

CHAPTER 1 – TRIMET CODE

- 1.05 **Code Adoption.** This TriMet Code (TMC) is adopted as the codification of permanent and general provisions enacted in ordinance form by the Tri-County Metropolitan Transportation District of Oregon (TriMet), and may be cited by reference to specific TMC section numbers (as in “TMC 1.05” to identify this section).
- 1.10 **Definitions.** As used in the TriMet Code, unless the context or a specially applicable definition requires otherwise:
- A. “Board of Directors” or “Board” means the governing body of the Tri-County Metropolitan Transportation District of Oregon.
 - B. “Code” means the TriMet Code.
 - C. “General Manager” means the General Manager of TriMet.
 - D. “ORS” means Oregon Revised Statutes.
 - E. “Person” includes individuals, corporations, associations, firms, partnerships, joint stock companies, and any other legal entity.
 - F. “President” means the President of the TriMet Board.
 - G. “TMC” means the TriMet Code.
 - H. “To” means “to and including” when used in a reference to a series of statutes, code sections, subsections, paragraphs, or subparagraphs.
 - I. “TriMet” means the Tri-County Metropolitan Transportation District of Oregon.
 - J. “Violate” includes failure to comply.
- 1.15 **Singular or Plural Number.** As used in this code, the singular number may include the plural and the plural number, the singular.
- 1.20 **Masculine, Feminine or Neuter Gender.** As used in this code, words used in the masculine gender may include the feminine and the neuter.
- 1.25 **Use of “Shall” or “Must”.** As used in this code, the words “shall” and “must” are mandatory rather than discretionary.
- 1.30 **Present Tense Includes Future.** As used in this code, words in the present tense include the future tense.

- 1.35 **Subsequent Amendments.** Reference to any portion of this code includes later amendments to that portion or to any part contained in it.
- 1.40 **Severability.** It is the intent of the Board, in the adoption of this code or of any subsequent ordinance, that if any part of the code or ordinance is held unconstitutional or otherwise invalid, the remaining parts shall remain in force unless:
- A. The ordinance or code section provides otherwise;
 - B. The remaining parts are so essentially and inseparably connected with and dependent upon the unconstitutional or invalid part that it is apparent that the remaining parts would not have been enacted without the unconstitutional or invalid part; or
 - C. The remaining parts, standing alone, are incomplete and incapable of being executed in accordance with the Board's intent.
- 1.45 **Code Headings Not Part of Law.** Title heads, chapter heads, section and subsection heads or titles and any explanatory notes in this code do not constitute any part of the law.
- 1.50 **Codification of Ordinances by Legal Services.** TriMet's Department of Contracts and Legal Services shall codify all future TriMet ordinances of general applicability into this code. In codifying, no changes shall be made in the substance of any ordinance, but renumbering, rearranging and correcting clerical error is specifically authorized.
- 1.55 **Conflicts Between Code and Ordinances.** The original ordinance enactment by the Board is considered the primary legislative act, while codification of ordinances is an authorized administrative function. In case of substantive conflict between an ordinance and its codified counterpart, the ordinance shall control.
- 1.60 **Construction.** It is the intent of the TriMet Board that codified ordinances shall be liberally construed to effectuate their purpose and policies.