

1 E. Disabled Access Facilities. Disabled access facilities may be constructed in required setback
2 areas as additions to existing buildings if they do not conflict with the clear vision requirements
3 of LCMC 17.52.060. For purposes of this section disabled access facilities include ramps,
4 **elevators, wheelchair lifts, stairway chair lifts,** sidewalks, curbing and entrances
5 constructed for the purpose of making a building accessible to a disabled person. Disabled
6 access facilities must be constructed in accordance with any applicable requirements of the
7 building code in effect at the time of their construction. Disabled access facilities constructed as
8 additions to a nonconforming structure shall not be considered an alteration or extension of
9 the nonconforming structure.

10
11 **SECTION 2.** Chapter 17.52 (Supplementary Regulations and Exceptions) is hereby amended by
12 adding Section 17.52.161 (Maximum Lot Coverage – Exceptions) to read as follows:

13
14 **17.52.161 Maximum Lot Coverage – Exceptions**

15
16 **A. Disabled Access Facilities. Disabled access facilities may be constructed as additions to**
17 **existing buildings without regard to maximum lot coverage restrictions if they do not**
18 **conflict with the clear vision requirements of LCMC 17.52.060. For purposes of this**
19 **section disabled access facilities include ramps, elevators, wheelchair lifts, stairway chair**
20 **lifts, sidewalks, curbing and entrances constructed for the purpose of making a building**
21 **accessible to a disabled person. Disabled access facilities must be constructed in**
22 **accordance with any applicable requirements of the building code in effect at the time of**
23 **their construction. Disabled access facilities constructed as additions to a**
24 **nonconforming structure shall not be considered an alteration or extension of the**
25 **nonconforming structure.**

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27
28 **SECTION 3. Findings Adopted.** The findings contained in the Whereas Clauses of this
29 ordinance, together with the Findings set forth in Exhibit A, as well as the competent substantial
30 evidence in the whole record of this legislative proceeding are incorporated into this section by
31 reference as if fully set forth herein, and are adopted in support of this legislative action.

32
33 **SECTION 4. Severability.** The sections, subsections, paragraphs and clauses of this ordinance
34 are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the
35 validity of the remaining sections, subsections, paragraphs and clauses.

36
37 **SECTION 5. Ordinance Effective Date.** Pursuant to Chapter IX, Section 9.3, this ordinance
38 takes effect 30 days after the date of its adoption.

39
40 **SECTION 6. Codification.** Provisions of this Ordinance shall be incorporated in the City of
41 Lincoln City Municipal Code and the word "ordinance" may be changed to "code", "article",
42 "section", "chapter" or another word, and the sections of this Ordinance may be renumbered, or
43 re-lettered, provided that any Whereas clauses and boilerplate provisions need not be codified
44 and the City Recorder is authorized to correct any cross-references and any typographical errors.

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2 The foregoing ordinance was distinctly read by title only in accordance with Chapter IX, Section
3 9.2 of the City of Lincoln City Charter on the 8th of April 2024 (First Reading and Second
4 Reading).

5
6 PASSED AND ADOPTED by the City Council of the City of Lincoln City this _____ day of
7 _____, 2024.

8
9 _____
10 SUSAN WAHLKE, MAYOR

11 ATTEST:
12
13 _____
14 JAMIE YOUNG, CITY RECORDER

15
16 APPROVED AS TO FORM:
17
18 _____

19
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