



Lucky Halcom of Black Rock BBQ takes can order during the lunch rush this summer. Since then Dallas rules forced Black Rock to move every three months.

JOLENE GUZMAN/Itemizer-Observer file

Food cart rules may shift

By Jolene Guzman
The Itemizer-Observer

DALLAS — The city of Dallas is considering a change to its code that would make it easier to find your favorite food cart vendor.

A proposed ordinance would allow food cart vendors to apply for a renewable six-month permit to do business at the same location.

That doubles the length of time under current "itinerant merchant" provisions in the city's code.

Itinerant merchants are defined as selling from carts, trailers or other vehicles.

City Manager Ron Foggin said popular barbecue vendor Black Rock BBQ approached the city about changing the code because it was forced to move to a new location every three months under the current

rules. Those rules specify that an itinerant merchant can remain in the same location for no more than three months out of a year.

"This is not an ideal business model," wrote Jason Locke, the city's community development director in a memo to the city's administration committee. "Many jurisdictions have recognized that food carts are a business that can create vibrancy in an area and can create activity in vacant or underutilized locations."

Revisions would allow food carts to operate in the same location for six months and the owner to apply to remain at the location for successive six-month periods. The permit fee would be \$100.

The council reviewed the proposed ordinance at its Oct. 5 meeting and moved it forward for a "second reading" and vote at its

Monday meeting.

Also on the agenda for a vote on Monday is an ordinance that would ban the use of "inhalant delivery systems," aka e-cigarettes, or "vaping" systems from all public places where traditional cigarettes are banned from use.

That means vaping wouldn't be allowed in work places, public gathering places or within 10 feet of entrances of such locations; within 25 feet of school facilities, public and school bus shelters or stops; and in all city parks, including the Rickreall Creek Trail, except for in the designated area in Dallas City Park.

In other business, the council:

- Approved a transfer of money from the street, water, and sewer funds to the capital improvement fund for a total of \$81,000 to purchase a new backhoe.

It will replace aging equipment in frequent need of repair, Foggin said.

The fund transfer also included \$20,000 from contingency to the Community Development Department to pay for a consultant and \$9,000 from the sewer fund to capital outlay to pay for a farm loader.

FC talks 'ban' on pot shops

By Jolene Guzman
The Itemizer-Observer

FALLS CITY — The city of Falls City will consider changing its code to allow marijuana dispensaries to open, but there's a catch.

If the Falls City City Council approves restrictions it appears to support, there would be no place for one to open.

Currently the city code requires business to comply with federal law, which does not recognize marijuana as legal. But Mayor Terry Ungricht suggested changing the code to technically allow a dispensary to open in the city, but using its discretion in restricting location to make it virtually impossible to find a place to operate one.

Under state law dispensaries are disallowed in residential areas or within a 1,000 feet of a school. In a Falls City, that's a significant portion of the town.

"It leaves very few areas for (dispensaries) to go," Ungricht said.

He added state law allows local jurisdictions to apply further restrictions. He suggested adding a provision that would exclude dispensaries within a 1,000 feet of parks.



"There would be nowhere in town you could put dispensaries," he said, "That way we are allowing it, but our development code would have those restrictions."

There's another avenue to keep dispensaries out — an outright ban that requires a vote of citizens.

Ungricht pointed out that, if successful, a ban would preclude the city from receiving revenue from state taxes on marijuana. He said while much about how the taxes would be dispersed is undetermined, he believes the city could still receive some taxes if it allows people to grow marijuana.

"I noticed a lot of people grow here," Ungricht said.

He said it's possible that taxes could be given to cities based on sales and manufacturing. The city would forgo revenue from sales, but could still receive taxes based on population, similar to how

alcohol taxes are dispersed. The majority of the council agreed, saying the city shouldn't put a ban proposal on the ballot.

"The negative to that is if the citizens of Falls City chooses to have a ban on dispensaries then we would not be able to share in the taxes from the state," said Councilor Dennis Sickles.

The idea of disallowing dispensaries by land use codes did draw objection from Councilor Tony Meier.

"I think putting a dispensary here, cost wise, might not even be reasonable," Meier said. "But on the other hand, why have the people here that are going to be legal about it go someplace else and buy it and let them get the tax money that we could be getting?"

The rest of the council didn't share his point of view, however.

"I think that the council spoke on dispensaries in Falls City and I would not be willing to vote for dispensaries in Falls City," Dennis Sickles said, referring to a previous decision to ban dispensaries through the city code.

Ungricht said he would bring an official proposal, reviewed by the city's attorney, at a future meeting.

Polk No. 1 to focus on safety

By Emily Mentzer
The Itemizer-Observer

INDEPENDENCE — Fire Chief Al Alcalde is working to make Polk County Fire District No. 1's firefighters and volunteers safer through training and practice.

Alcalde said the door of one of the district's trucks was bent while it was being backed out of the garage because the door was left open.

"The thought process is, if (the door is) open, you can get into it quicker," he said to the fire board of directors at its Thursday meeting.

However, with so many staff members and volunteers, the person who drives the truck into the garage isn't always the one who backs it out to respond to an incident. The person backing out

may not know to look for an open door, Alcalde noted.

With training and process, accidents such as the bent door can be prevented, he said.

Additionally, Alcalde presented a new code of ethics.

"It's a national program that's been going on for a couple of years," Alcalde said. "Fire departments are pledging to read the code of ethics and sign that they are going to maintain the code."

Alcalde said it is important for firefighters and volunteers to keep a high ethical standard in public.

"By doing this, it's a reminder to us that we're here for the public," he said.

Board member Joost Vanderhave asked Alcalde if the code should also apply to board members.

"I would encourage each of us to think about what Joost is saying and consider signing it," board chairman Tom Snair agreed.

Board member Joe Franko said board members need to be "above reproach out in the public."

In other business, the board decided to let Alcalde handle an agreement for service from Albany Fire Department.

Heard updates on the estimates to have the parking lot at Station 90 repaved, ranging from \$9,700 to \$15,000, depending on the area and thickness of the asphalt.

Approved purchasing equipment for the new fire engines that will be arriving soon. The purchase will likely cost \$60,000 or less.

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Matinees are all shows before 6pm. New pricing for matinees are: Adult \$7.25 Children \$6.75 • Senior \$7.00
Pricing does not reflect 3D showings.

Friday, Saturday & Sunday October 16 - 18

THE INTERN (Digital) (PG13)	(4:30)	7:10
THE WALK (Digital 2D) (PG)	(1:45)	9:40*
HOTEL TRANSYLVANIA 2 (Digital 2D) (PG)	(12:20 2:35 4:50)	7:05 9:35*
CRIMSON PEAK (Digital) (R)	(1:40 4:25)	7:20 9:30*
GOOSEBUMPS (Digital 2D) (PG)	(11:45 4:45)	7:15
GOOSEBUMPS (NEC Dolby 3D) (PG)	(2:15)	9:50*
THE MARTIAN (Digital 2D) (PG13)	(12:20 3:25)	6:30 9:20*
BRIDGE OF SPIES (Digital) (PG13)	(12:20 3:25)	6:30 9:25*
SICARIO (Digital) (R)	(1:30 4:15)	7:20 9:55*
PAN (Digital 2D) (PG)	(11:20 2:00 4:35)	7:10 9:30*

Monday - Wednesday October 19 - 21

THE INTERN (Digital) (PG13) NOT PLAYING WEDNESDAY	(4:30)	7:10
THE WALK (Digital 2D) (PG)	(1:45)	
HOTEL TRANSYLVANIA 2 (Digital 2D) (PG)	(2:35 4:50)	7:05 9:05**
CRIMSON PEAK (Digital) (R)	(1:40 4:25)	7:20 9:30**
GOOSEBUMPS (Digital 2D) (PG)	(4:45)	7:15
GOOSEBUMPS (NEC Dolby 3D) (PG)	(2:15)	9:50**
THE MARTIAN (Digital 2D) (PG13)	(3:25)	6:30 9:20**
BRIDGE OF SPIES (Digital) (PG13)	(3:25)	6:30 9:25**
SICARIO (Digital) (R)	(1:30 4:15)	7:20 9:55**
PAN (Digital 2D) (PG)	(2:00 4:35)	7:10 9:30**
BACK TO THE FUTURE 1 (1985 Digital Trilogy) (PG)	(4:30**)	
BACK TO THE FUTURE 2 (1989 Digital Trilogy) (PG)		7:00**
BACK TO THE FUTURE 3 (1990 Digital Trilogy) (PG)		9:15**

Thursday October 22

THE INTERN (Digital) (PG13)	(4:30)	
THE WALK (Digital 2D) (PG)	(1:45)	
PARANORMAL ACTIVITY: THE GHOST DIMENSION (R)	(2:35 4:50)	7:00
HOTEL TRANSYLVANIA 2 (Digital 2D) (PG)	(2:35 4:50)	7:05
CRIMSON PEAK (Digital) (R)	(1:40 4:25)	7:20
GOOSEBUMPS (Digital 2D) (PG)	(4:45)	7:15
GOOSEBUMPS (NEC Dolby 3D) (PG)	(2:15)	
THE MARTIAN (Digital 2D) (PG13)	(3:25)	6:30
BRIDGE OF SPIES (Digital) (PG13)	(3:25)	6:30
SICARIO (Digital) (R)	(1:30 4:15)	7:20
PAN (Digital 2D) (PG)	(2:00 4:35)	7:10

* Not showing Sunday, October 18
** Only showing Wednesday, October 21

Sudoku
Difficulty: ★★★★★

Solution on Page 14A

4	2	8	9	7	3	1	6	5
3	7	6	1	5	2	4	8	9
5	1	9	4	8	6	7	3	2
8	6	3	5	2	1	9	4	7
7	4	1	6	9	8	2	5	3
9	5	2	3	4	7	8	1	6
1	8	5	2	3	9	6	7	4
2	3	7	8	6	4	5	9	1
6	9	4	7	1	5	3	2	8

How to do Sudoku
Fill in the grid so the numbers 1 through 9 appear just once in every column, row, and three-by-three square. See example above.

4	3	2	8	1	6	7	5	9
5	6	9	3	7	4	8	1	2
1	7	8	9	5	2	4	6	3
3	4	7	2	8	5	6	9	1
2	1	6	7	4	9	3	8	5
9	8	5	1	6	3	2	7	4
7	9	1	4	3	8	5	2	6
8	5	3	6	2	1	9	4	7
6	2	4	5	9	7	1	3	8

NEWS IN BRIEF

Kicker will be on 2016 tax returns

SALEM — There will be a "kicker" issued for this year, but won't be any kicker checks issued as there have been in the past.

A more than \$402 million tax surplus was confirmed by the Office of Economic Analysis during the first week of October.

The surplus triggered a tax surplus credit, or "kicker," for the 2014 tax year.

To claim the kicker, you must file a 2015 tax return. To calculate the amount of credit, multiply your 2014 tax liability before any credits, except credits for taxes paid to other states, by 5.6 percent.

Detailed information on how to claim your credit will be in the 2015 Oregon personal income tax return instructions.

For more information: www.oregon.gov/dor.

AT&T upgrades service to Dallas

DALLAS — AT&T has completed an upgrade to mobile Internet service in the Dallas area, bringing an increase in speed to customers at no additional cost.

AT&T customers with a data plan and LTE-capable device will see an immediate and automatic increase in speed when using the mobile internet, two-way video calling, streaming music and movies, downloading apps and files, and sharing pictures via email, multimedia messaging or social networks from their smart phone or tablet.

The upgrade is part of a multi-billion dollar planned investment to expand and enhance our wireless and wireline broadband services, improving Internet service quality, speed, and reliability. AT&T invested nearly \$375 million in its Oregon network during the past three years.