes lighting, exploding, or igniting in any way. Violations shall be enforced pursuant to the provisions of PCC 15.08.040. Use of fireworks that are illegal under state law continue to be prohibited at all times.

- 3. Other Provisions.**
 - a. In addition to any other power that may lawfully be exercised by local government, the powers listed in PCC 15.08.020.B are vested in the Mayor.
 - b. For the duration of this emergency, unless otherwise specified by the Mayor, the current bureau assignments to the members of the City Council shall remain in effect as delegated authority under PCC 15.08.020.A.
 - c. This State of Emergency shall remain in effect through Noon on Wednesday, July 14, 2021, unless otherwise extended, modified, or terminated.
 - d. If any provision of this Declaration of Emergency, or any Emergency Orders, directives, commands, or other orders issued under the authority of the Declaration, or their application to any person or circumstance is held to be invalid, then the remainder of the duly exercised authority, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and

effect. To this end, the provisions of the Declaration of Emergency, or any Emergency Orders, directives, commands, or other orders issued under the authority of the Declaration, are severable.

IT IS SO ORDERED:

Dated this 30th day of June, 2021

City of Portland, Oregon

By: 

Ted Wheeler, Mayor

APPROVED AS TO FORM:

Robert Taylor, City Attorney
For Portland, Oregon